

1 NEVADA STATE BOARD OF DENTAL EXAMINERS
2 6010 S. Rainbow Boulevard, Suite A-1
3 Las Vegas, Nevada 89118
4 Friday, June 28, 2013 at 9:04 am

5
6 Board Meeting
7

8 **Videoconferencing is available at the Board Office, 6010 S Rainbow Boulevard, Suite A-1, in Las Vegas and at**
9 **the Nevada State Board of Medical Examiners, 1105 Terminal Way, Suite 301, Reno, Nevada 89502.**

10
11 **Please Note:** The Nevada State Board of Dental Examiners may 1) address agenda items out of sequence to accommodate
12 persons appearing before the Board or to aid the efficiency or effectiveness of the meeting; 2) combine items for consideration
13 by the public body; 3) pull or remove items from the agenda at any time. The Board may convene in closed session to consider
14 the character, alleged misconduct, professional competence or physical or mental health of a person. *See* NRS 241.030. Prior to
15 the commencement and conclusion of a contested case or a quasi judicial proceeding that may affect the due process rights of an
16 individual the board may refuse to consider public comment. *See* NRS 233B.126.
17

18 Public comment is welcomed by the Board, but at the discretion of the Chair, may be limited to five minutes per person. A public
19 comment time will be available before any action items are heard by the public body and then once again prior to adjournment of
20 the meeting. The Chair may allow additional time to be given a speaker as time allows and in his/her sole discretion. Once all
21 items on the agenda are completed the meeting will adjourn. Prior to the commencement and conclusions of a contested case or
22 a quasi judicial proceeding that may affect the due process rights of an individual the board may refuse to consider public
23 comment.
24

25 Call to Order
26

27 1. Roll call and Establish a Quorum:
28

29 Dr. Kinard called the meeting to order and Ms. Shaffer conducted the following roll call:
30

31 Dr. Jade Miller-----EXCUSED
32 Dr. M Masih Soltani-----EXCUSED
33 Dr. Byron Blasco-----PRESENT (via Teleconference)
34 Dr. J Gordon Kinard-----PRESENT
35 Dr. Timothy Pinther-----PRESENT (via Teleconference)
36 Dr. Jason Champagne-----PRESENT
37 Dr. J. Stephen Sill-----PRESENT
38 Mrs. Theresa Guillen-----PRESENT
39 Mrs. Leslea Villigan-----EXCUSED
40 Mr. James "Tuko" McKernan-----PRESENT
41 Mrs. Lisa Wark-----PRESENT (via Teleconference)
42

43 Others Present: John Hunt, Board Legal Counsel; Debra Shaffer, Executive Director.
44

45 Public Attendees: Dwight Meierhenry; Stacie Hummel, Hummel & Associates; Michael Sanders, UNLV SDM;
46 William Pappas, DDS; Shari Peterson, CSN; Samantha Pivetz, Ferrari Public Affairs-NDA; Kelly Taylor; Brian
47 Gibson, LSC; Robert Talley, DDS, Nevada Dental Association; Terri Yannone, Pacific Dental; Ronald E Tobler,
48 DDS; Syd McKenzie, RDH; Joanna Jacob, Ferrari Public Affairs-NDA; Fred Hillerby, Board Lobbyist.
49

- 50 2. **Public Comment:** Dr. Pappas commented on the contract for the Board Legal Counsel. He noted to the Board
51 that the U.S. Court of Appeals denied North Carolina's Board appeal to the FTC ruling on two grounds: One,
52 that the Board did not have the Board members appointed by the Governor; the second, that the Board used
53 private counsel. Therefore, he asked that Board, perhaps, consider this ruling when discussing and deciding to
54 enter into a contract with Mr. Hunt. He commented further, that the Board has had a long-standing relationship
55 with ADEX and hoped that the Board will continue said relationship.
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57 **Note: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has**

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been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

***3. Executive Director’s Report (For Possible Action)**

***a. Minutes: (For Possible Action)**

- (1) Board Meeting – 08/27/2012
- (2) Board Meeting – 05/10/2013

Ms. Solie asked that the Board make a correction to the attendance list of names for the May 10th meeting and replace Mr. McKernan’s name with her name.

MOTION: Ms. Solie made the motion to approve both meeting minutes. Second by Dr. Blasco. All were in favor of the motion.

***b. Review and Discussion of Year to Date Fiscal Report April 30, 2013 (For Possible Action)**

Ms. Hummel indicated to the Board that the fiscal budget would not be available until the next meeting. She commented to the Board that the budget was drafted from scratch. She also indicated that there were changes made to spending, which will be better explained at the next Board meeting. Ms. Shaffer did indicate that the income amount provided is through April 30th. She explained there were several amounts that will still need to be reflected that will be reflected at the next meeting.

***c. Review and Discussion of Contract for John Hunt, Esquire, Board Legal Counsel (For Possible Action)**

MOTION: Dr. Sill made the motion to accept the contract. Motion seconded by Dr. Blasco. Discussion: Mrs. Wark inquired on how many years Mr. Hunt has served as the Board’s legal counsel. Mr. Hunt indicated that he has been the Board’s legal counsel for twenty-three (23) years. Per Mrs. Wark inquiry, Mr. Hunt indicated that he is the legal counsel and prosecutor the Board, however, that in the event of a conflict, Mr. Drizin also represents the Board, which would protect them from any lawsuits related to conflict of interest. Mrs. Wark suggested increasing the Mr. Hunt’s per hour fee, which Mr. Hunt humbly declined. All were in favor of the motion.

***d. Review and Discussion of Contract for Lee Drizin, Esquire, Special Counsel (For Possible Action)**

MOTION: Dr. Sill made the motion to accept the contract as presented. Motion seconded by Dr. Blasco. Discussion: Mrs. Wark asked that the Board consider, perhaps, amending the hourly rate for Mr. Drizin. Mr. Hunt indicated that the Board would have to discuss the change with Mr. Drizin. Dr. Sill noted to the Board that Mr. Lee does not provide as many hours of service as Mr. Hunt and, therefore, recommended the Board leave the hourly rate as is and originally agreed upon. All were in favor of the motion.

***e. Review and Discussion of Contract for Debra Shaffer, Executive Director (For Possible Action)**

MOTION: Dr. Sill made the motion to approve. Motion seconded by Dr. Blasco. Discussion: Mr. Hunt noted that in reviewing the contract no figure was provided for the base salary. He stated for the Board what the base salary will be. Mrs. Wark inquired if the Board staff is considered to be state employees. Ms. Shaffer explained that according to the state handbook and the terms they use, the Board staff is considered to be unclassified state employees. MR. Hunt briefly discussed the contract, which is public record, and indicated that the Board can terminate the Executive Director with or without cause. He noted to the Board that he sought the assistance of individuals from the state Human Resources department when drafting this contract. All were in favor of the motion.

114 ***f. Review and Discussion of Contract for Stacie Hummel, Hummel & Associates (For**
115 **Possible Action)**

116
117 Ms. Shaffer indicated that the contract does not expire until June 2016, however, in reviewing the Board records, the
118 contract was never brought before the Board for approval; Also, the contract has a set limit of monthly visits, which,
119 numerous times Ms. Hummel exceeds, therefore, requests the Board consideration of eliminating the number of
120 monthly visits.

121
122 MOTION: Mrs. Wark made the motion to eliminate the limit of visits and accept the contract. Motion seconded by
123 Dr. Pinther. All were in favor of the motion.

124
125 MOTION: Dr. Sill made the motion to go to agenda item (5)(a). Motion seconded by Mrs. Wark. All were in favor of
126 the motion.

127
128 ***5. New Business (For Possible Action)**

129
130 ***a. Discussion by Bruce Horn, DDS Regarding Correspondence From The Western Regional**
131 **Examining Board (For Possible Action)**

132
133 Dr. Horn approached the Board and indicated that if the Nevada Dental Board is interested in becoming members of
134 the WREB, they would be able to provide input for the exams. HE noted that they are a 500 non-profit organization
135 and that there is no fee to join. He added that membership would that grant one vote per state. He went over the
136 different types of memberships available and the general requirements of both memberships. (Roles and
137 responsibilities of membership attached for the record). He explained to the Board that if the Board becomes a
138 member they will be providing WREB with manpower and all expenses related to WREB meetings and exams are
139 incurred by WREB.

140
141 Break: 10:21am

Return from break: 10:25am

142
143 Dr. Horn explained to the Board that there are some states that accept the WREB exam, however, state statutes
144 prohibit them from being able to travel; therefore, they provide the affiliate member option.

145
146 MOTION: Dr. Sill made the motion to participate as a full member. Motion seconded by Dr. Kinard. All were in
147 favor of the motion.

148
149 MOTION: Dr. Sill made the motion to return to agenda order. Motion seconded by Mrs. Wark. All were in favor of
150 the motion.

151
152 ***4. Board Counsel's Report (For Possible Action)**

153
154 ***a. Legal Actions/Lawsuit(s) Update (For Possible Action)**

155
156 Mr. Hunt indicated that all previous lawsuits against the Board had been resolved, with the exception of one (1). He
157 indicated that there was an unemployment claim that was denied a second (2nd) time. He noted to the Board that no
158 appeal was made by the deadline and audio recording from the last unemployment hearing has been requested. He
159 indicated that there was no further litigation.

160
161 ***b. Consideration of Stipulation Agreements (For Possible Action)**

162
163 (1) Richard Blanchard, DDS

164
165 Mr. Hunt indicated that this stipulation agreement proposed is corrective action. He went over the provisions of the
166 stipulation agreement.

167
168 MOTION: Dr. Sill made the motion to adopt the stipulation agreement. Motion seconded by Dr. Pinther. All were in
169 favor of the motion.

171 ***5. New Business (For Possible Action)**

172
173 ***b. Approval For Board Member To Attend The NDA Meeting July 4-5, 2013 (For Possible**
174 **Action)**

- 175
176 (1) James G Kinard, DDS

177
178 MOTION: Dr. Sill made the motion to approve travel. Motion seconded by Mrs. Wark. All in favor.

179
180 ***c. Review and Discussion Regarding Invitation From ADEX To Attend Meeting**
181 **November 8-9, 2013 (For Possible Action)**

182
183 Dr. Kinard indicated that if any Board member was interested in attending the meeting to notify Board staff as soon
184 as possible so that travel arrangements may be made. Mrs. Wark expressed her interest in attending and indicated
185 that she will contact Board staff to arrange travel.

186
187 ***d. Review and Discussion Regarding AADB West Section For Third Vice-President**
188 **Appointment in 2017-2018 (For Possible Action)**

189
190 Ms. Shaffer indicated that the AADB will be creating a third (3rd) Vice-President Position for the Western States and
191 noted to any interested Board members that they may nominate an individual or who may be interested in the
192 applying for the position, that she will provide additional information to those interested or to those who of someone
193 who may e interested.

194
195 ***e. Review and Discussion Regarding Accounts with Morgan Stanley (For Possible Action)**

196
197 Ms. Shaffer indicated that she and Dr. Kinard met with a representative with Morgan Stanley and they recommended
198 having all the Board's financials under one financial entity. She commented that the Board would liquidate their
199 treasury bills and transfer the funds to Wells Fargo. Dr. Kinard indicated that Wells Fargo is state-approved and does
200 not charge surrender penalties, and all accounts are secured and protected, therefore, at the recommendation of the
201 Board accountant, the Board would like to transfer all financial accounts to Wells Fargo.

202
203 MOTION: Dr. Blasco made the motion to retain the Boards current bank, Wells Fargo, as hosts of the money market
204 account; therefore transfer the Board's securities and cash to Wells Fargo. Motion seconded by Mrs. Wark. All were
205 in favor of the motion.

206
207 ***f. Report from Hillerby & Associates Regarding The Legislative Session (For Possible Action)**

208
209 Dr. Kinard commented that he invited Mr. Hillerby to the Board meeting. Mr. Hillerby indicated that the LCB
210 adjourned on June 14th. He went on to discuss some of the bills that passed that would be of interest to the Board. He
211 indicated that a bill regarding the open meeting law would require for posting of meetings to be sent to the LCB.
212 (Bill Tracking Log attached for the record).

213
214 ***g. Approval of Public Health Endorsement – NRS 631.287 (For Possible Action)**

- 215
216 (1) Deborah K Osborn, RDH – Keeping The Smiles

217
218 MOTION: Mrs. Solie made the motion to approve. Motion seconded by Dr. Pinther. All were in favor of the motion.

219
220 ***h. Approval for Disciplinary Screening Officer (For Possible Action)**

- 221
222 (1) Jason E Ferguson, DDS
223 (2) Dwight W Meierhenry, DDS
224 (3) Robert A Engler, DDS

225
226 MOTION: Ms. Shaffer indicated that Dr. Thiriot reviewed the applications and recommended approval.

227

228 MOTION: Dr. Sill made the motion to approve. Motion seconded by Mrs. Wark. All were in favor of the motion;
229 Mrs. Guillen abstained.

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***i. Approval for Dental Licensure By ADEX - NRS 631.240(1)(b)(1) (For Possible Action)**

- | | |
|----------------------------------|----------------------------------|
| (1) Jessica M Ahn, DMD | (9) Michael E Kanellis, DMD |
| (2) Sana Y Alsaiegh, DMD | (10) Summer A M R Kleidosty, DMD |
| (3) Kristin M Baca, DMD | (11) Mark H Musicaro, DMD |
| (4) Benjamin J Barborka, DMD | (12) Justin T Perdichizzi, DMD |
| (5) Edgar Betancourt-Preval, DDS | (13) Sophia B Quinn, DMD |
| (6) Brian J Chase, DMD | (14) Kyle N Taylor, DMD |
| (7) Keith R Dobrin, DMD | (15) Trent E Tobler, DMD |
| (8) Aymee Jaramillo Rivas, DDS | |

1
2 Dr. Sill indicated that he reviewed all applications; they met the criteria, and recommended approval.

3
4 MOTION: Dr. Pinther made the motion to approve. Motion seconded by Dr. Blasco. All were in favor; Dr. Sill
5 abstained.

6
7 ***j. Approval for Dental Licensure By WREB – NRS 631.240(1)(b)(2) (For Possible Action)**
8

- | | |
|-------------------------------|----------------------------|
| (1) Ashley M Anderson, DMD | (13) Nipa S Kulenkamp, DMD |
| (2) Brian C Anderson, DDS | (14) Lap J Lam, DMD |
| (3) Rachel M Baek, DMD | (15) Shannon K Lee, DMD |
| (4) George A Bitar, DMD | (16) Shaheen M Moezzi, DDS |
| (5) Christina Bui, DMD | (17) Lizania Montero, DMD |
| (6) John E Cercek, DMD | (18) Brady C Okuda, DMD |
| (7) Megan M Cercek, DMD | (19) Ah Reum Park, DMD |
| (8) Eleni S Collis, DMD | (20) Kevin J Parks, DDS |
| (9) Melineh Dereghishian, DDS | (21) Aaron L Roberts, DMD |
| (10) Karen Feldman, DDS | (22) Vanna T Truong, DMD |
| (11) Whitney E Garol, DMD | (23) Izabella Wells, DMD |
| (12) Matthew C Herring, DMD | |

1
2 Dr. Sill indicated that he reviewed all applications; they met the criteria, and recommended approval.

3
4 MOTION: Dr. Pinther made the motion to approve. Motion seconded by Dr. Blasco. All were in favor; Dr. Sill
5 abstained.

6
7 ***k. Approval for Specialty Licensure by Credential - NRS 631.255(1)(a) (For Possible Action)**
8

- 9 (1) Pawan Gautam, DMD – Orthodontics
10 (2) Shahin Madi, DMD, MS - Periodontics

11
12 Dr. Sill indicated that he reviewed the applications; they met the criteria, and recommended approval.

13
14 MOTION: Dr. Pinther made the motion to approve. Motion seconded by Mrs. Guillen. All were in favor; Dr. Sill
15 abstained.

16
17 ***l. Approval for Specialty Licensure By Credential – NRS 631.255(1)(b) (For Possible Action)**
18

- 19 (1) Otabor E Okundaye, DDS – Prosthodontics-----TABLE

20
21 MOTION: Dr. Pinther made the motion to table this item. Motion seconded by Mrs. Guillen. All were in favor; Dr.
22 Sill abstained.

23
24

25 ***m. Approval for Limited Dental/Dental Hygiene License – NRS 631.271 (For Possible Action)**
26

- 27 (1) Ronald J Laux, DDS
28 (2) Katrina H Naasz, DDS
29 (3) Brian R Wilde, DMD
30

31 Dr. Sill indicated that he reviewed the applications; they met the criteria, and recommended approval.
32

33 MOTION: Mrs. Guillen made the motion to approve. Motion seconded by Dr. Pinther. All were in favor; Dr. Sill
34 abstained.
35

36 ***n. Approval for Limited License for Post-Graduate Residency Program – NRS 631.271**
37 **(Pending 90-Day Completion) (For Possible Action)**
38

- | | |
|---|--|
| (1) Christina C Coppolino, DMD | (8) <i>Dennis Pham, DDS</i> -----TABLE |
| (2) <i>Ashley Bancroft, DMD</i> ----TABLE | (9) Deborah Solomon, DDS |
| (3) Myat M Htut, DDS | (10) Wendy Seto, DDS |
| (4) <i>Timothy Jernberg</i> -----TABLE | (11) Ja Yeon Son, DDS |
| (5) Jarod W Johnson, DDS | (12) Jaime N Williams, DDS |
| (6) Devin J Lopez, DDS | (13) Brittany A Wilson, DDS |
| (7) Tziporah N Mandel, DMD | |

39 Dr. Sill asked that the Board table applicants (2), (4), & (8).
40

41 MOTION: Dr. Pinther made the motion to table applicants (2), (4), & (8). Motion seconded by Mrs. Wark. All were
42 in favor; Dr. Sill abstained.
43

44 Dr. Sill indicated that he reviewed the applications (1), (3), (5-7), & (9-13); they met the criteria, and recommended
45 approval.
46

47 MOTION: Mrs. Guillen made the motion to approve (1), (3), (5-7), & (9-13). Motion seconded by Dr. Pinther. All
48 were in favor; Dr. Sill abstained.
49

50 ***o. Approval for Dental Hygiene Licensure By WREB- NRS 631.300(1)(b)(2) (For Possible**
51 **Action)**
52

- 53 (1) Brittany A Erickson, RDH
54 (2) Lorraine A Fuller, RDH
55 (3) Laken S Hintze, RDH
56 (4) Vanja Lujic, RDH
57 (5) Betelihem Mamo-Oncho, RDH
58 (6) Linda H Nguyen, RDH
59 (7) Maddelyn M Thran, RDH
60

61 Dr. Sill indicated that he reviewed the applications; they met the criteria, and recommended approval.
62

63 MOTION: Mrs. Guillen made the motion to approve. Motion seconded by Mrs. Solie. All were in favor; Dr. Sill
64 abstained.
65

66 ***p. Approval of Voluntary Surrender of License – NAC 631.160 (For Possible Action)**
67

- 68 (1) Matthew I Kerr, DDS
69 (2) Gregory Moritz, DDS
70

71 Ms. Shaffer indicated that Dr. Moritz entered into a stipulation agreement with the Board, is moving to California,

72 and has complied with the provision of stipulation agreement.

73
74 MOTION: Dr. Sill made the motion to approve. Motion seconded by Mrs. Guillen. All were in favor.

75
76 ***q. Approval of Reactivation of Inactive License – NAC 631.170(4) (For Possible Action)**

77
78 (1) Ronald E Tobler, DDS

79
80 MOTION: Dr. Sill made the motion to approve. Motion seconded by Mrs. Wark. All were in favor.

81
82 ***r. Approval for Anesthesia-Temporary Permit – NAC 631.2254 (For Possible Action)**

83
84 ***(1) General Anesthesia (For Possible Action)**

- 85
86 a. Bryce D Leavitt, DMD
87 b. Shaheen M Moezzi, DDS

88
89 MOTION: Dr. Sill made the motion to approve. Motion seconded by Dr. Blasco. All were in favor.

90
91 ***(2) Conscious Sedation (For Possible Action)**

- 92
93 a. William Todd Thompson, DMD

94
95 MOTION: Dr. Sill made the motion to approve. Motion seconded by Dr. Blasco. All were in favor.

96
97 ***s. Approval for Anesthesia-Permanent Permit – NAC 631.2233 (For Possible Action)**

98
99 ***(1) Conscious Sedation (For Possible Action)**

- 100
101 a. Shelly Self, DMD

102
103 MOTION: Dr. Sill made the motion to approve. Motion seconded by Mrs. Solie. All were in
104 favor.

105
106 **6. Resource Group Reports**

107
108 ***a. Legislative and Dental Practice (For Possible Action)**

109 (Chair: Dr. Pinther; Dr. Champagne; Dr. Blasco; Dr. Kinard; Mrs. Guillen, Mrs. Wark)

110
111 No report.

112
113 ***b. Legal and Disciplinary Action (For Possible Action)**

114 (Chair: Dr. Kinard; Dr. Soltani; Dr. Sill; Dr. Blasco; Mrs. Villigan; Mrs. Wark)

115
116 No report.

117
118 ***c. Examinations (For Possible Action)**

119
120 ***(1) Dental (For Possible Action)**

121 (Chair: Dr. Miller; Dr. Kinard and Mrs. Guillen)

122
123 No report.

124
125 ***(2) Dental Hygiene (For Possible Action)**

126 (Chair: Mrs. Guillen; Mrs. Villigan; Ms. Solie; Dr. Pinther)

127 No report.

- 128
129 *d. **Continuing Education** (For Possible Action)
130 (Chair: Dr. Sill; Dr. Blasco; Dr. Soltani; Mrs. Villigan; Ms. Solie)

131
132 Dr. Sill indicated that the committee needs to schedule a final workshop for the regulation changes for
133 continuing education.

- 134
135 *e. **Committee of Dental Hygiene** (For Possible Action)
136 (Chair: Mrs. Villigan; Mrs. Guillen; Ms. Solie; Dr. Sill)

137
138 No report.

- 139
140 *f. **Specialty** (For Possible Action)
141 (Chair: Dr. Soltani; Dr. Miller; Dr. Pinther)

142
143 No report.

- 144
145 *g. **Anesthesia** (For Possible Action)
146 (Chair: Dr. Miller; Dr. Pinther; Dr. Champagne, Dr. Kinard)

147
148 No report.

- 149
150 *h. **Infection Control** (For Possible Action)
151 (Chair: Mrs. Villigan; Dr. Blasco; Dr. Champagne; Dr. Soltani; Ms. Solie; Mrs. Wark)

152
153 No report.

- 154
155 *i. **Budget and Finance Committee** (For Possible Action)
156 (Chair: Dr Sill, Mrs. Wark, Mrs. Guillen)

157
158 Dr. Sill indicated that the committee will be meeting next month to go over the budget since it is still worked on.

159
160 7. **Public Comment:** Ms. McKenzie thanked the Board and commented that she appreciates that the Board sets the
161 bar high for licensing and public health protection. She commended the Board, Board Legal Counsel, and associates
162 for their excellent leadership and roles.

163 Mrs. Peterson inquired on the when the Board would discuss Limited license holders working in the private
164 practice. Ms. Shaffer indicated that the earliest would be at the August Board meeting.

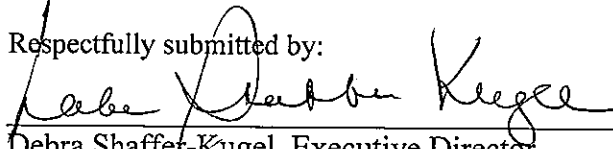
165
166 **Note: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has**
167 **been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)**

168 8. **Announcements:** Ms. Shaffer indicated that Ms. Candice Stratton will be in charge of the office while she is
169 away on vacation.

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171 *9. **Adjournment** (For Possible Action): Dr. Sill made the motion to adjourn. Motion seconded by Mrs. Wark. All
172 were in favor.

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176 Meeting Adjourned at 11:46 am.

177
178 Respectfully submitted by:

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180
181 Debra Shaffer-Kugel, Executive Director