

NEVADA STATE BOARD  
of  
DENTAL EXAMINERS



BOARD MEETING

APRIL 3, 2018

6:00 P.M.

**PUBLIC BOOK**

PLEASE DO NOT REMOVE BOOK FROM OFFICE

1 MOT  
2 Lawrence J. Semenza, Esq.  
3 Nevada Bar No. 789  
4 LAWRENCE J. SEMENZA, LTD.  
5 3753 Howard Hughes Parkway, Suite 200  
6 Las Vegas, Nevada 89169  
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10 *Attorneys for Erica Smith, DDS*

11 STATE OF NEVADA  
12 BEFORE THE BOARD OF DENTAL EXAMINERS

13 NEVADA STATE BOARD OF DENTAL  
14 EXAMINERS

15 Complainant,

16 vs.

17 ERICA J. SMITH, DDS,

18 Respondent.

Case No. 5627-0003  
(Consolidated Case Nos.: 5627-  
1247; 5627-1326; 5627-1385;  
5627-1386;5627-1391;5627  
1483;5627-1574)

19 Erica J. Smith, DDS, Respondent, by and through her counsel, Lawrence J. Semenza, Esq.,  
20 hereby moves the Nevada Board of Dental Examiners, (“Board”) Complainant, for a continuance  
21 of the Formal Hearing concerning concerning the disciplinary action against Respondent  
22 scheduled to commence April 6<sup>th</sup> 2018.

23 This motion is based upon the following facts.

24 The Board’s amended complaint and other Board documents were received at the office  
25 on March 6, 2018, and I first saw the Board’s documents on March 12, 2018, scheduling a Formal  
26 Hearing to commence April 6, 2018.

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1 I immediately contacted Dr. Smith to inform her of my receipt of the Board's documents,  
2 and spoke with her on March 14, 2018, to advise her of the filing which she was unaware of and  
3 of the hearing date. Dr. Smith informed me that she would be leaving Las Vegas to travel to  
4 Texas and would not be returning until the last week of March. I have further been informed that  
5 now she will not be returning until the second week of April which is after the date scheduled for  
6 the formal hearing.  
7

8 Likewise, prior to receiving the Board's Notice of Hearing, I previously scheduled to be  
9 out of state on the 6<sup>th</sup> and 7<sup>th</sup> of April, and thus unavailable for the scheduled hearing. I have a  
10 tentative scheduled jury trial to commence anywhere from the 16<sup>th</sup> of April until May 18<sup>th</sup> 2018,  
11 which should last between four and five days. I am sure that a date which is convenient to counsel  
12 for the Board, the Board, Dr. Smith and Dr. Smith's counsel can be agreed upon to schedule the  
13 Formal Hearing.  
14

15 Respectfully submitted this 27<sup>th</sup> day of March 2017.

16 LAWRENCE J. SEMENZA, LTD.

17 By: *Lawrence J. Semenza*  
18 Lawrence J. Semenza, Esq.  
19 Nevada Bar #789  
20 3753 Howard Hughes Parkway, Suite 200  
21 Las Vegas, NV 89169

*Attorneys for Erika J. Smith DDS*

22 **CERTIFICATE OF SERVICE**

23 Pursuant to NRCF 5(b) and NCFER 9, I hereby certify that on March 27, 2017, I  
24 caused to be sent by electronic transmission, a true copy of MOTION TO CONTINUE  
25 HEARING to the following email address:

26 Melanie Bernstein Chapman, Esq.  
27 General Counsel  
28 Nevada State Board of Dental Examiners

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*Lawrence J. Semenza*  
Lawrence J. Semenza