

NEVADA STATE BOARD
of
DENTAL EXAMINERS

PUBLIC BOARD MEETING

MARCH 20, 2015

10:00 A.M.

PUBLIC BOOK



NEVADA STATE BOARD OF DENTAL EXAMINERS
6010 S Rainbow Boulevard, Suite A-1
Las Vegas, Nevada 89118
(702) 486-7044



Video Conferencing available for this meeting at the Nevada State Board of Medical Examiners located at
1105 Terminal Way, Suite 301, Reno, NV 89502

DRAFT MINUTES

Friday, January 30, 2015
1:03 p.m.

Board Meeting Agenda

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

At the discretion of the Chair, public comment is welcomed by the Board, but will be heard only when that item is reached and will be limited to five minutes per person. A public comment time will also be available as the last item on the agenda. The Chair may allow additional time to be given a speaker as time allows and in his/her sole discretion. Once all items on the agenda are completed the meeting will adjourn.

Asterisks () denote items on which the Board may take action.
Action by the Board on an item may be to approve, deny, amend, or table.*

1. Call to Order, roll call, and establish quorum

Dr. Kinard called the meeting to order and Mrs. Shaffer-Kugel conducted the following roll call:

Dr. J Gordon Kinard -----PRESENT
Dr. J Stephen Sill -----PRESENT
Dr. Timothy Pinther -----PRESENT
Dr. Jade Miller-----PRESENT
Dr. Gregory Pisani-----PRESENT
Dr. Byron Blasco-----PRESENT
Dr. Jason Champagne-----PRESENT
Mrs. Leslea Villigan -----PRESENT
Mrs. Theresa Guillen -----PRESENT
Ms. Caryn Solie -----PRESENT
Mrs. Lisa Wark -----PRESENT

Others Present: John Hunt, Board Legal Counsel; Debra Shaffer-Kugel, Executive Director; Stacie Hummel; Hummel & Associates, Board accountant.

Public Attendees: Betty McGuire, RDH; Adam Plain, Ferrari Public Affairs; Jacob Hafter, Counsel for Dr. Ilya Benjamin; Annette Lincicome, NDHA; Lukian Kobzeff, Counsel with Alverson, Taylor, Mortensen, and Sanders; Mary Bobbett, RDH; Sharon Peterson, RDH, CSN & NDHA.

2. **Public Comment:** (Public Comment is limited to five (5) minutes for each individual): None.

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

*3. **Appointment of Officers** –NRS 631.160 (For Possible Action)

(1) President Appointment

MOTION: Dr. Sill made the motion to nominate Dr. Pinther as President. Motion was seconded by Dr. Blasco. All were in favor.

(2) Secretary-Treasurer Appointment

MOTION: Dr. Sill made the motion to nominate Dr. Blasco as the Secretary-Treasurer. Motion was seconded by Mrs. Wark. All were in favor.

MOTION: Dr. Pinther made the motion to allow Dr. Kinard to preside over the meeting. Motion was seconded by Dr. Blasco. All were in favor.

*4. **Executive Director's Report** (For Possible Action)

*a. **Minutes**–NRS 631.190 (For Possible Action)

(1) 12/12/2014-Board Meeting

(2) 12/12/2014-Budget and Finance Committee Meeting

MOTION: Dr. Miller made the motion to approve the minutes (1). Motion was seconded by Mrs. Wark. All were in favor.

MOTION: Mrs. Wark made the motion to approve the minutes (2). Motion was seconded by Dr. Blasco. All were in favor.

*b. **Financials**–NRS 631.180 (For Possible Action)

(1) Review Balance Sheet and Statement of Revenues, Expenses and Balances for fiscal period July 1, 2014 through November 2014 (For Possible Action)

Mrs. Shaffer-Kugel noted that the Board accountant was present to answer any questions they may have. She went over the new military spouse order and how they had to create screens which incurred additional charges for the GL Solutions licensing system; she noted that it was not a budgeted item. Mrs. Shaffer-Kugel responded to Dr. Miller's inquiry regarding any additional charges that could potentially occur; she indicated that she did not foresee any additional expenses arising. Dr. Pinther inquired about the fines that are payable to the state. Mrs. Shaffer-Kugel and Mrs. Hummel both noted to Dr. Pinther that fines are payable to the state, such as change-of-address fines and fines that licensees may pay pursuant to stipulation agreements. Mrs. Shaffer-Kugel indicated that solely fines were payable to the state. Mrs. Hummel went over the budget with the Board. She noted to them that there were some expenses that will be reflected in the December budget that are not reflected in this budget. Mrs. Wark inquired about the postage that was listed in the budget, and whether it included postage costs to send out two newsletters or one. Mrs. Shaffer-Kugel indicated that only one newsletter was mailed out and that the

108 other was posted online only. Mrs. Shaffer-Kugel indicated that they will be sending out 2 newsletters, a
109 Winter/Spring edition and a Summer/Fall edition. She further added that GL was working on eventually being
110 able to capture email address for licensees when they renew online through the online renewal portal.
111
112 MOTION: Ms. Solie made the motion to adopt the review of the budget. Motion seconded by Dr. Blasco. All were
113 in favor.
114

115
116 *c. Authorized Investigative Complaints:
117

118 (1) RDH X-NAC 631.210-NRS 631.360 (For Possible Action)
119

120 Mrs. Shaffer-Kugel went over the alleged violations.
121

122 MOTION: Dr. Miller made the motion to authorize the investigation. Motion seconded by Dr. Pisani. All were in
123 favor.
124

125 (2) Dr Y-NRS 631.3475(7) (For Possible Action)
126

127 Mrs. Shaffer-Kugel went over the alleged violations.
128

129 MOTION: Dr. Pinther made the motion to authorize the investigation. Motion seconded by Dr. Blasco. All were in
130 favor.
131

132 (3) Dr Z-NRS 631.349 and NAC 631.178 (For Possible Action)
133

134 Mrs. Shaffer-Kugel went over the alleged violations.
135

136 MOTION: Dr. Miller made the motion to authorize the investigation. Motion seconded by Ms. Solie. All were in
137 favor.
138

139
140 *d. Correspondence: (For Possible Action)
141

142 (1) Election of Member to serve as the Member of the ADEX Dental Examination Committee
143

- 144 (a) Dentist Board Member
145 (b) William Pappas, DDS
146

147 Mrs. Shaffer-Kugel read a letter from Dr. Pappas to the Board members regarding his request to appoint him to
148 serve as a member of the ADEX committee.
149

150 MOTION: Mrs. Villigan made the motion to appoint Dr. Pappas. Motion seconded by Ms. Solie. Discussion: Mrs.
151 Wark commented that, perhaps, it would better serve the Board to have a current sitting member appointed. Roll
152 Call vote:
153

Dr. J Gordon Kinard -----No	Dr. Jason Champagne-----No
Dr. J Stephen Sill -----No	Mrs. Leslea Villigan -----Yes
Dr. Timothy Pinther -----No	Mrs. Theresa Guillen -----Yes
Dr. Jade Miller-----No	Ms. Caryn Solie -----No
Dr. Gregory Pisani-----No	Mrs. Lisa Wark -----No
Dr. Byron Blasco-----No	

1
2 Motion did not pass.
3

4 MOTION: Mrs. Wark made the motion to nominate Dr. Blasco. Roll call vote:

5
6 Dr. J Gordon Kinard -----Yes
7 Dr. J Stephen Sill -----Yes
8 Dr. Timothy Pinther -----Yes
9 Dr. Jade Miller-----Yes
10 Dr. Gregory Pisani-----Yes
11 Dr. Byron Blasco-----Yes

Dr. Jason Champagne-----Yes
Mrs. Leslea Villigan -----Yes
Mrs. Theresa Guillen -----Yes
Ms. Caryn Solie -----Yes
Mrs. Lisa Wark -----Yes

12 Motion is agreed to; motion passed. Dr. Blasco newly appointed member to ADEX Examination Committee.

13
14
15 *e. Travel: (For Possible Action)

16 (1) Approval to Attend AADB Mid-Year Meeting April 26-27, 2015 in Chicago, Illinois
17 (For Possible Action)

- 18 (a) Byron Blasco, DMD (e) Debra Shaffer-Kugel
19 (b) Jade Miller, DDS
20 (c) J Gordon Kinard, DDS
21 (d) Caryn Solie, RDH

22 Mrs. Shaffer-Kugel indicated that the members listed were the current members; she noted, however, that Dr.
23 Kinard would like to volunteer to withdraw his membership and would like to nominate Mrs. Wark to attend the
24 meeting.

25 MOTION: Dr. Kinard made the motion to withdraw himself and appoint Mrs. Wark. Motion seconded by Dr.
26 Pisani. All were in favor.

27 MOTION: Dr. Miller made the motion to approve the amended 5 members listed, and should an approved member
28 not be available to attend he approved any Board member to fill the vacancy. Motion seconded by Ms. Guillen. All
29 were in favor.

30 *5. Board Counsel's Report (For Possible Action)

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

32 (1) District Court Case(s) Update

33 Mr. Hunt advised the Board members to refrain from speaking with anyone regarding board matters. Further, that if
34 anyone is to contact them, they are to refer them to board office or himself. He noted to the Board that there was no
35 adverse litigation currently.

36
37 *b. Consideration of Stipulation Agreements (For Possible Action)

38 (1) Un Chong Tam, DDS

39 Mr. Hunt went over the provision of the proposed stipulation agreement.

40 MOTION: Mrs. Wark made the motion to adopt the stipulation agreement. Motion seconded by Mrs. Villigan. All
41 were in favor.

48 (2) James Mann, DDS

49
50 Mr. Hunt went over the provision of the proposed stipulation agreement.

51
52 MOTION: Dr. Pinther made the motion to adopt the stipulation agreement. Motion seconded by Dr. Pisani. All
53 were in favor.

54
55 (3) Michael Mierzejewski, DMD

56
57 Mr. Hunt went over the provision of the proposed stipulation agreement.

58
59 MOTION: Dr. Blasco made the motion to adopt the stipulation agreement. Motion seconded by Mrs. Wark. All
60 were in favor.

61
62 (4) Ilya Benjamin, DMD

63
64 Mr. Hunt went over the provision of the proposed stipulation agreement.

65
66 MOTION: Dr. Pinther made the motion to adopt the stipulation agreement. Motion seconded by Ms. Solie. All were
67 in favor; Dr. Champagne abstained.

68
69
70 ***6. New Business** (For Possible Action)

71
72 ***a. Consideration of Recommendations of report from Board Appointed Anesthesia**
73 **Evaluators pursuant to NAC 631.2233(2) to determine Pass or Fail of Anesthesia**
74 **Evaluation/Inspection:** (For Possible Action)

75
76 1. Conscious Sedation Evaluation/Inspection (For Possible Action)

77
78 (a) Dr. X

79
80 Mrs. Shaffer-Kugel indicated that an evaluation was conducted at Dr. X's office, however, that the though the site
81 evaluation portion was compliant, the evaluators had concerns with dentists' emergency scenario awareness.
82 Ultimately, the evaluation resulted in a failure, should the dentist request to be reevaluated it would be solely on
83 emergency scenario awareness.

84
85 MOTION: Dr. Miller made the motion to affirm to recommendation of the evaluators. Motion seconded by Dr.
86 Pisani. All were in favor.

87
88 2. Based on Board's consideration and action from Item 6(c)(1), further
89 consideration of NAC 631.2235 and granting Executive Director authority to
90 respond in accordance with any request made pursuant to NAC 631.2235(2)(3).
91 (For Possible Action)

92
93 MOTION: Dr. Pinther made the motion to grant Mrs. Shaffer-Kugel the authority to approve a re-evaluation if
94 requested. Motion seconded by Dr. Miller. All were in favor.

95
96 ***b. Approval for Dental Licensure by ADEX – NRS 631.240(1)(b)(1)** (For Possible Action)

97
98 (1) Aimee C B Villamayor DDS

99
100 Dr. Pinther indicated that he reviewed the application, that it met the criteria, and recommended approval.

101
102 MOTION: Dr. Sill made the motion to approve. Motion seconded by Mrs. Wark. All were in favor; Dr. Pinther
103 abstained.

***c. Approval for Dental Licensure by WREB – NRS 631.240(1)(b)(2) (For Possible Action)**

- | | |
|--------------------------------|-------------------------------------|
| (1) Jesse J J Falk DMD | (8) Stephen J Branham, DDS |
| (2) Mohammad Khosousi DDS | (9) Sandy Barnes DDS |
| (3) Matthew J Krieger DMD | (10) Katie B Foster DMD |
| (4) Anas A Najm DDS | (11) Lisa M Gortari DDS |
| (5) Timothy J Quirt DDS | (12) Vaheed J Shahnam DMD |
| (6) Mansoureh Soltani DDS | (13) Jocelynn V Sustaita DMD--table |
| (7) Christopher T Spillers DMD | (14) Clay M Van Leeuwen DMD |

Dr. Pinther indicated that he reviewed the applications, that they met the criteria, and recommended approval and to table (13).

MOTION: Dr. Sill made the motion to approve (1)-(12) and (14), and to table (13). Motion seconded by Ms. Solie. All were in favor; Dr. Pinther abstained.

***d. Approval for Specialty License by Application – NRS 631.250 (For Possible Action)**

- (1) Saoly X Benson DDS

Dr. Pinther indicated that he reviewed the application, that it met the criteria, and recommended approval.

MOTION: Mrs. Wark made the motion to approve. Motion seconded by Ms. Guillen. All were in favor; Dr. Pinther abstained.

***e. Approval for Specialty License by Credential (Board Eligible)– NRS 631.255 (1)(b) (For Possible Action)**

- (1) Chrishelle W Hemphill DDS – Pediatric Dentistry

Dr. Pinther indicated that he reviewed the application, that it met the criteria, and recommended approval.

MOTION: Ms. Solie made the motion to approve. Motion seconded by Dr. Pisani. All were in favor; Dr. Pinther abstained.

***f. Approval for Specialty License by Credential (Board Certified)– NRS 631.255(1)(a) (For Possible Action)**

- (1) Karen T Ching DDS – Pediatric Dentistry
 (2) Karl H Ching DDS – Periodontics
 (3) Nicole L Mackie DS MS - Prosthodontics
 (4) John M Pobanz DDS MS – Orthodontics

Dr. Pinther indicated that he reviewed the applications, that they met the criteria, and recommended approval.

MOTION: Dr. Pisani made the motion to approve. Motion seconded by Ms. Guillen. All were in favor; Dr. Pinther abstained.

***g. Approval of Restricted Geographical Dentist License – NRS 631.274(1)(a) (For Possible Action)**

- (1) Jeanna K Secreist – Elko County

Dr. Pinther indicated that he reviewed the application, that it met the criteria, and recommended approval.

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

47 ***h. Approval for Dental Hygiene Licensure by ADEX – NRS 631.300(1)(b)(1) (For Possible Action)**

48
49 (1) Geisel Fernandez

50
51 Dr. Pinther indicated that he reviewed the application, that it met the criteria, and recommended approval.

52
53 MOTION: Dr. Pisani made the motion to approve. Motion seconded by Ms. Solie. All were in favor; Dr. Pinther
54 abstained.

55
1 ***i. Approval for Dental Hygiene Licensure by WREB – NRS 631.300(1)(b)(3) (For Possible Action)**

2 (1) Danyalle K Chun
3 (2) Lindsey E Lutsch
4 (3) Kimberly L Petrilla
5 (4) Chau T T Reyes
6 (5) Meghan L Rodarte
7 (6) Natalie T Tingey
8 (7) Jennifer N Zohner

9
10 Dr. Pinther indicated that he reviewed the applications, that they met the criteria, and recommended approval.

11
12 MOTION: Mrs. Wark made the motion to approve. Motion seconded by Ms. Guillen. All were in favor; Dr.
13 Pinther abstained.

14
15 ***j. Approval for Dental ~~Hygiene~~ Licensure by Credential for Military Spouse (For Possible Action)**

1 (1) Kathleen H Hood DDS
2 (2) Leah O Villarreal DDS

3
4 Let it show for the record that the approval is for dental licensure and not dental hygiene licensure. Dr. Pinther
5 indicated that he reviewed the applications, that they met the criteria, and recommended approval.

6
7 MOTION: Mrs. Wark made the motion to approve. Motion seconded by Dr. Blasco. All were in favor; Dr.
8 Pinther abstained.

9
10 ***k. Approval for Disciplinary Screening Officers-NRS 631.190 (For Possible Action)**

11
12 (1) Rick Thiriot, DDS – DSO Coordinator (14) Donna Hellwinkel, DDS
13 (2) Lynn Brosy, DMD (15) James E Jones, DDS
14 (3) Wendy Woodall, DDS (16) Kenneth Lang, DDS
15 (4) Tina Brandon-Abbatangelo, DDS (17) Dawn McClellan, DDS
16 (5) Bradley Roberts, DDS (18) Michael Squitieri, DDS
17 (6) Edward Herschaft, DDS (19) David Welmerink, DDS
18 (7) Larry Frugoli, DMD (20) Bradley Strong, DDS
19 (8) Michael Webberson, DDS (21) Thomas Myatt, DDS
20 (9) Dennis Arch, DDS (22) Gary Braun, DMD
21 (10) Dwight Meierhenry, DDS (23) Edward Gray, DMD
22 (11) Jason Ferguson, DDS (24) Mark Degen, DDS, MD
23 (12) A Ted Twesme, DDS (25) Gary Geracci, DDS
24 (13) Joyce Herceg, RDH

25
26 MOTION: Dr. Blasco made the motion to approve (1)-(25); he noted that the approval is to include all board
27 members as DSO's, and to note that the Executive Director assigns and appoints the DSOs. Motion seconded by
28 Dr. Pinther. All were in favor.

7
8
*l. Approval for Anesthesia Evaluators-NRS 631.190 (For Possible Action)

General Anesthesia Evaluators

- (1) Lowell K Anderson, DMD
- (2) Michel J Daccache, DDS
- (3) Steven E DeLisle, DDS
- (4) Edward J Gray, DMD, MD
- (5) Brendan G Johnson, DDS
- (6) Thomas P Myatt, DDS
- (7) Patrick A O'Connor, DDS
- (8) Amanda Jo Okundaye, DDS
- (9) Mont M Ringer, DDS
- (10) Albert T Twesme, DDS

Conscious Sedation Evaluators

- (11) Michael G Almaraz, DDS
- (12) Jon P Galea, DDS
- (13) Ryan S Gifford, DDS
- (14) Dawn L McClellan, DDS
- (15) Jade A Miller, DDS
- (16) Daniel K Moore, DDS
- (17) Joshua L Saxe, DDS
- (18) Paul D Schwarz, DMD
- (19) Patrick A Simone, DDS
- (20) Gilbert A Trujillo, DDS
- (21) David J Trylovich, DDS
- (22) William F Waggoner, DDS
- (23) Jason E Ferguson, DDS

9
10 MOTION: Dr. Pinther made the motion to approve the Anesthesia Evaluators. Motion seconded by Mrs. Wark.
11 Amendment to motion: Executive Director to appoint the evaluators. All were in favor.
12

13
14 *m. Approval for Infection Control Inspectors-NRS 631.190 (For Possible Action)

- | | | |
|------------------------------|-------------------------------|------------------------------|
| (1) John L Aramini, DDS | (10) Joshua M Ignatowicz, DMD | (19) Gail M Corthell, RDH |
| (2) Lynn A Brosy, DMD | (11) Nelson D Lasiter, DMD | (20) Linda L Fairley, RDH |
| (3) John C DiGrazia, DDS | (12) Gordon J Murray, DDS | (21) Elvera L Kajans, RDH |
| (4) Bradley A Ditsworth, DMD | (13) Brett A Noorda, DMD | (22) Betty L McGuire, RDH |
| (5) Steven N Fleming, DDS | (14) William P O'Gara, DDS | (23) George F Rosenbaum, DDS |
| (6) Rickey L Grant, DMD | (15) Pamela J Patten, DDS | (24) Brad A Wilbur, DDS |
| (7) Steven W Hall, DDS | (16) Mary M Bosnos, RDH | (25) James McKernan, RDH |
| (8) Christine L Haskin, DDS | (17) Kathryn M Bruce, RDH | |
| (9) Donna Jo Hellwinkel, DDS | (18) Catherine B Buckley, RDH | |

1
2 MOTION: Ms. Solie made the motion to approve the inspectors as listed above, and to include Board members as
3 inspectors; further, she noted that her motion is to note that anesthesia and conscious sedation evaluators may also
4 conduct IC inspections and that they are to be coordinated and assigned by the Executive Director. Motion was
5 seconded. All were in favor.
6

7
8
9 *n. Approval for Anesthesia-Temporary Permit – NAC 631.2254 (For Possible Action)

10
11
12 *(1) Conscious Sedation

- (a) Charles R Cordova Jr., DDS

13 Dr. Miller recommended approval.

14 MOTION: Dr. Pisani made the motion to approve. Motion seconded by Dr. Pinther. All were in favor; Dr. Miller and
15 Dr. Pinther abstained.

16
17
18 *(2) General Anesthesia

- (a) Ronald J Trevisani, DMD

19 Dr. Miller recommended approval.

20
21 MOTION: Mrs. Wark made the motion to approve. Motion seconded by Dr. Pisani. All were in favor; Dr. Miller and
22 Dr. Pinther abstained.
23
24
25

26 *o. Approval for Anesthesia-Permanent Permit – NAC 631.2233 (For Possible Action)

27
28 *(1) Conscious Sedation

29 (a) Matthew L Peers, DDS

30
31 Dr. Miller recommended approval.

32
33 MOTION: Mrs. Wark made the motion to approve. Motion seconded by Ms. Solie. All were in favor; Dr. Miller and
34 Dr. Pinther abstained.

35
36 *7. Resource Group Reports

37
38 *a. Legislative and Dental Practice (For Possible Action)

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

40
41 Dr. Pinther reported that the legislative session commences on Monday, February 2, 2015. He indicated that there
42 were 5 BDRS and 3 assembly bills that have a direct impact on the Board. Mrs. Shaffer noted to the Board that
43 language for the BDR's and assembly bills were not yet available. They assembly bills and BDR's are as follows:

44
45 Assembly Bill 53: This bill changes the verbiage from substantial evidence to "preponderance of the evidence"
46 and changes the language regarding judicial review.

47
48 Assembly Bill 72: Amends Chapter 622 to provide certain regulatory board the ability to issue citations to
49 persons who violate the regulations of the board.

50
51 Assembly Bill 89: This bill contains reciprocity for licensure for active or retired military and their spouses,
52 changes requested by the Board with regards to the definitions for anesthesia.
53

BDR62	Licensing & Practice of medical professionals	Revises provisions governing licensing and practice of certain medical professionals.	Legislative Committee on Health Care
BDR84	Licensing of medical professionals	Revises provisions relating to licensing of medical professionals.	Senate Health
BDR535	Occupational licensing	Revises provisions relating to occupational licensing	Senate Health
BDR575	Medical and Dental benefits	Makes various changes relating to the coordination of medical and dental benefits.	Senator Hardy
BDR576	Professional licensing boards	Makes various changes relating to professional licensing boards	Senator Hardy

54
55 Mrs. Shaffer-Kugel indicated to the Board that she will send updates in the Friday packets to keep them abreast of it
56 all.

57
58 *b. Legal and Disciplinary Action (For Possible Action)

59 (Chair: Dr. Kinard; Dr. Pisani; Dr. Sill; Dr. Blasco; Mrs. Villigan; Mrs. Wark)

60
61 No report.
62
63
64
65

66 *c. Examinations Liaisons (For Possible Action)

67
68 *(1) WREB Representatives (For Possible Action)
69 (Dr. Blasco and Mrs. Solie)
70

71 Dr. Blasco indicated that in two weeks he will be in Phoenix for the DERB meeting; Ms. Solie will be at the dental
72 hygiene meeting.
73

74 *(2) ADEX Representatives (For Possible Action)
75 (Dr. Kinard)
76

77 Dr. Kinard reported that the executive director for ADEX resigned. Mrs. Wark reported that ADEX changed their
78 name to CDCA. Dr. Pinther added that ADEX is now an international testing agency.
79

80 *d. Continuing Education (For Possible Action)
81 (Chair: Dr. Sill; Dr. Blasco; Dr. Pisani; Mrs. Villigan; Ms. Solie)
82

83 No report.
84

85 *e. Committee of Dental Hygiene (For Possible Action)
86 (Chair: Mrs. Guillen; Mrs. Villigan, Ms. Solie; Dr. Sill)
87

88 No report.
89

90
91 *f. Specialty (For Possible Action)
92 (Chair: Dr. Pisani; Dr. Miller; Dr. Pinther)
93

94 No report.
95

96 *g. Anesthesia (For Possible Action)
97 (Chair: Dr. Miller; Dr. Pinther; Dr. Champagne, Dr. Kinard)
98

99 No report.
100

101 *h. Infection Control (For Possible Action)
102 (Chair: Mrs. Villigan; Dr. Blasco; Dr. Champagne; Dr. Pisani; Ms. Solie; Mrs. Wark)
103

104 Report: Mrs. Villigan provided a report from her attendance of the OSAP boot camp meeting. She noted to the Board
105 that OSAP is a community of clinicians, educators, researchers and industry representatives that advocate for safe and
106 infection free oral healthcare. She further noted that they offer two (2) meetings per year, the Symposium which is
107 usually held in the summer, and the CORE Infection Control (IC) Bootcamp that is usually held in January. She
108 indicated to the Board that they are an eminent organization for the Board to follow because they provide new
109 information from many organizations such as the CDC, OSHA, EPA, and FDA just to name a few. Furthermore, that
110 their meetings provide a glimpse of future guidelines or events that may be occurring in the near future. She described
111 how they teach and discuss examples of "best practices" and how to reinforce the basics and teach what the 'best
112 practices' look like. She gave examples of what they consider 'best practices' to be and what they entailed.
113

114 She went on to discuss the overlap between the CDC and OSHA. She provided an example of how the CDC in their
115 guidelines leave marks to note when a guideline or recommendation is regulated by another agency, such as OSHA;
116 and how OSHA often defers to the CDC for the science and recommendations.
117

118 She noted to the Board that the CDC will be updating their immunization recommendations around October of each
119 year when changes are made. She noted to the Board that the 2011 immunization recommendations they adopted were
120 current.

She discussed that it is considered completely acceptable to perform soap and water hand hygiene at the beginning and end of the day, and alcohol based hand rub throughout the day unless hands get soiled. She noted that a higher alcohol concentration is not always better. An example was that a 65% alcohol based hand rub is considered better than a 90% because water is needed to denature proteins on hands. She went on to discuss gowns, how they are to be used, the length of the gowns, and the use of scrubs and street clothes. She also discussed how Barriers must be fluid proof, and how if plastic wrap is being used how it must meet FDA weight for food wrap standards. She expressed the importance of offices reading the manufacturer's Instructions of Use since some equipment may have to be reprocessed differently depending on the specific manufacturer.

She noted to the Board that the CDC should be coming out with an update to the infection control guidelines sometime in 2015. She also noted that Nevada was used as an example during the last OSAP meeting of how to regulate the CDC guidelines, and how Nevada has created levels that have set implications if guidelines are not followed according to the inspection form. She gladly noted how it was stated that Nevada was really ahead of the curve on IC inspections.

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

No report.

8. Public Comment: (Public Comment is limited to Five (5) minutes for each individual): None.

Note: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)
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9. Announcements: Dr. Blasco thanked Dr. Kinard and Dr. Pinther for serving in their capacities over the past year.

Mrs. Shaffer-Kugel announced that Dr. Blasco, Dr. Pisani, and Ms. Guillen were reappointed. She noted that the board member terms were listed on the board website.

Mrs. Shaffer-Kugel indicated that the board could hold a Dental Hygiene committee meeting on March 20th and asked that the Dental Hygienists Association provide her with any information that they would like to discuss at the meeting.

Mrs. Wark reminded the board members that if they would like to submit anything in the newsletter to notify her.

***10. Adjournment** (For Possible Action)

MOTION: Dr. Blasco made the motion to adjourn. Motion seconded by Mrs. Wark. All were in favor.

Meeting Adjourned at 2:31 pm.

Respectfully submitted by:

Debra Shaffer-Kugel, Executive Director



NEVADA STATE BOARD OF DENTAL EXAMINERS
6010 S Rainbow Boulevard, Suite A-1
Las Vegas, Nevada 89118
(702) 486-7044



Video Conferencing available for this meeting at the Nevada State Board of Medical Examiners located at
1105 Terminal Way, Suite 301, Reno, NV 89502

DRAFT Minutes

Friday, January 30, 2015
11:00 a.m.

FORMAL HEARING AGENDA

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

At the discretion of the Chair, public comment is welcomed by the Board, but will be heard only when that item is reached and will be limited to five minutes per person. A public comment time will also be available as the last item on the agenda. The Chair may allow additional time to be given a speaker as time allows and in his/her sole discretion. Once all items on the agenda are completed the meeting will adjourn.

Asterisks () denote items on which the Board may take action.
Action by the Board on an item may be to approve, deny, amend, or table.*

1. Call to Order, roll call, and establish quorum

Dr. Kinard called the meeting to order and Mrs. Shaffer-Kugel conducted the following roll call:

Dr. J Gordon Kinard -----PRESENT
Dr. J Stephen Sill -----PRESENT
Dr. Timothy Pinther -----PRESENT
Dr. Jade Miller-----PRESENT
Dr. Gregory Pisani-----PRESENT
Dr. Byron Blasco-----PRESENT
Dr. Jason Champagne-----PRESENT
Mrs. Leslea Villigan -----PRESENT
Mrs. Theresa Guillen -----PRESENT
Ms. Caryn Solie -----PRESENT
Mrs. Lisa Wark -----PRESENT

Others Present: John Hunt, Board Legal Counsel; Debra Shaffer-Kugel, Executive Director.

Attendees: Donna Hellwinkel, DDS, Disciplinary Screening Officer for NSBDE; Sharifa R. Fahmy, Power of Attorney for Dr. Hamada Makarita (via teleconference).

2. Public Comment: (Public Comment is limited to five (5) minutes for each individual): None.

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

***3. Formal Hearing: Nevada State Board of Dental Examiners vs. Hamada Makarita, DDS (For Possible Action)**

The purpose of this hearing is to consider the allegations regarding/related to the the authorized investigative complaint by the Nevada State Board of Dental Examiners for the violations of NRS 631 and NAC 631 and take such action the Board deems appropriate, pursuant to NRS 631.350. (Pursuant to NRS 241.030(1)(a), the board may, by motion, enter into closed session)

Discussion: Prior to the commencement of the Formal Hearing of Hamada Makarita, DDS a proposed stipulation agreement was presented to the Board for consideration. Ms. Sharifa Fahmy, who has a power of attorney over Dr Makarita's matters was present by telephone. Currently, Dr Makarita is incarcerated. Ms. Fahmy acting on behalf of Dr Makarita confirmed the desire for Dr Makarita to enter into the stipulation agreement for the voluntary surrender of his limited license for supervision with pending discipline. The voluntary surrender of the limited license for supervision is absolute and irrevocable.

Motion: A motion was made to approve the Stipulation Agreement for Voluntary Surrender of Dr Makarita's license.

Motion: Seconded

All in Favor

4. Public Comment: (Public Comment is limited to Five (5) minutes for each individual)

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

5. Announcements

***6. Adjournment (For Possible Action)**

Nevada State Board of Dental Examiners

Balance Sheet

As of January 31, 2015

	<u>Jan 31, 15</u>
ASSETS	
Current Assets	
Checking/Savings	
10000 · Wells Fargo-Operating	379,239.20
10010 · Wells Fargo-Savings	<u>1,001,929.24</u>
Total Checking/Savings	1,381,168.44
Accounts Receivable	
11000 · Accounts Receivable	<u>130,699.50</u>
Total Accounts Receivable	130,699.50
Other Current Assets	
11050 · Reimbursements Receivable	115.12
11200 · Prepaid Expenses	19,680.72
11210 · Prepaid Insurance	<u>6,013.98</u>
Total Other Current Assets	<u>25,809.82</u>
Total Current Assets	<u>1,537,677.76</u>
TOTAL ASSETS	<u><u>1,537,677.76</u></u>
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
20000 · Accounts Payable	<u>42,718.78</u>
Total Accounts Payable	42,718.78
Other Current Liabilities	
22125 · DDS Deferred Revenue	
22126-3 · 2015 DDS Active Licenses	221,655.77
22126-4 · 2015 DDS Inactive/Retired Fees	12,526.32
22900 · DDS-Permits	4,551.37
22901 · DDS-Limited License	2,692.92
22902 · DDS-Ltd Lic-Supervisor	<u>2,658.33</u>
Total 22125 · DDS Deferred Revenue	244,084.71
22136 · RDH Deferred Revenue	
22138-1 · 2016 RDH Active	275,825.14
22138-2 · 2016 RDH Inactive/Retired	<u>9,693.16</u>
Total 22136 · RDH Deferred Revenue	285,518.30
20500 · Fines Payable-State of Nevada	2,850.00
23750 · Accrued Vacation/Sick Leave	<u>23,779.32</u>
Total Other Current Liabilities	<u>556,232.33</u>
Total Current Liabilities	<u>598,951.11</u>
Total Current Liabilities	<u>598,951.11</u>
Fund Balance	<u>938,726.65</u>
TOTAL LIABILITIES & FUND BALANCE	<u><u>1,537,677.76</u></u>

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2014 through January 2015

	<u>Jul '14 - Jan 15</u>	<u>Budget</u>	<u>\$ Over Budget</u>
Ordinary Income/Expense			
Income			
40000 · Dentist Licenses & Fees			
40100 · DDS Active License Fee	304,932.07	296,800.00	8,132.07
40102 · DDS Inactive License Fee	17,422.32	17,500.00	(77.68)
40135 · DDS Activate/Inactive/Suspend	5,200.00	2,975.00	2,225.00
40136 · DDS Activate Revoked License	850.00	1,000.00	(150.00)
40140 · Specialty License App	875.00	875.00	0.00
40145 · Limited License App	250.00	875.00	(625.00)
40115 · Limited License Renewal Fee	3,607.08	5,250.00	(1,642.92)
40146 · Limited License-S Application	0.00	100.00	(100.00)
40116 · LL-S Renewal Fee	2,318.94	2,394.00	(75.06)
40150 · Restricted License App	1,350.00	1,400.00	(50.00)
40180 · Anesthesia Site Permit App	11,700.00	5,831.00	5,869.00
40182 · CS/GA/Site Permit Renewals	6,371.96	6,335.00	36.96
40183 · CS/GA Site Permit Relnp	0.00	7,350.00	(7,350.00)
40175 · Conscious Sedation Permit Appl	7,200.00	4,500.00	2,700.00
40160 · Conscious Sedation Permit Relnp	7,850.00	4,956.00	2,894.00
40170 · General Anesthesia Permit Appl	2,600.00	1,500.00	1,100.00
40155 · General Anesthesia Permit Relnp	5,850.00	2,625.00	3,225.00
40212 · DDS ADEX License Application	6,000.00	8,400.00	(2,400.00)
40205 · DDS Credential Appl Fee-Spclty	19,200.00	8,400.00	10,800.00
40211 · DDS WREB License Application	42,025.00	19,200.00	22,825.00
Total 40000 · Dentist Licenses & Fees	445,602.37	398,266.00	47,336.37
50000 · Dental Hygiene Licenses & Fees			
40105 · RDH Active License Fee	111,124.86	112,875.00	(1,750.14)
40106 · RDH Inactive License Fee	3,906.84	4,637.50	(730.66)
40130 · RDH Activate/Inactive/Suspend	4,412.50	1,800.00	2,612.50
40126 · RDH Reinstate Revoked License	500.00	2,500.00	(2,000.00)
40110 · RDH LA/N2O Permit Fee	2,775.00	2,100.00	675.00
40224 · RDH ADEX License Application	0.00	1,200.00	(1,200.00)
40222 · RDH WREB License Application	18,600.00	10,500.00	8,100.00
Total 50000 · Dental Hygiene Licenses & Fees	141,319.20	135,612.50	5,706.70
50750 · Other Licenses & Fees			
40220 · License Verification Fee	2,500.00	2,275.00	225.00
40227 · CEU Provider Fee	6,000.00	2,205.00	3,795.00
40240 · Check Return Fee	0.00	35.00	(35.00)
40225 · Duplicate License Fee	550.00	350.00	200.00
40555 · Fines	0.00	175.00	(175.00)
40185 · Lists/Labels Printed	5,636.00	4,200.00	1,436.00
40600 · Miscellaneous Income	259.00	210.00	49.00
Total 50750 · Other Licenses & Fees	14,945.00	9,450.00	5,495.00
Total Income	601,866.57	543,328.50	58,538.07

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2014 through January 2015

	<u>Jul '14 - Jan 15</u>	<u>Budget</u>	<u>\$ Over Budget</u>
Expense			
60500 · Bank Charges			
60500-1 · Bank Service Fees	36.50	0.00	36.50
60500-2 · Merchant Fees	2,969.14	3,283.00	(313.86)
Total 60500 · Bank Charges	3,005.64	3,283.00	(277.36)
68000 · Conferences & Seminars	4,948.70	10,555.00	(5,606.30)
63000 · Dues & Subscriptions	3,016.44	2,579.50	436.94
65100 · Furniture & Equipment	0.00	950.00	(950.00)
65500 · Finance Charges	583.20	42.00	541.20
66500 · Insurance			
66500-1 · Liability	3,505.51	4,146.00	(640.49)
66500-2 · Workers Compensation	483.53	595.00	(111.47)
Total 66500 · Insurance	3,989.04	4,741.00	(751.96)
66520 · Internet/Web/Domain			
66520-1 · GL Suites	26,170.46	20,475.00	5,695.46
66520-2 · E-mail, Website Services	1,212.33	1,148.00	64.33
66520-3 · Internet Services	768.66	896.00	(127.34)
66520-4 · Jurisprudence Exam Website	198.00	200.00	(2.00)
Total 66520 · Internet/Web/Domain	28,349.45	22,719.00	5,630.45
73500 · Information Technology			
73500-1 · Computer Repair/Upgrade	376.00	1,200.00	(824.00)
Total 73500 · Information Technology	376.00	1,200.00	(824.00)
66600 · Office Supplies	5,063.71	3,150.00	1,913.71
66650 · Office Expense			
68710 · Miscellaneous Expenses	5,698.65	805.00	4,893.65
68700 · Repairs & Maintenance			
68700-1 · Janitorial	3,500.00	3,500.00	0.00
68700-2 · Copier Maintenance (7545P)	2,351.50	2,345.00	6.50
68700-3 · Copier Maintenance (7435P)	1,070.78	1,277.50	(206.72)
Total 68700 · Repairs & Maintenance	6,922.28	7,122.50	(200.22)
68724 · Scanning Services	18,456.00	18,000.00	456.00
68725 · Security	490.00	550.00	(60.00)
68715 · Shredding Services	704.08	271.25	432.83
68720 · Utilities	2,794.54	2,457.00	337.54
Total 66650 · Office Expense	35,065.55	29,205.75	5,859.80
67000 · Printing	3,829.40	1,050.00	2,779.40
67500 · Postage & Delivery	9,987.50	6,300.00	3,687.50
68500 · Rent/Lease Expense			
68500-1 · Equipment Lease	1,136.19	758.00	378.19
68500-2 · Office			
68500-3 · Office Sub-Lease Income	(20,786.22)	(20,786.22)	0.00
68500-2 · Office - Other	56,586.60	56,586.60	0.00
Total 68500-2 · Office	35,800.38	35,800.38	0.00

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2014 through January 2015

	<u>Jul '14 - Jan 15</u>	<u>Budget</u>	<u>\$ Over Budget</u>
68500-4 · Storage Warehouse	1,627.27	1,490.00	137.27
Total 68500 · Rent/Lease Expense	38,563.84	38,048.38	515.46
75000 · Telephone			
75000-1 · Telephone-Office	1,579.26	1,330.00	249.26
75000-2 · Board Teleconference	199.35	135.00	64.35
Total 75000 · Telephone	1,778.61	1,465.00	313.61
75100 · Travel (Staff)	2,325.67	1,400.00	925.67
73550 · Per Diem (Staff)	82.00	350.00	(268.00)
73600 · Professional Fee			
73600-1 · Accounting	13,635.00	14,500.00	(865.00)
73600-4 · Legislative Services	10,500.00	10,500.00	0.00
73600-2 · Legal-General	14,130.54	32,620.00	(18,489.46)
Total 73600 · Professional Fee	38,265.54	57,620.00	(19,354.46)
73700 · Verification Services	5,748.00	4,655.00	1,093.00
72000 · Employee Wages & Benefits			
72100 · Executive Director	60,645.60	52,383.35	8,262.25
72300 · Credentialing & Licensing Coord	34,901.25	33,901.00	1,000.25
72132 · Site Inspection Coordinator	23,365.80	22,764.00	601.80
72200 · Technology/Finance Liaison	28,321.85	27,202.00	1,119.85
72130 · Public Info & CE Coordinator	19,433.16	18,672.00	761.16
72140 · Administrative Assistant (P/T)	9,022.06	8,372.00	650.06
72010 · Payroll Service Fees	1,004.00	728.00	276.00
72005 · Payroll Tax Expense	3,330.59	3,500.00	(169.41)
72600 · Retirement Fund Expense (PERS)	36,576.82	36,631.00	(54.18)
65525 · Health Insurance	27,750.64	28,294.00	(543.36)
Total 72000 · Employee Wages & Benefits	244,351.77	232,447.35	11,904.42
72400 · Board of Directors Expense			
72400-1 · Director Stipends	4,710.00	3,520.00	1,190.00
72400-2 · Committee Mtgs-Stipends	450.00	450.00	0.00
72400-3 · Director Travel Expenses	2,744.47	2,900.00	(155.53)
72400-4 · Semi-Annual Review/Planning Mtg	0.00	5,500.00	(5,500.00)
72400-9 · Refreshments - Board Meetings	1,380.11	600.00	780.11
Total 72400 · Board of Directors Expense	9,284.58	12,970.00	(3,685.42)
60001 · Anesthesia Eval Committee			
60001-1 · Evaluator's Fee	7,599.51	13,825.00	(6,225.49)
60001-4 · Travel Expense	3,992.90	2,800.00	1,192.90
Total 60001 · Anesthesia Eval Committee	11,592.41	16,625.00	(5,032.59)
73650 · Investigations/Complaints			
72550 · DSO Coordinator	2,000.00	3,500.00	(1,500.00)
73650-1 · DSO Consulting Fee	22,267.50	31,500.00	(9,232.50)
73650-2 · DSO Travel Expense	3,392.09	7,262.50	(3,870.41)
73650-3 · Legal Fees-Investigations	164,235.74	143,460.00	20,775.74
73650-6 · Reimb Investigation Expenses	(144,177.06)	(94,500.00)	(49,677.06)
Total 73650 · Investigations/Complaints	47,718.27	91,222.50	(43,504.23)

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2014 through January 2015

	Jul '14 - Jan 15	Budget	\$ Over Budget
60002 · Infection Control Inspection			
60002-1 · Initial Inspection Expense	5,072.78	8,400.00	(3,327.22)
60002-2 · Reinspection Expense	604.17	2,159.50	(1,555.33)
60002-3 · Random Inspection Expense	400.00	1,400.00	(1,000.00)
60002-4 · Travel Expense	2,213.48	2,919.00	(705.52)
Total 60002 · Infection Control Inspection	<u>8,290.43</u>	<u>14,878.50</u>	<u>(6,588.07)</u>
 Total Expense	 <u>506,215.75</u>	 <u>557,456.98</u>	 <u>(51,241.23)</u>
Net Ordinary Income	95,650.82	(14,128.48)	109,779.30
Other Income/Expense			
Other Income			
40800 · Interest Income	424.34	875.00	(450.66)
Total Other Income	<u>424.34</u>	<u>875.00</u>	<u>(450.66)</u>
 Net Other Income	 <u>424.34</u>	 <u>875.00</u>	 <u>(450.66)</u>
 Net Income Over Expenses	 <u><u>96,075.16</u></u>	 <u><u>(13,253.48)</u></u>	 <u><u>109,328.64</u></u>



Vincent Colosimo [REDACTED]

March 20th board meeting

1 message

Vincent Colosimo [REDACTED]

Mon, Mar 9, 2015 at 3:07 PM

To: Debra Shaffer <dashafer@nsbde.nv.gov>

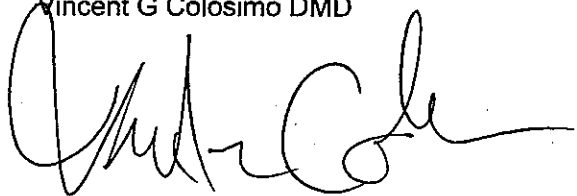
Good Afternoon Ms Shaffer,

I would like to be placed on the meeting list for March 20th to ask the board for an opportunity to reapply for my Dental License. When we spoke you indicated that the monies I owe would belong to two different departments. Please let me know to whom and how much to each I would need to pay. I plan on stopping by Monday the 16th to bring you all of the documentation of my completion of the boards stipulations so that you and the members could have an opportunity to review them prior to the meeting. I will also send this correspondence via US Mail with an original signature today.

Let me know if I am forgetting anything.

Sincerely,

Vincent G Colosimo DMD

 3-9-2015

Received
MAR 12 2015
NSBDE

1
2 **STATE OF NEVADA**
3 **BEFORE THE BOARD OF DENTAL EXAMINERS**
4

5 **NEVADA STATE BOARD OF DENTAL**
6 **EXAMINERS,**

Case No. 10-02031

7 Complainant,

8 Vs.

**STIPULATION AND VOLUNTARY
SURRENDER**

9 **VINCENT G. COLOSIMO, DMD**

10 Respondent.
11

12
13 **IT IS HEREBY STIPULATED AND AGREED** by and between VINCENT G.
14 COLOSIMO, DMD, (hereinafter "Respondent"), by and through his counsel, DOMINIC P.
15 GENTILE, ESQ., and THE NEVADA STATE BOARD OF DENTAL EXAMINERS
16 hereinafter "Board") by and through DISCIPLINARY SCREENING OFFICER BRADLEY
17 ROBERTS, DDS, and the Board's legal counsel JOHN A. HUNT, ESQ., of the law firm of FOX
18 ROTHSCILD, LLP as follows:

19 1. On March 23, 2010, Respondent reported to the Board, a category B felony plea
20 in the State of Pennsylvania to a charge of conspiracy to traffic a controlled substance.

21 2. On May 7, 2010, Deputy Director of the Board, Debra Shaffer notified
22 Respondent that the Board had authorized an investigative complaint to determine whether
23 Respondent had violated the provisions of NRS 631.3475.

24 3. On July 2, 2010, United States District Court Judge Joy Flowers Conti
25 adjudicated Respondent guilty of, a category B felony, 21 USC Section 846, conspiracy to
26 distribute and possess with the intent to distribute more than 3.5 kilograms but less than 5

1 kilograms of cocaine. Respondent was sentenced to serve 36 months, with a recommendation
2 from the prosecutor for the Residential Drug abuse Program ("RDAP"), if respondent volunteers.
3 The Court further recommended access to continuing education concerning dentistry, and that
4 Respondent be allowed to perform dental hygienic work if possible while serving his sentence.

5 4. Based upon the limited investigation conducted to date, Disciplinary Screening
6 Officer, Bradley Roberts, DDS, applying the administrative burden of proof of substantial
7 evidence as set forth in *Stat, Emp, Security v. Hilton Hotels*, 102 Nev. 606, 608, 729 P.2d 497,
8 498 (1986); and see *Minton v. Board of Medical Examiners*, 110 Nev. 1060, 881 P. 2d 1339
9 (1994), see also NRS 233B.135(3)(e) & NRS 631.350(1), but not for any other purpose,
10 including any other subsequent civil action, finds there is substantial evidence that Respondent's
11 category B felony conviction of conspiracy to distribute and possess with the intent to distribute
12 more than 3.5 kilograms but less than 5 kilograms cocaine was in violation of NRS 631.3475(7).

13 5. Applying the administrative burden of proof of substantial evidence as set forth in
14 *Stat, Emp, Security v. Hilton Hotels*, 102 Nev. 606, 608, 729 P.2d 497, 498 (1986); and see
15 *Minton v. Board of Medical Examiners*, 110 Nev. 1060, 881 P. 2d 1339 (1994), see also NRS
16 233B.135(3)(e) & NRS 631.350(1), Respondent admits, but not for any other purpose, including
17 any subsequent civil action, that Respondent's category B felony conviction of conspiracy to
18 distribute and possess with the intent to distribute more than 3.5 kilograms but less than 5
19 kilograms of cocaine was in violation of NRS 631.3475(7).

20 6. Based upon the limited investigation conducted to date, Disciplinary Screening
21 Officer, Bradley Roberts, DDS, applying the administrative burden of proof of substantial
22 evidence as set forth in *Stat, Emp, Security v. Hilton Hotels*, 102 Nev. 606, 608, 729 P.2d 497,
23 498 (1986); and see *Minton v. Board of Medical Examiners*, 110 Nev. 1060, 881 P. 2d 1339
24 (1994), see also NRS 233B.135(3)(e) & NRS 631.350(1), but not for any other purpose,
25 including any other subsequent civil action, finds there is substantial evidence that Respondent's
26 addiction to cocaine is in violation of NRS 631.3475(6).

27 7. Applying the administrative burden of proof of substantial evidence as set forth in
28 *Stat, Emp, Security v. Hilton Hotels*, 102 Nev. 606, 608, 729 P.2d 497, 498 (1986); and see

1 *Minton v. Board of Medical Examiners*, 110 Nev. 1060, 881 P. 2d 1339 (1994), see also NRS
2 233B.135(3)(e) & NRS 631.350(1), Respondent admits, but not for any other purpose, including
3 any subsequent civil action, that Respondent's addiction to cocaine could have rendered him
4 unreliable as a practitioner, in violation of NRS 631.3475(6). However, Respondent without
5 qualification admits his use and possession of cocaine is grossly immoral and has brought
6 reproach on the dental profession in NRS 631.3474(6).

7 8. Based upon the limited investigation conducted to date, Disciplinary Screening
8 Officer, Bradley Roberts, DDS, applying the administrative burden of proof of substantial
9 evidence as set forth in *Stat, Emp, Security v. Hilton Hotels*, 102 Nev. 606, 608, 729 P.2d 497,
10 498 (1986); and see *Minton v. Board of Medical Examiners*, 110 Nev. 1060, 881 P. 2d 1339
11 (1994), see also NRS 233B.135(3)(e) & NRS 631.350(1), but not for any other purpose,
12 including any other subsequent civil action, finds there is substantial evidence that Respondent
13 willfully made an applications for license renewal wherein Respondent made material sworn
14 false statements that he was free from chemical substances that would have impaired his ability
15 to perform as a licensee pursuant to NRS and NAC Chapters 631 in violation of NRS
16 631.395(7).

17 9. Applying the administrative burden of proof of substantial evidence as set forth in
18 *Stat, Emp, Security v. Hilton Hotels*, 102 Nev. 606, 608, 729 P.2d 497, 498 (1986); and see
19 *Minton v. Board of Medical Examiners*, 110 Nev. 1060, 881 P. 2d 1339 (1994), see also NRS
20 233B.135(3)(e) & NRS 631.350(1), Respondent admits, but not for any other purpose, including
21 any subsequent civil action that Respondent willfully made applications for license renewal
22 wherein Respondent made material sworn false statements that he was free from chemical
23 substances that would have impaired his ability to perform as a licensee pursuant to NRS and
24 NAC Chapters 631 in violation of NRS 631.395(7).

25 10. Based upon the limited investigation conducted to date, the preliminary findings
26 of the Disciplinary Screening Officer, Dr. Bradley Roberts, DDS and the admissions contained in
27 Paragraph 5, 7 & 9 the parties have agreed to resolve the investigation pursuant to the following
28 disciplinary terms and conditions:

1 A. Pursuant to NRS 631.350(1) (b) Respondent's agrees his license to
2 practice dentistry in the State of Nevada shall be voluntarily surrendered pursuant to the
3 following terms and conditions:

4
5 (i). Pursuant to NAC 631.160, Respondent absolutely and irrevocably
6 voluntarily agrees to surrender his license to practice dentistry in
7 the State of Nevada. Further upon execution of this *Stipulation*
8 *and Voluntary Surrender of License* ("Stipulation") by
9 Respondent, Respondent shall deliver to the Board the certificate
10 of registration previously issued to him. In the event the Board
11 does not adopt this Stipulation, the certificate of registration shall
12 be returned to Respondent.

13
14 (ii) Respondent two years after the date of release from Federal Prison
15 may petition the Board to determine whether Respondent is
16 eligible to submit a license application by examination pursuant to
17 NRS 631.240. In addition to complying with all of the provisions
18 contained in NRS 631 and NAC 631 to determine eligibility for
19 licensure by examination Respondent must also complete the
20 following:

21 (a) Reimburse the Board all costs, including
22 investigative and attorney's fees, incurred by Board in
23 connection with the above-captioned matter. See NRS
24 622.400. The Board's staff is directed to tally the costs and
25 fees and to advise Respondent of the total amount due for
26 such costs and fees.

1 (b) Pursuant to N.R.S. § 631.350(1)(c), Respondent
2 shall pay a fine to the Board of FIVE THOUSAND and
3 XX/100 DOLLARS (\$5,000.00).

4 (c) Pursuant to N.R.S. § 631.350(1)(l) Respondent shall
5 reimburse any and all patients monies owed them,
6 including but not necessarily limited to, those patients who
7 have pre-paid for services to be rendered by Respondent
8 but that said services have not been performed/provided.

9 (d) Respondent shall physically deliver to the Board
10 offices his certificate of licensure.

11 (e) Respondent shall have provided his patients their
12 respective dental records and other file documents as either
13 earlier requested or upon request.

14 (f) Respondent agrees to surrender his License No.
15 XXXXX with the United States Department of Justice,
16 D.E.A. for Class II, Class IIN, Class III, Class IIN, Class
17 IV, and Class V for controlled substances and during
18 imposed federal probationary period.

19 (g) Respondent agrees to surrender his License No.
20 CSXXXXXX with the Nevada State Board of Pharmacy for
21 Class II, Class IIN, Class III, Class IIN, Class IV, and
22 Class V controlled substances and during imposed federal
23 probationary period.

24 (e) Respondent's petition shall include, but not limited
25 to documentation verifying Respondent has completed a
26

1 drug rehabilitation program and mental evaluation by a
2 licensed physician. Respondent further agrees whether the
3 drug rehabilitation program is acceptable for eligibility for
4 examination will be left to the sole discretion of the Board
5 at the time the Respondent petitions the Board.
6

7 (f) Respondent agrees he shall submit to the Board any
8 and all documentation regarding the terms of his probation
9 entered into the Federal Court Case Number CR 10-1301.
10 Respondent will also inform and provide a copy of this
11 Stipulation to his Federal parole officer. Respondent shall
12 also execute any documents necessary to authorize his
13 Federal parole officer to forward copies of any reports and
14 results regarding Respondent's compliance or non-
15 compliance during his term of Federal probation including
16 but not limited to any and all test results of bodily fluids
17 (hair, blood and urine) to detect the presence of illegal or
18 non prescribed controlled substances.
19

20 CONSENT

21 11. Respondent has read all of the provisions contained in this Stipulation Agreement
22 and agrees with them in their entirety.

23 12. Respondent is aware by entering into this Stipulation Agreement he is waiving
24 certain valuable due process rights contained in, but not limited to, NRS 631, NAC 631, NRS
25 233B and NAC 233B.

26 13. Respondent expressly waives any right to challenge the Board for bias in deciding
27 whether or not to adopt this Stipulation Agreement in the event this matter was to proceed to a
28

1 full Board hearing.

2 14. Respondent and the Board agree any statements and/or documentation made or
3 considered by the Board during any properly noticed open meeting to determine whether to
4 adopt or reject this Stipulation Agreement are privileged settlement negotiations and therefore
5 such statements or documentation may not be used in any subsequent Board hearing or judicial
6 review, whether or not judicial review is sought in either the State or Federal District Court.

7 15. Respondent has reviewed the Stipulation with his attorney, Dominic P. Gentile,
8 Esq., who has explained each and every provision contained in this Stipulation to the
9 Respondent.

10 16. Respondent acknowledges he is consenting to this Stipulation Agreement
11 voluntarily, without coercion or duress and in the exercise of his own free will.

12 17. Respondent acknowledges no other promises in reference to the provisions
13 contained in this Stipulation Agreement have been made by any agent, employee, counsel or any
14 person affiliated with the Nevada State Board of Dental Examiners.

15 18. Respondent acknowledges the provisions in this Stipulation Agreement contain
16 the entire agreement between Respondent and the Board and the provisions of this Stipulation
17 can only be modified, in writing, with Board approval.

18 19. Respondent agrees in the event the Board adopts this Stipulation Agreement he
19 hereby waives any and all rights to seek judicial review or otherwise to challenge or contest the
20 validity of the provisions contained in the Stipulation.

21 20. Respondent and the Board agree none of the parties shall be deemed the drafter of
22 this Stipulation Agreement. In the event this Stipulation Agreement is construed by a court of
23 law or equity, such court shall not construe this Stipulation Agreement or any provision hereof
24 against any party as the drafter of the Stipulation Agreement. The parties hereby acknowledge all
25 parties have contributed substantially and materially to the preparation of this Stipulation
26 Agreement.

27 21. Respondent specifically acknowledges by his signature herein and by his initials
28 at the bottom of each page of this Stipulation Agreement, he has read and understands its terms

Page 7 of 9


VGC

DPG

1 and acknowledges he has signed and initialed of his own free will and without undue influence,
2 coercion, duress, or intimidation.

3 22. Respondent acknowledges in consideration of execution of this adopted
4 Stipulation Agreement, Respondent hereby releases, remises, and forever discharges the State of
5 Nevada, the Board, and each of their members, agents, and employees in their individual and
6 representative capacities, from any and all manner of actions, causes of action, suits, debts,
7 judgments, executions, claims, and demands whatsoever, known and unknown, in law or equity,
8 that Respondent ever had, now has, may have, or claim to have against any or all of the persons
9 or entities named in this section, arising out the Respondent's voluntary surrender of his license
10 to practice dentistry in the State of Nevada.

11 23. Respondent acknowledges in the event the Board adopts this Stipulation
12 Agreement, this Stipulation may be considered in any future Board proceeding(s) or judicial
13 review, whether such judicial review is preformed by either the State or Federal District Court(s).

14 24. This Stipulation Agreement will be considered by the Board in an open meeting.
15 It is understood and stipulated the Board is free to accept or reject the Stipulation Agreement
16 and, if the Stipulation Agreement is rejected by the Board, further disciplinary action may be
17 implemented. This Stipulation Agreement will only become effective when the Board has
18 approved the same in an open meeting. Should the Board adopt this Stipulation Agreement, such
19 adoption shall be considered a final disposition of a contested case and will become a public
20 record and be reported to the National Practitioners Data Bank.

21 Dated: February __, 2011

Dated: February __, 2011

22 **BRADLEY ROBERTS, DDS, DSO**
23 Disciplinary Screening Officer

JOHN A. HUNT, ESQ.
Fox Rothschild, LLP
Board Counsel

24 Dated: February 22, 2011

Dated: February __, 2011

25 
26 **VINCENT G. COLOSIMO, DMD**
Respondent

DOMINIC P. GENTILE, ESQ.
Attorney for Respondent


1 and acknowledges he has signed and initialed of his own free will and without undue influence,
2 coercion, duress, or intimidation.

3 22. Respondent acknowledges in consideration of execution of this adopted
4 Stipulation Agreement, Respondent hereby releases, remises, and forever discharges the State of
5 Nevada, the Board, and each of their members, agents, and employees in their individual and
6 representative capacities, from any and all manner of actions, causes of action, suits, debts,
7 judgments, executions, claims, and demands whatsoever, known and unknown, in law or equity,
8 that Respondent ever had, now has, may have, or claim to have against any or all of the persons
9 or entities named in this section, arising out the Respondent's voluntary surrender of his license
10 to practice dentistry in the State of Nevada.

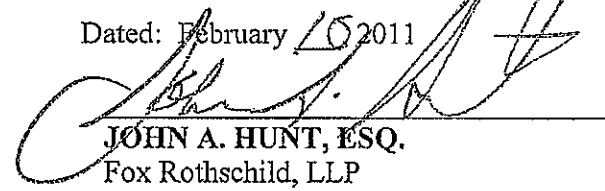
11 23. Respondent acknowledges in the event the Board adopts this Stipulation
12 Agreement, this Stipulation may be considered in any future Board proceeding(s) or judicial
13 review, whether such judicial review is preformed by either the State or Federal District Court(s).

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15 It is understood and stipulated the Board is free to accept or reject the Stipulation Agreement
16 and, if the Stipulation Agreement is rejected by the Board, further disciplinary action may be
17 implemented. This Stipulation Agreement will only become effective when the Board has
18 approved the same in an open meeting. Should the Board adopt this Stipulation Agreement, such
19 adoption shall be considered a final disposition of a contested case and will become a public
20 record and be reported to the National Practitioners Data Bank.

21 Dated: February 10, 2011

22 
BRADLEY ROBERTS, DDS, DSO
23 Disciplinary Screening Officer

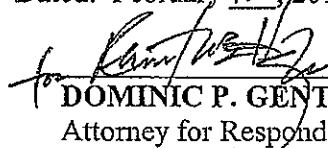
24 Dated: February 10, 2011

25 
JOHN A. HUNT, ESQ.
26 Fox Rothschild, LLP
27 Board Counsel

28 Dated: February __, 2011

VINCENT G. COLOSIMO, DMD
Respondent

Dated: February 10, 2011


DOMINIC P. GENTILE, ESQ.
Attorney for Respondent

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The foregoing Stipulation was

Approved X Disapproved

by a vote of the Nevada State Board of Dental Examiners at a properly noticed meeting.

DATED this 11TH day of FEBRUARY, 2011.

NEVADA STATE BOARD OF DENTAL EXAMINERS



WILLIAM G. PAPPAS, DDS, PRESIDENT

President ☐



Nevada Board of Dental Examiners
6010 S. Rainbow Blvd., Bldg. A, Ste. 1 • Las Vegas, NV 89118
(702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

PETITION FOR ADVISORY OPINION

Applicant/Licensee: Mary Teresa Chandler-Future Smiles Date: 3/10/2015
Address: 3074 Arville Street Suite No.: _____
City: Las Vegas State: Nevada Zip Code: 89102
Telephone: 702-521-4550 Fax: _____ Email: futuresmiles@centurylink.net

In the matter of the petition for an advisory opinion of NRS & NAC Chapter 631:

This request is for clarification of the following statute, regulation, or order:

(Identify the particular aspect thereof to which the request is made.)

Note: If you require additional space you may attach separate pages to the petition form.

NAC 631.220 (2) duties delegated to a dental assistant by a supervising dental hygienist (RDH) who holds a Public Health Dental Hygiene Endorsement (PHDHE). Would dental sealant placement be included as a duty prescribed to a dental assistant in a school-based public health setting with direct supervision from a dental hygienist(s)-RDH PHDHE?

The substance and nature of this request is as follows:

(State clearly and concisely petitioner's question.)

Note: If you require additional space you may attach separate pages to the petition form.

Future Smiles continues to grow to serve more at-risk children in Southern Nevada. Currently, as the mobile program goes into new schools, we are seeing an increase in our consent forms serving more than 200 students per school. In the school setting a dental hygienist (RDH PHDHE) could supervise a dental assistant to place a dental sealant on our school-based children to aid the dental hygienist (RDH PHDHE) in his/her duties. Initial screening and identification of sealant placement would be the responsibility of the dental hygienist (RDH PHDHE). The duty to place a dental sealant could be delegated to a dental assistant and reviewed, post-placement, by the dental hygienist (RDH PHDHE). By working more fully with our dental assistants our Future Smiles team could serve more at-risk children in our community.

(Please submit any additional supporting documentation with the petition form)

Wherefore, applicant/licensee requests that the Nevada State Board of Dental Examiners grant this petition and issue an advisory opinion in this matter.

Mary Teresa Chandler Received
Applicant/Licensee Signature

MAR 10 2015

REVISED 1/2011 NSBDE



Nevada State Board of Dental Examiners

6010 S. Rainbow Blvd., Bldg. A, Ste. 1

Las Vegas, NV 89118

(702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

VOLUNTARY SURRENDER OF LICENSE

STATE OF NEVADA

COUNTY OF CLARK

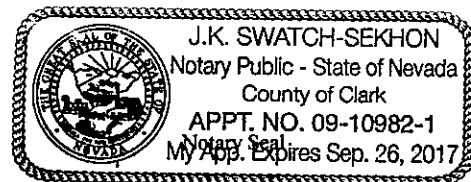
I, ROBERT A. ENGLER, hereby surrender my Nevada
Dental Dental Hygiene (circle one) license number 4658 on 5th day of
FEBRUARY, 2015.

By signing this document, I understand, pursuant to Nevada Administrative Code (NAC) 631.160, the surrender of this license is absolute and irrevocable. Additionally, I understand that the voluntary surrender of this license does not preclude the Board from hearing a complaint for disciplinary action filed against this licensee.

Robert Engler
Licensee Signature

Feb. 5, 2015
Date

J. K. Swatch Sekhon
Notary Signature Feb 5, 2015



Licensee Current Mailing Address:

[Redacted Address]

Home Phone:

[Redacted Home Phone]

Cell Phone:

[Redacted Cell Phone]

Received
FEB - 8 2015
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VOLUNTARY SURRENDER OF LICENSE

STATE OF NV

COUNTY OF Clark

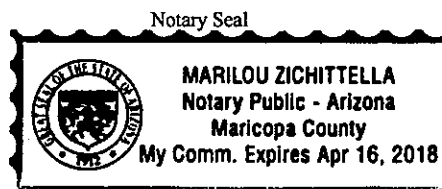
I, Ryan Wait, hereby surrender my Nevada
Dental /Dental Hygiene (circle one) license number 6079 on 25 day of
February, 2015.

By signing this document, I understand, pursuant to Nevada Administrative Code (NAC)
631.160, the surrender of this license is absolute and irrevocable. Additionally, I
understand that the voluntary surrender of this license does not preclude the Board from
hearing a complaint for disciplinary action filed against this licensee.

Ryan Wait
Licensee Signature

2/25/2015
Date

Marilou Zichitella
Notary Signature



~~Licensee Current Mailing Address:~~ [REDACTED]

~~Home Phone~~ [REDACTED]

~~Cell Phone:~~ [REDACTED]

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MAR 03 2015

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VOLUNTARY SURRENDER OF LICENSE

STATE OF Nevada

COUNTY OF Clark

I, Kyle Gawrys, hereby surrender my Nevada
Dental Dental Hygiene (circle one) license number 6159 on 25 day of
February, 2015.

By signing this document, I understand, pursuant to Nevada Administrative Code (NAC) 631.160, the surrender of this license is absolute and irrevocable. Additionally, I understand that the voluntary surrender of this license does not preclude the Board from hearing a complaint for disciplinary action filed against this licensee.

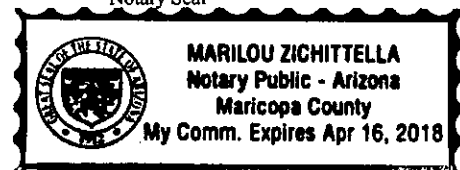
Kyle Gawrys
Licensee Signature

2/28/15

Date

MariLou Zichittella
Notary Signature

Notary Seal



☒ Licensee Current Mailing Address:

[Redacted Address]
[Redacted Address]
[Redacted Address]

Home Phone N/A

Cell Phone: [Redacted]

Received
MAR 03 2015
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APPLICATION TO REACTIVATE AN INACTIVE / RETIRED LICENSE

Name Gail Lorenzo

Current Phone [REDACTED]

Complete Mailing Address [REDACTED]

I, Gail Lorenzo, wish to reactivate my inactive Dental Dental Hygiene (circle one) license number 101177, which was placed on inactive/retired status on 2010. I certify (choose one below):

☐ I have maintained an active license and practice (active license and working) outside the state of Nevada during the period my Nevada license has been inactive;

Requirements for reactivation are:

1. Payment of the reactivation fee of \$300.00 in addition to the current active license fees. You will need to contact the Board office for confirmation of the correct fees to pay;
2. Provide a list of employment during the time the Nevada license was inactive;
3. Submit proof of current CPR certification (online certification is NOT acceptable);
4. Submit proof of completion of continuing education credits as follows (courses must be completed within the previous 12 months):
 - a. For Dentists reactivating, 20 credit hours are required (of those 20, a minimum of 14 MUST be live-instruction and a minimum of 2 must be in infection control);
 - b. For Hygienists reactivating, 15 credit hours are required (of those 15, a minimum of 10.5 MUST be live-instruction and a minimum of 2 must be in infection control);
5. Provide a current self query report from the National Practitioners Data Bank;
6. Provide certification from each jurisdiction in which you currently hold a license (expired, inactive, retired, etc.) to practice dentistry or dental hygiene, that the license is in good standing and that no proceedings which may affect that standing are pending;
7. Provide letters of recommendation from two (2) licensed dentists;

☒ I have not maintained an active license and practice (no active license and not working) for one or more years outside the state of Nevada during the period my Nevada license has been inactive or retired;

Requirements for reactivation are:

1. For licenses on inactive/retired status for less than 2 years:
 - a. Complete items (1) through (5) above.
2. For licenses on inactive/retired status for 2 years or more:
 - a. Complete items (1) through (5) above;
 - b. Pass such additional examinations for licensure as the Board may prescribe.

Note: I have an active dental hygiene and dental hygiene local anesthesia license for Pennsylvania but not practiced.

I certify that during the period of 2010 through 2015 (the period my license was inactive/retired), I had [REDACTED] filing(s) or service or claim(s) or complaint(s) of malpractice or disciplinary action(s) in any jurisdiction outside the State of Nevada. FULL DISCLOSURE OF EACH SUCH CASE MUST BE ENCLOSED WITH THIS REACTIVATION APPLICATION.

I authorize and empower the Nevada State Board of Dental Examiners or its agent to contact any person, firm, service, agency, or the like to obtain information deemed necessary or desirable by the Board to verify any information contained in my application to reactivate my inactive/retired license based upon this affidavit. I acknowledge I have a continuing responsibility to update all information contained in this application until such time as the Board takes action on this application. Failure of an applicant to update the information prior to final action of the Board is grounds for subsequent disciplinary action.

SIGNATURE OF LICENSEE Gail Lorenzo

DATE January 20, 2015

SUBSCRIBED TO AND SWORN BEFORE ME, this 20th day of January, 2015.

COMMONWEALTH OF PENNSYLVANIA

NOTARY SEAL
LAURA MARIE ROCHELLE, NOTARY PUBLIC
WARRINGTON TWP, BUCKS COUNTY
MY COMMISSION EXPIRES APRIL 12, 2018

Laura Marie Rodelle / Lancaster, PA
NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE

Received

JAN 26 2015

NSBDE