

NEVADA STATE BOARD of DENTAL EXAMINERS



BOARD MEETING

MARCH 22, 2019

10:00 A.M.

PUBLIC BOOK

**Discussion and Review of Public
Comment(s) Submitted by the Attorney(s)
on behalf of the members of the LVDA -
at the Request of Dr. Lee at the
November 29, 2018 Board Meeting**

Misappropriation of \$140,000 by Board members Pisani, Pinther, Champagne and Blasco for their own personal or improper purpose

Governor Sandoval, Attorney General Laxalt and Madam Secretary: Good Morning. My name is Malcolm LaVergne. I am one of the Las Vegas Dental Association attorneys that would like to read this statement to you today. You were kind enough to listen to us at your last meeting and we appreciate that Governor Sandoval has since appointed four new Dental Board members. There is documented evidence of the misappropriation of \$140,000 by Board members Pisani, Champagne, Pinther and Blasco for their own personal or improper purpose. Quoted directly from the Dental Board minutes, Board counsel, John Hunt said "that the licensees that stipulate chose to voluntarily make donations to different public health programs in lieu of some discipline or charges", (*Exhibit 1*) What he did not mention was that these licensees, donated \$70,000 to Pisani, Pinther and Champagne's organization in lieu of discipline or charges. Board member Pisani is the President of this organization NNDHP, Champagne and Pinther are directly involved and Kathy Champagne is one of the directors. First these donations were ruled illegal by the Legislative Auditors, second these Board members did not disclose to the auditors that the money went to their organizations and third these Board members knew that their organizations were not public entities but private. As a note we are only bringing forth matters that are relevant and under the jurisdiction of this committee.

Board counsel Hunt stated that all Board members are selected from the Nevada Dental Association. When you connect the dots NNDHP's Adopt-a-Vet program is encompassed under the NNDS which is a component of the Nevada Dental Association.

(Evidence of the involvement and control of NNDHP by Pisani, Pinther and Champagne is attached as Exhibits 2, 3 and 4).

Two dentists called the Executive Director of the Board to report an unlicensed hygienist who was working at their practices. Rather than thanking these dentists for reporting the hygienist, these Board members selected from the Nevada Dental Association charged the two dentists for unknowingly hiring an unlicensed hygienist. As punishment, these two dentists had to sign stipulations to pay donations of \$100,000 of which \$50,000 went to Board member Pisani, Champagne and Pinther's organizations. It is improper to force a dentist to pay private organization money in lieu of discipline or charges. It is even more improper when there is a conflict of interest because these Dental board members are part of and control the organization receiving the donations. This type of self-dealing using the state board powers to extract donations is, at the very least unethical. Pisani, Champagne Pinther and Blasco had full knowledge that this money was going directly to this organization because they voted to approve the stipulations against these two dentists which said they had to pay the money to Adopt-a-Vet.

(Attached Please see exhibits 5, 6, 7 and 8 signed stipulations with donations).

What makes this more reprehensible is that the only legal way to charge this money was through fines, which failing to deposit this money into the State General Fund, would be a violation of NRS 631.350(4). However, this was impossible because the two dentists also had to pay attorney and investigation fees to the board in the amount of \$6,250.00. It is an undisputed material fact that there are no statutory provisions that exist that would have allowed these Board members to use this money for their own personal endeavors. It is worth repeating, that to date none of these Board members or the Executive Director Shaffer has returned the \$140,000 to these licensees.

The Executive Director Shaffer, oversaw Pisani, Champagne, Blasco and Pinther vote for a third investigated dentist to send money to Adopt-A-Vet organization while they simultaneously voted to reward Shaffer with a \$10,000 bonus because of her diligence in creating so much income from disciplining dentists. (See Board meeting minutes, Exhibit 9). The state Dental Board disciplinary process has turned into a profit making center to incentivize bonuses and pay increases for Board staff. Secretary of State records, Board minutes and the Legislative Audit Report clearly show that these Board members and the Executive Director shared in the profits from either overcharging or improperly charging investigated licensees.

Debra Shaffer is the very same Executive Director that the Legislative Auditors caught over charging 50% of the investigated licensees for the costs of their investigations *(See Legislative Audit Report Exhibit 10)*.

This would explain why Board members Pisani, Champagne and Pinther continue to retaliate against anyone who questions their flawed disciplinary process. We believe the investigated dentists have not asked for their money to be returned for fear of retaliation.

It is respectfully submitted that board members Pisani, Pinther, Champagne and Blasco be removed from the board due to their blatant incompetence or dishonorable conduct.

Governor Sandoval you are the only official in this State that has the statutory mandate to remove Board members from this Dental Board for incompetence or dishonorable conduct under the provisions of NRS 631.150. Please consider all of the facts brought forward today and if necessary, call my law office if you require any additional information.

**Presented at Public Board of Examiners Meeting by Malcolm LaVergne , Esq
Nov 13, 2018**

January 11, 2019

Exhibit 1

- 158 *f. Specialty (For Possible Action)
159 (Chair: Dr. Pisani; Dr. Miller; Dr. Pinther)
160

161 No report.
162

- 163
164 *g. Anesthesia (For Possible Action)
165 (Chair: Dr. Miller; Dr. Pinther; Dr. Champagne, Dr. Kinard)
166

- 167 *(1). Discussion and Approval/Rejection of Revised Sedation Scenarios (For Possible Action)
168

169 Mr. Hunt indicated that the changes were administrative and confidential, which did not require a motion.
170

171 MOTION: Dr. Sill made the motion to go into closed session. Motion seconded by Mrs. Wark. All were in favor of
172 the vote.
173

174 Returned from Closed Session.
175

- 176
177 *h. Infection Control (For Possible Action)
178 (Chair: Mrs. Villigan; Dr. Blasco; Dr. Champagne; Dr. Pisani; Ms. Solie; Mrs. Wark)
179

180 Mrs. Villigan reported that there have been 61 initial IC inspections since July 1, 2014. Dr. Blasco noted that there
181 will be an initial inspection fee in the future. Mrs. Villigan indicated that they will have to hold a calibration for all
182 IC inspectors, to which Mrs. Shaffer-Kugel indicated that the Board had already budgeted in FY2016 to hold a
183 calibration.
184

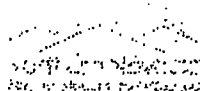
- 185
186 *i. Budget and Finance Committee (For Possible Action)
187 (Chair: Dr. Sill, Dr. Pinther, Mrs. Wark, Mrs. Guillen)
188

189 Dr. Blasco indicated that they held a committee meeting a few days prior and that the draft minutes will be
190 provided to the Board members for the next Board meeting in July. Mrs. Shaffer-Kugel indicated that they were
191 sent the proposed budget with the increases noted.
192
193
194

- 195 10. Public Comment: (Public Comment is limited to Five (5) minutes for each individual)
196

197 Mrs. Garvey gave an update on the meeting that was held for the AC4OH. During the meeting, they focused on
198 their annual report where they gave recommendations to the State Administrator and the Governor on how to
199 improve access to oral health for the citizens of Nevada. She indicated that some of the discussion held regarding
200 the new Public Health Officer and the new Public Health Dental Hygienist and the funding of those positions be
201 funded by the Radiology. Inspection fees, which their task is to find stable funding for both positions. She added
202 that there was discussion of seeking to have the positions paid by the licensing fees from the Dental Board. She
203 noted that it was the committee's recommendation to engage in discussions with the Dental Board about the
204 possibility. She spoke of another discussion held regarding a recommendation to introduce one medical
205 professional to the Dental Board and to add one dental professional to the Medical and Nursing Boards. She added
206 further, that another recommendation was that should there be a legislative or regulation change requiring
207 mandatory continuing education requirements for dental licensure and medical licensure to include a class
208 regarding public health. She noted that there hope was to have dental, medical, and nursing professionals have a
209 better understanding of each profession and how it relates to the need for oral health. She mentioned the
210 discussion the committee had to search for funding for programs that provide direct services for public health and
211 the underserved, which lost funding during the recession, and that they are now looking to having conversations
212 with the Board to discuss a possible formal process. She added that the committee was aware of the history of the
213 Board to distribute money to public health programs. Board Counsel clarified to Ms. Garvey that the Board does
214 not use fines to distribute money to the public. He indicated that the licensees that stipulate choose to voluntary
215 make donations to different public health programs in lieu of some discipline or charges. He further clarified that
216 fines must go to the general fund of the state. Ms. Garvey added that, perhaps, the discussion to have some of the

Exhibit 2



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Northern Nevada Dental Health Programs

Providing no-cost to low-cost dental care for at risk children and veterans

Our Story

NNDHP at a Glance



NNDHP is the largest organization in Nevada providing dental care to uninsured, at-risk children. And we're the largest organization providing dental care to low-income veterans who don't qualify at the VA. See how

we grew from a modest group of concerned doctors to becoming a model for other communities.

1985

The Pediatric Dental Care Program was started by a group of dentists including Dr. Norm Beesley, Dr. Larry Champagne, Dr. Dennis Arch and Ms. Kathy (Champagne) Peak. They collaborated with the Northern Nevada Dental Society (NNDS) to provide dental care to at-risk youths in the Reno area.

1998

As the program grew it was renamed to the Northern Nevada Dental Health Program (NNDHP).

[Translate »](#)

2003

NNDHP joins resources with Saint Mary's Mission Services to serve more of Northern Nevada's at-risk children.

2012

NNDHP merged with Community Health Alliance (CHA) [formerly HAWC] who provides administrative support for our two dental programs. Thus providing even more program growth and long-term sustainability.

2013

Adopt a Vet Dental Program (AAVD) merges with NNDHP. Together, we can serve more low-income veterans in need.

2015

NNDHP becomes Northern Nevada Health Programs. And serves as the overarching administrator for the children's and veterans' programs. The children's program is renamed to Healthy Smile Healthy Child.

Honored NNDHP Supporters

Each year, NNDHP/Joel F. Glover DDS Charity Golf Tournament generously donates tournament proceeds to support NNDHP. Thanks to their loyal support, and donations from other individual donors, NNDHP continues to grow each year.

Because of your kindness, we can help more at-risk children and low-income veterans regain healthier smiles and healthier lives. Thank you!

[MAKE A DONATION](#)



Veterans

Adopt a Vet Dental Program – AAVD

In 2009, Linda Halgh volunteered at the Carville Park Apartments, a subsidized housing unit in Reno. During her visit, she found 60 veterans living with life-threatening oral decay. Knowing they had no family or other support, Linda and her husband Wayne tirelessly recruited local dentists to provide pro bono dental care to these veterans.

As they uncovered our community's huge need, the Halghs founded AAVD in 2010. It began as the veterans' outreach program of South Reno Baptist Church, where they attend. Soon after, AAVD became an independent nonprofit in order to serve more low-income veterans and to raise funds for their lab costs and emergency dental procedures.



**Join Other Area
Dentists in Serving
our Vets***

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Since the program began in 2010

- \$3.4 million in donated services
- 110 volunteer dentists
- 13 dental labs provide free or discounted services
- 900 local veterans have received care

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The waitlist for care grows daily. Currently, veterans must wait up to 2 years before their first visit. Please join other dentists and specialists in volunteering your greatly-needed skills.

Thank you!

Become a dental volunteer today.

[CONTACT US](#)

**Volunteer time qualifies for CEU credits.*

Children

Healthy Smile Healthy Child – HSHC

This program began in 1982 as the Pediatric Dental Care Program. It began when Dr. Norm Beesley and several of his colleagues wanted to provide Reno's low-income children greater access to dental care.

As the program grew, it joined forces with other local organizations providing dental or medical care. By sharing resources and collaborating efforts, we served thousands more children. As our program grew, our name changed and our services grew. Our current name, Healthy Smile Healthy Child, reflects who we serve. And the greater impact of why we do it.

Healthy Smile Healthy Child

- Donated nearly \$3 million in dental services since 2008
- 115 dental volunteers
- 3,297 children have received care



HEALTHY SMILE HEALTHY CHILD

Join Other Area Dentists In Helping Our Children*

Currently, children wait up to 4 months before their first dental visit. And our waitlist continues growing weekly. Please join other local dentists by volunteering your services. Thank you!

Become a dental volunteer today.

[CONTACT US](#)

**Volunteer time qualifies for CEU credits.*

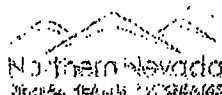
NNDHP

Advisory Board of Directors

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Gregory J. Platten, DDS - President
Joel T. Glover, DDS - Vice President
Bob Salome - Treasurer
Gilbert A. Trujillo, DDS - Secretary
Arnie Pitts, DDS
Thomas Myatt, DDS
David Russell, Esq.
Kathy (Champagne) Peak
Ed Allison, (Emeritus)
Joel F. Glover, DDS (In Memoriam)

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SOS - NNDHP

NORTHERN NEVADA DENTAL HEALTH PROGRAMS

Business Entity Information			
Status:	Active	File Date:	12/11/1998
Type:	Domestic Non-Profit Corporation	Entity Number:	028922-1998
Qualifying State:	NV	List of Officers Due:	12/31/2018
Managed By:		Expiration Date:	
NV Business ID:	NV19981402575	Business License Exp:	

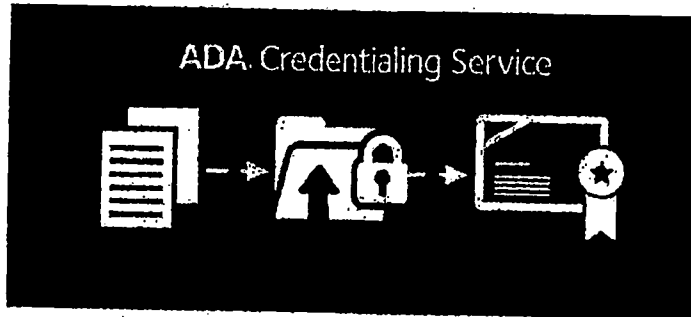
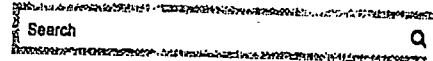
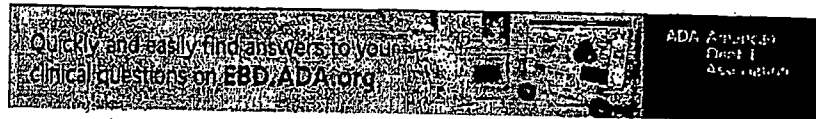
Registered Agent Information			
Name:	NORTHERN NEVADA DENTAL HEALTH PROGRAM c/o president	Address 1:	161 COUNTRY ESTATES CIRCLE
Address 2:	STE B	City:	RENO
State:	NV	Zip Code:	89511
Phone:		Fax:	
Mailing Address 1:	161 COUNTRY ESTATES CIRCLE	Mailing Address 2:	STE B
Mailing City:	RENO	Mailing State:	NV
Mailing Zip Code:	89511		
Agent Type:	Noncommercial Registered Agent		

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
No stock records found for this company	

- Officers		<input type="checkbox"/> Include Inactive Officers	
Treasurer - ROBERT BARONE			
Address 1:	PO BOX 18427	Address 2:	
City:	RENO	State:	NV
Zip Code:	89521	Country:	USA
Status:	Active	Email:	
President - GREGORY J. PISANI DDS			
Address 1:	548 W. PLUMB LANE #A	Address 2:	
City:	RENO	State:	NV
Zip Code:	89508	Country:	USA
Status:	Active	Email:	
Director - GREGORY J. PISANI DDS			
Address 1:	548 W. PLUMB LANE #A	Address 2:	
City:	RENO	State:	NV
Zip Code:	89508	Country:	USA

Exhibit 4

ADVERTISEMENT



Input, store and update your professional credentials in one centralized location.

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[NNDHP](#)

[Nevada Dental Association](#)

Welcome to the Northern Nevada Dental Society

The Northern Nevada Dental Society is a membership organization of licensed dentists including specialists, who practice in northern Nevada. The NNDS is a component of the Nevada Dental Association and the American Dental Association. Through standards and quality of care our member dentists provide oral health care to our community in their practices and through volunteerism. The Northern Nevada Dental Society provides advocacy, peer review, continuing education, volunteer dental programs to help the underserved, leadership, benefits of the tripartite, and practice resources.

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233B.135(3)(e), Respondent, without admitting to the opinions of the Disciplinary Screening Officer contained in Paragraphs 5 and 6 above, acknowledges for settlement purposes only, if this matter were to proceed to a full board hearing, substantial evidence exists Respondent employed, directly or indirectly, an unlicensed dental hygienist to perform operations of any kind to treat or correct the teeth or jaw, in violation of NRS 631.346(1) and that Respondent, as a dentist who owns a dental practice, failed to verify if Ms. Bard was a licensed dental hygienist before offering employment or contracting for services, in violation of NAC 631.230(1)(r).

8. Based upon the limited investigation conducted to date, the findings of the Disciplinary Screening Officer, Bradley Roberts, DDS, and Respondent's acknowledgment contained in Paragraph 7 above, the parties have agreed to resolve the pending investigation pursuant to the following corrective terms and conditions:

a. Respondent agrees to retake the jurisprudence test as required by NRS 631.240(2) on the contents and interpretation of NRS 631 and the regulations of the Board. Respondent shall have ninety (90) days, commencing upon the date of adoption of this Stipulation by the Board, to complete the jurisprudence test. Respondent upon adoption of this stipulation shall receive a user/name and password to enable Respondent to access the online Jurisprudence Examination. In the event Respondent fails to successfully complete the jurisprudence test within ninety (90) days of the date of adoption of this Stipulation by the Board, Respondent agrees his license to practice dentistry in the State of Nevada shall be automatically suspended without any further action of the Board other than issuance of an order by the Executive Director. Upon successful completion of the jurisprudence test, Respondent's license to practice dentistry in the State of Nevada will be automatically reinstated, assuming all other provisions of this Stipulation are in compliance. Respondent agrees to waive any right to seek injunctive relief from any Federal or State of Nevada District Court to prevent the automatic suspension of Respondent's license to practice dentistry in the State of Nevada due to Respondent's failure to comply with Paragraph 8.a. Respondent shall also be responsible for any costs or attorney's fees incurred in the event the Board seeks injunctive relief to prevent Respondent from practicing dentistry during the period Respondent's license is automatically suspended.

b. Respondent agrees to contribute the sum of twenty-five-thousand (\$25,000.00) Dollars to the Community Health Alliance, "Adopt a Vet Program" a non-profit dental program which serves the dental needs of disadvantaged veterans in Northern Nevada and the sum of twenty-five-thousand (\$25,000.00) Dollars to the Huntridge Teen Clinic a non-profit clinic which serves the under privileged in Las Vegas, Nevada. The sums due


Respondent's initials



Respondent's attorney's initials

Exhibit 6

233B.135(3)(e), Respondent, without admitting to the opinions of the Disciplinary Screening Officer contained in Paragraphs 5 and 6 above, acknowledges for settlement purposes only, if this matter were to proceed to a full board hearing, substantial evidence exists Respondent employed, directly or indirectly, an unlicensed dental hygienist to perform operations of any kind to treat or correct the teeth or jaw, in violation of NRS 631.346(1) and that Respondent, as a dentist who owns a dental practice, failed to verify if Ms. Bard was a licensed dental hygienist before offering employment or contracting for services, in violation of NAC 631.230(1)(r).

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b. Respondent agrees to contribute the sum of twenty-five-thousand (\$25,000.00) Dollars to the Community Health Alliance, "Adopt a Vet Program" a non-profit dental program which serves the dental needs of disadvantage veterans in Northern Nevada and the sum of twenty-five-thousand (\$25,000.00) Dollars to the Huntridge Teen Clinic a non-profit clinic which serves the under privileged in Las Vegas, Nevada. The sums due

Exhibit 7

and paying the reinstatement fee, Respondent's license to practice dentistry in the State of Nevada will automatically be reinstated by the Board's Executor Director, assuming Respondent is in compliance with all other provisions of this Stipulation Agreement. Respondent agrees to waive any right to seek injunctive relief from any court of competent jurisdiction, including a Federal or State of Nevada District Court to prevent the automatic suspension of Respondent's license to practice dentistry in the State of Nevada due to Respondent's failure to comply with Paragraph 5.D. Respondent shall also be responsible for any costs or attorney's fees incurred in the event the Board has to seek injunctive relief to prevent Respondent from practicing dentistry during the period Respondent's license is automatically suspended.

E. Respondent agrees to retake the jurisprudence test as required by NRS 631.240(2) on the contents and interpretation of NRS 631 and the regulations of the Board. Respondent shall have ninety (90) days, commencing upon the date of adoption of this Stipulation by the Board, to complete the jurisprudence test. Respondent upon adoption of this stipulation shall receive a user/name and password to enable Respondent to access the online Jurisprudence Examination. In the event Respondent fails to successfully complete the jurisprudence test within ninety (90) days of the date of adoption of this Stipulation by the Board, Respondent agrees his license to practice dentistry in the State of Nevada shall be automatically suspended without any further action of the Board other than issuance of an order by the Executive Director. Upon successful completion of the jurisprudence test, Respondent's license to practice dentistry in the State of Nevada will be automatically reinstated, assuming all other provisions of this Stipulation are in compliance. Respondent agrees to waive any right to seek injunctive relief from any Federal or State of Nevada District Court to prevent the automatic suspension of Respondent's license to practice dentistry in the State of Nevada due to Respondent's failure to comply with Paragraph 5.E. Respondent shall also be responsible for any costs or attorney's fees incurred in the event the Board seeks injunctive relief to prevent Respondent from practicing dentistry during the period Respondent's license is automatically suspended.

F. Respondent agrees to contribute the sum of Nineteen-thousand (\$19,000.00) Dollars to the Community Health Alliance, "Adopt a Vet Program" a non-profit dental program which serves the dental needs of disadvantage veterans in Northern Nevada and the sum of Nineteen-thousand (\$19,000.00) Dollars to the Future Smiles a Nevada State Board of Dental Examiners approved public health program which serves the publicly enrolled students of Clark County, Nevada. The sums due shall be delivered to the Board made payable to the respective charity within sixty (60) days of the Board's adoption of this Stipulation.

G. Respondent agrees to reimburse the Board for the cost of the investigation in the amount of Six-thousand Eight Hundred and Fifty xx/100 Dollars (\$6,850.00) within

(LV152958;1)

Page 5 of 10

Respondent's initials

Respondent's attorney's initials

1
2 E. Respondent agrees to reimburse the Board for the cost of the investigation related
3 to this Stipulation Agreement in the amount of Four Thousand Nine Hundred and Fifty
4 Dollars (\$4,950.00). Payment shall be due within thirty (30) days of the Board adopting
5 this Stipulation. Payment shall be made payable to the Nevada State Board of Dental
6 Examiners and mailed directly to 6010 S. Rainbow Blvd., Suite A1, Las Vegas, Nevada
7 89118.

8 F. Respondent agrees to contribute the sum of One Thousand Two Hundred Twenty-
9 Five and xx/100 Dollars (\$1,225.00) to the Community Health Alliance "Adopt a Vet
10 Program", a non-profit dental program which serves the dental needs of disadvantaged
11 veterans in Northern Nevada and the sum of One Thousand Two Hundred Twenty-Five
12 and xx/100 Dollars (\$1,225.00) to the Huntridge Teen Clinic, a non-profit clinic which
13 serves the under privileged in Las Vegas, Nevada. The sums due shall be delivered to the
14 Board made payable to the respective charity within thirty (30) days of the Board's
15 adoption of this Stipulation.

16 G. Respondent agrees within fourteen (14) day of receiving a verified complaint from
17 any patient and/or insurance provider regarding treatment received by Ms. Paz referenced
18 above in Paragraph 2, Respondent shall deliver to the Board a check made payable to
19 the complaining party in an amount equal to any services billed by Ms. Paz for services
20 referenced above in Paragraph 2.

21 H. In the event Respondent defaults on any of the payments set forth in Paragraphs
22 4.E., 4.F. and/or 4.G. Respondent agrees his license to practice dentistry in the State of
23 Nevada may be automatically be suspended without any further action of the Board other
24 than issuance of an Order of Suspension by the Board's Executive Director. Subsequent
25 to the issuance of the Order of Suspension, Respondent agrees to pay a liquidated damage
26 amount of Twenty Five and xx/100 Dollars (\$25.00) for each day Respondent is in
27 default on the payment(s) of any of the amounts set forth in Paragraphs 4.E., 4.F.,
28 and/or 4.G. Upon curing the default of the applicable defaulted in Paragraphs 4.E., 4.F.,
and/or 4.G. and paying the reinstatement fee, Respondent's license to practice dentistry
in the State of Nevada will automatically be reinstated by the Board's Executor Director,
assuming there are no other violations by Respondent of any of the provisions contained
in this Stipulation Agreement. Respondent shall also be responsible for any costs or
attorney's fees incurred in the event the Board has to seek injunctive relief to prevent
Respondent from practicing dentistry during the period in which his license is suspended.
Respondent agrees to waive any right to seek injunctive relief from any court of
competent jurisdiction, including a Nevada Federal District Court or a Nevada State
District Court to reinstate his license prior to curing any default on the amounts due and
owing as addressed above.

Exhibit 9

2. Public Comment: No comments were made.

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. Executive Director's Report (For Possible Action)

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

(1) 10/03/2014-Board Meeting

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

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

(1) Review Balance Sheet and Statement of Revenues, Expenses and Balances for period August and September 2014 (For Possible Action)

Dr. Kinard inquired what the expense listed under Miscellaneous was for. Mrs. Hummel reminded him that it was for the door replacement for a DSO that was approved at a previous Board meeting. Dr. Sill commented that during the Budget & Finance Committee meeting they discussed adding such an expense to the DSO expenses in the future.

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

MOTION: Dr. Sill made the motion to go out of order to (6)(s). Motion seconded by Mrs. Villigan. All were in favor.

*6. New Business (For Possible Action)

*s. Approval for Bonus/Increase for Staff Members-NRS 631.190 (For Possible Action)

Dr. Sill indicated that the Budget & Finance committee was recommending a \$5,000 bonus for the Executive Director and for staff a bonus of 3% of their salaries. He noted to the Board that bonuses were not budgeted for, however, recognizes the need to budget for it in the future. He added that there was a freeze on salaries that was lifted as of July 1, 2014. Mrs. Hummel indicated that there are funds available, and that she projects a surplus this fiscal year and that reserves would be used to cover the recommended bonus. She indicated that the Board has had a significant turnaround financially thanks to the staffs' diligence and the way the disciplinary process has been set up. She projected that they will have a more significant income than what they had budgeted for.

Mrs. Hummel noted to the Board that it had been over 5 years since the State implemented a freeze and that the increases the staff received 18 months prior was due to the restructure of duties, but that it was a rather nominal increase. Dr. Kinard inquired of Mrs. Hummel that if they were to double the recommendation would there be a problem. Mrs. Hummel responded that she saw no problem in doubling the recommendation, and commented that they had the ability to allocate the budget around. Dr. Kinard commented that in working with staff they have done a tremendous job and that staff had not had a cost of living increase in four-to-five (4-5) years. He noted that a bonus would be a lot less expensive than giving a cost-of-living increase. He commented that he would appropriate if the Budget & Finance committee would begin to budget for bonuses/ pay increases in the future.

MOTION: Dr. Kinard made the motion to double the recommendation of the Budget and Finance Committee (\$10,000 bonus for the Executive Director and 6% bonus to other staff). Motion was seconded by Dr. Sill. Discussion: Mrs. Villigan inquired if they will they ever discuss cost-of-living increases. Dr. Kinard stated that they would start budgeting for it and that they should hold a meeting to discuss. Dr. Sill commented that due to the freeze that was given by the Governor they had not been able to address previously, however, that now with lift of freeze they could compare the positions and compensate fairly. Dr. Blasco stated that the Board could take a look at other state agencies and how see how the employees of similar positions are compensated and align staff accordingly. All were in favor.

Audit Highlights



Highlights of performance audit report on the Nevada State Board of Dental Examiners issued on May 24, 2016. Legislative Auditor report # LA16-14.

Background

Assembly Bill 6 of the 1951 Session, known as the Nevada Dental Practice Act established the current system of regulation related to dentistry. The Board consists of 11 members appointed by the Governor who are to: 1) develop and maintain programs to ensure only qualified professionals are licensed to practice dentistry and dental hygiene and 2) ensure violators of the laws regulating dental practitioners are sanctioned. The Board's register showed 1,609 and 1,393 actively licensed dentists and hygienists as of April 1, 2016.

The Board's office is located in Las Vegas and staffed with six people including the Executive Director. For fiscal year 2015, the Board had revenues of \$1.3 million and expenses of \$1.1 million.

The Board receives complaints from the public and licensed practitioners regarding services provided. The Board received 374 complaints from July 1, 2013, to December 31, 2015. About 64% of complaints were remanded, 32% resulted in some form of additional Board action, and 4% were not yet resolved.

Purpose of Audit

The purpose of this audit was to determine whether the Board has assessed reasonable costs to licensees for investigating and resolving complaints and disciplinary matters.

The scope of our audit focused on a review of the Board's disciplinary process and costs assessed for investigations resulting from approved Board actions during calendar years 2014 and 2015. Certain information included data from prior years to provide additional context or complete our analysis.

Audit Recommendations

This audit report contains 14 recommendations to improve the cost assessment and investigation processes. These recommendations address cost tracking, developing Board approved policies regarding cost assessment, a review of DSO investigations, and ensuring records are sufficient, accurate, and retained.

The Board accepted 11 recommendations and rejected 3 recommendations.

Recommendation Status

The Board's 60-day plan for corrective action is due on August 18, 2016. In addition, the six-month report on the status of audit recommendations is due on February 20, 2017.

Nevada State Board of Dental Examiners

Summary

The Board did not always assess reasonable costs to licensees for investigating and resolving complaints and disciplinary matters. Due to the Board's inadequate tracking of costs, many licensees were overcharged for the cost of investigations. Although the amounts overcharged were not significant to the Board overall, some amounts that individual licensees were overcharged were substantial. In addition, four licensees made charitable contributions totaling over \$140,000 as required by stipulation agreements; however, charitable contributions are not allowed under NRS 631.350. Board management has started making changes to correct problems found during the audit.

The Board's reporting and monitoring of legal expenses was not adequate. First, the manner in which legal expenses are reported reflects a lower amount than is actually spent. Second, the Board can reduce its legal expenses by hiring its own General Counsel. Since the Board is funded by fees, it is responsible for monitoring expenses to ensure resources are spent efficiently to minimize the burden on licensees.

The Board needs to provide greater oversight of complaint investigations performed by Disciplinary Screening Officers (DSOs). Investigation results are not reviewed and sufficient guidance has not been developed to provide additional assurance that DSO conclusions and recommendations are based on sufficient evidence. Without a review process, variations in DSO decisions are more likely to occur. In addition, we found the Board's investigation files were incomplete.

Key Findings

The Board overcharged licensees for investigative costs in almost half of the investigations in the last 2 years, including several over \$1,000. Overcharges were likely due to the Board lacking an effective process for accurately determining the amount of investigative costs for individuals. At the same time the Board overcharged some licensees, other licensees were charged less than actual investigation costs after negotiations between the parties. (page 8)

As part of the provisions imposed in Board approved stipulation agreements, four licensees agreed to donate over \$140,000 to organizations that provide health-related services. However, charitable contributions are not allowable under NRS 631.350. Furthermore, these amounts were not recorded in accounting records since the checks were made payable to the charitable organizations. (page 11)

The Board paid about \$200,000 more, on average, in legal expenses in fiscal years 2014 and 2015 than shown in its financial statements. Actual legal expenses were almost three times the reported amounts and exceeded the annual contract maximum for one firm. This occurred because the actual amount paid for legal expenses was reduced by the cost recoveries and assessments related to disciplinary matters. Recording expenses in this manner reduces transparency and, therefore, may impact decisions made by policy makers and others. (page 13)

The practice of reducing actual legal expenses also affected the Board's contract with outside counsel. Specifically, the contract approved in October 2013 stated payments will not exceed \$175,000 per year. However, payments exceeded \$300,000 in both calendar years 2014 and 2015, the first two full years under the new contract terms. Additionally, the overall contract maximum of \$700,000 has almost been reached with over a year left in the 4-year contract. (page 14)

The Board could save approximately \$100,000 per year by hiring a General Counsel while still utilizing the services of outside counsel when necessary. This estimate assumes the Board would still use outside counsel about 20% of the time. Boards have a fiduciary duty to be an effective steward of public resources, which in this case is fees collected from licensees. (page 15)

Investigation results and conclusions of DSOs are not reviewed by supervisory personnel or an independent review committee. A review process would help verify conclusions and recommendations are based on clear and sufficient evidence. Without a review process, there is an increased risk that investigations could result in licensees being treated too harshly or lightly. Although disciplinary actions are approved at Board meetings, Board members are not reviewing documentation specifically related to investigations and negotiations. Other state's dental boards and Nevada medical boards we contacted have review processes in place for investigations, including review committees. (page 16)

The Board's office does not have critical documentation related to the disciplinary process. In addition, when documentation was located it was often not in the disciplinary file as anticipated. The Board does not have certain documentation related to disciplinary proceedings because it is generated by, or submitted directly to, the Board's outside counsel. Furthermore, the Board does not have an organized filing method with checklists to ensure standard documentation related to disciplinary actions is onsite and retained. Without adequate documentation, the Board cannot fully support disciplinary actions or ensure compliance with statutes. (page 19)

Audit Division
Legislative Counsel Bureau

Nevada State Board of Dental Examiners



6010 S. Rainbow Boulevard, Building A, Suite 1 • Las Vegas, Nevada 89118 • (702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

March 20, 2019

Lisa Zastrow, Esquire
9900 Covington Cross Drive, Suite 120
Las Vegas, NV 89144

Re: Request for Additional Documents

Dear Ms. Zastrow:

On March 3, 2019, the Nevada State Board of Dental Examiners received correspondence from Malcolm LaVergne, Esquire advising the Board to contact your office for any additional information and/or documents and to remove his law firm from the list to receive the public notices. Mr. LaVergne's correspondence was in response to the February 22, 2019 correspondence the Board sent to him advising him agenda item 8(o) was tabled at the February 22, 2019 meeting due to his failure to appear and the matter will be discussed at the March 22, 2019 meeting with or without his participation.

Please be advised, this agenda item was requested by both Mr. LaVergne and Board Member Lee at the meeting held on November 29, 2018 when Mr. LaVergne made public comment and disseminated a written statement and exhibits noticed as *"Misappropriation of \$140,000 by Board members Pisani, Champagne and Blasco for their own personal or improper purpose"*. However, the exhibits identified as "Exhibit 5", "Exhibit 6", "Exhibit 7" and "Exhibit 8" are deficient and the Board Members requested the complete documents.

As instructed by Mr. LaVergne, please consider this a request for all pages for each of the stipulation agreements referenced as "Exhibit 5", "Exhibit 6", "Exhibit 7" and "Exhibit 8."

Should you have questions or need further assistance please contact me at (702) 486-7044 or by email at dashaffer@nsbde.nv.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Debra Shaffer-Kugel", written in a cursive style.

Debra Shaffer-Kugel, Executive Director
Nevada State Board of Dental Examiners

Cc: Melanie Bernstein Chapman, Esq., General Counsel

Malcolm P. LaVergne & Associates

Attorneys and Trial Lawyers

400 South 4th Street, Suite 500

Las Vegas, Nevada 89101

Telephone: (702)448-7981 Facsimile: (702)966-3117



MALCOLM P. LAVERGNE, ESQ.
Licensed in New York, Texas and Nevada.

mlavergne@lavergnelaw.com

March 3, 2019

Via Facsimile 702.486.7046

Debra Schaffer-Kugel

Board of Dental Examiners

6010 South Rainbow Boulevard

Building A, Suite 1

Las Vegas, Nevada 89118

Re: Response to February 22, 2019 Letter;
Las Vegas Dental Association New Attorney Representative.

Dear Ms. Schaffer-Kugel,

In response to your letter dated February 22, 2019, requesting additional information about licensees, please kindly take notice that any correspondence regarding the Las Vegas Dental Association should be directed to Lisa Zastrow at the following contact information:

Lisa J. Zastrow, Esq.

Lipson Neilson

9900 Covington Cross Drive

Las Vegas, Nevada 89144

lzastraw@lipsonneilson.com

Also, please remove my law firm from any future notifications regarding Dental Board meetings.

Sincerely,

/s/ Malcolm P. LaVergne

Malcolm P. LaVergne, Esq.

MPL/zja

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

February 22, 2019

Malcolm P LaVergne, Esquire
400 S 4th Street, Suite 500
Las Vegas, NV 89101

Re: Agenda Item 8(o) of February 22, 2019 NSBDE Board Meeting

Dear Mr. LeVergne:

On November 29, 2018, you appeared before the Nevada State Board of Dental Examiners Board Meeting and under public comment advised the Board that you are legal counsel for the Las Vegas Dental Association and its members. Further, you read a public statement into the record and provided a copy of your written statement along with exhibits to the Board.

During public comment the Board requested additional information regarding the exhibits since it did not identify the licensees being referenced in the documents. In addition, Board Member Lee requested this matter be placed on the Board's agenda for the next meeting.

On February 15, 2019, the Nevada State Board of Dental Examiners sent you a copy of the Board's agenda and noticed under Agenda item 8(o) is *"Discussion and review of the public comment(s) submitted by the attorney on behalf of the members of the LVDA"*.

On February 22, 2019, when Agenda Item 8(o) was considered by the Board and open for discussion you were not present at the meeting or members of the LVDA. Therefore, the Board voted to "Table" this matter and notice the matter on the March 22, 2019 scheduled Board Meeting agenda.

Please be advised, should you not appear at the March 22, 2019 board meeting or submit the requested additional information identifying the licensees referenced in your documents submitted as exhibits, the Board will move forward with the *"Discussion and*

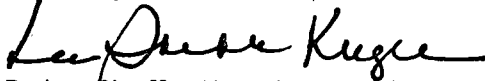
Page 2

Re: NSBDE Agenda Item 8(o)

review of the public comment(s) submitted by the attorney on behalf of the members of the LVDA" with or without your participation.

Should you have additional questions please do not hesitate to contact me at (702) 486-7044 or by email at dashafer@nsbde.nv.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Debra Shaffer-Kugel". The signature is fluid and cursive, with the first name "Debra" being more prominent.

Debra Shaffer-Kugel, Executive Director
Nevada State Board of Dental Examiners

Cc: File

DRAFT MINUTES



NEVADA STATE BOARD OF DENTAL EXAMINERS

Meeting Location:

Nevada State Board of Dental Examiners
6010 S Rainbow Blvd, Suite A1
Las Vegas, Nevada 89118



Video Conferencing was available for this meeting at the Nevada State Board of Medical Examiners
Office located at: 9600 Gateway Drive, Reno, Nevada 89521

PUBLIC MEETING

**Friday, February 22, 2019
10:00 a.m.****

Board Meeting **DRAFT** Minutes

Please Note: ****Due to inclement weather, the Governor issued an order to delay the opening of State offices until 10:00 a.m. on February 22, 2019.**

Please Note: The Nevada State Board of Dental Examiners may hold board meetings via video conference or telephone conference call. The public is welcomed to attend the meeting at the Board office located at 6010 S. Rainbow Blvd, Suite A1; Las Vegas, Nevada 89118; or in the Conference room of the Nevada State Board of Medical Examiners office located at 1105 Terminal Way, Suite #301; Reno, NV 89502 (when applicable).

Persons wishing to comment may appear at the scheduled workshop/hearing or may address their comments, data, views, arguments or small business impact in written form to: **Nevada State Board of Dental Examiners, 6010 S. Rainbow Blvd, A-1, Las Vegas, Nevada 89118, Attn: Debra Shaffer-Kugel, Executive Director; FAX number (702) 486-7046; e-mail address nsbde@nsbde.nv.gov** . Written submissions must be received by the **NEVADA STATE BOARD OF DENTAL EXAMINERS** on or before **March 20, 2019** in order to make copies available to members and the public.

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.

Public Comment time is available after roll call (beginning of meeting) and prior to adjournment (end of meeting). Public Comment is limited to three (3) minutes for each individual. You may provide the Board with written comment to be added to the record.

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

Dr. Byron Blasco ("Dr. Blasco")	-----	PRESENT (President)
Dr. Jason Champagne ("Dr. Champagne")	-----	PRESENT (Secretary-Treasurer)
Dr. R. Michael Sanders ("Dr. Sanders")	-----	PRESENT
Dr. Timothy Pinther ("Dr. Pinther")	-----	EXCUSED
Dr. Gregory Pisani ("Dr. Pisani")	-----	PRESENT
Dr. D. Kevin Moore ("Dr. Moore")	-----	EXCUSED
Dr. David Lee ("Dr. Lee")	-----	PRESENT
Mrs. Yvonne Bethea ("Mrs. Bethea")	-----	PRESENT
Ms. Betty Pate ("Ms. Pate")	-----	PRESENT
Ms. Joan Shadler ("Ms. Shadler")	-----	PRESENT
Ms. Gabrielle Cioffi ("Ms. Cioffi")	-----	PRESENT

Others Present: Melanie Bernstein Chapman, Board General Counsel; Sophia Long, Esquire, Deputy Attorney General/Board Co-Counsel; Debra Shaffer-Kugel, Executive Director.

Others Present: Lori Benvin, NNDS; Rick Dragon, NDA; Robert Talley, NDA; Ray Gates, Esquire, Lauria Tokunaga Gates – Counsel for Dr. Leslie Kotler; Terri Chandler, RDH, Future Smiles; Samantha Sturges, RDH; Jessie Becker; Kelly Taylor, RDH; Christine Borz, NPCC; Leslie Kotler, DMD; James Kwon, Esquire, Counsel for Dr. Minyong Pak; Young Dill, DMD; Tina Tsou, LVDA; Daniel Bouer, Cameraman for LVDA.

Pledge of allegiance.

Board Member Blasco introduced and welcomed the newest member appointed to the Board, RDH Shadler.

2. Public Comment: (Public Comment is limited to three (3) minutes for each individual)

Dr. Young Dill read statement into the record advising the Board Members of coercion by General Counsel and DSO Roberts regarding the stipulation agreement noticed on the agenda. Executive Director requested clarification as to whether Dr. Dill was requesting this agenda item be withdrawn. Dr. Dill confirmed she would like to withdraw the stipulation agreement from the agenda. The Board was provided a copy of the written statement.

Ms. Tina Tsou (Ruiz), Secretary for the Las Vegas Dental Association ("LVDA") read a statement into the record her statement regarding agenda item (6)(e), and questioned why there was not an agenda item for discussion regarding Dr. Pisani and Dr. Champagne regarding their investigation by the Ethics Commission. Additionally, she questioned why there was not a discussion on the agenda regarding the audit by the Governor's office. The Board was provided a copy of the written statement.

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. Election of Officers** - NRS 631.160 (For Possible Action)

(a)President (For Possible Action)

Board Member Blasco noted that traditionally for the first meeting of the year, all board members meet in person. Board Member Blasco called for nominations for President.

Board Member Lee nominated Public Member Cioffi for Board President.
Board Member Pisani nominated Board Member Bethea for Board President.
No other nominations were made. A roll call vote was called:

<u>Vote for:</u>		<u>Vote for:</u>	
Dr. Byron Blasco -----	Bethea	Dr. David Lee -----	Cioffi
Dr. Gregory Pisani -----	Bethea	Ms. Betty Pate -----	Bethea
Dr. R. Michael Sanders -----	Bethea	Mrs. Yvonne Bethea -----	Bethea
Dr. Timothy Pinther -----	Excused	Ms. Joan Shadler -----	Bethea
Dr. Jason Champagne -----	Bethea	Ms. Gabrielle Cioffi -----	Cioffi
Dr. D. Kevin Moore -----	Excused		

MOTION: majority vote was in favor of nomination for Board Member Bethea; Board Member Bethea elected as Board President.

(b)Secretary Treasurer (For Possible Action)

Board Member Blasco called for nominations for Secretary-Treasurer.

MOTION: Board Member Pisani made the motion to nominate Board Member Sanders to serve as the new Board Secretary-Treasurer. Seconded by Roll call vote:

<u>Vote:</u>		<u>Vote:</u>	
Dr. Byron Blasco -----	Yes	Dr. David Lee -----	Yes

Dr. Gregory Pisani -----	Yes	Ms. Betty Pate -----	Yes
Dr. R. Michael Sanders -----	Yes	Mrs. Yvonne Bethea -----	Yes
Dr. Timothy Pinther -----	Excused	Ms. Joan Shadler -----	Yes
Dr. Jason Champagne -----	Yes	Ms. Gabrielle Cioffi -----	Yes
Dr. D. Kevin Moore -----	Excused		

Motion was unanimously approved; Board Member Sanders elected to serve as the new Secretary-Treasurer.

(c) Approve duties for the President, Secretary-Treasurer, and Executive Director (For Possible Action)

Board Member Blasco directed the Board's attention to the Executive Director. Executive Director stated that the duties were outlined in the regulations. The members were advised should the Board President not be available for a meeting, then the Secretary-Treasurer would conduct the meeting.

Executive Director summarized the duties of the Board President, Secretary Treasurer and the Executive Director. Board Member Lee inquired about the draft minutes and wanted to know why the minutes are not like a transcription of the meeting, verbatim? DAG Long advised Board Member Lee the statute only requires the minutes be a summary of the discussion that contains enough information that a reasonable person could understand the agenda item. General Counsel advised Board Member Lee that a recording of the meeting was available upon request.

MOTION: Board Member Pisani moved that the Board approve the duties of the Board President, Board Secretary-Treasurer and Executive Director as discussed and outlined in Chapter 631. Motion seconded by Board Member Champagne. With no further discussion, the Board Noted unanimously, motion passed.

Board Member Blasco thanked the Executive Director, General Counsel, Accountant and DAG or their help and support, and that Board Member Blasco appreciates their efforts; as well as thanked the Board staff in helping the board function.

Board Member Pisani presented Board Member Blasco with a token of appreciation for his time as Board President.

Board Member Bethea took over the meeting as the new Board President.

***4. Committee Appointments:** NRS 631.190 (For Possible Action)

(a) Appoint board members and agents to the following committees:

(1) Legislative and Dental Practice

Board members appointed:

- Dr. Pinther (Chair) • Ms. Shadler
- Dr. Moore • Ms. Cioffi
- Dr. Lee

MOTION: Board Member Pisani moved that the Board appoint the above listed board members to the Legislative and Dental Practice Committee. Motion seconded by Board Member Sanders. No discussion, the vote was unanimous, motion passed..

(2) Legal and Disciplinary

Board members appointed:

- Dr. Blasco (Chair) • Ms. Pate
- Dr. Pisani • Ms. Cioffi
- Dr. Lee

MOTION: Board Member Pisani moved that the Board appoint the above listed board members to the Legal and Disciplinary Committee. Motion seconded by Board Member Blasco. With no discussion, the board members voted unanimously, motion passed.

(3) Examination Liaisons (Dental and Dental Hygiene)

(a) ADEX

Board Member Sanders volunteered to be the ADEX Exam Liaison for the Board.

MOTION: Board Member Blasco moved that the Board appoint Board Member Sanders to be the ADEX Exam Liaison. Motion seconded by Board Member Champagne. No discussion, the vote was unanimous, motion passed..

(b) WREB

Board members appointed:

- Dr. Blasco (DERB)
- Ms. Pate (HERB)

MOTION: Board Member Pisani motioned to appoint Board Member Blasco and Board Member Pate as board members to be the WREB Exam Liaisons. Motion seconded by Board Member Champagne. No discussion, the vote was unanimous, motion passed..

(4) Continuing Education

Board members appointed:

- Dr. Champagne (Chair)
- Dr. Lee
- Dr. Moore
- Ms. Shadler

MOTION: Board Member Pisani to motioned appoint the Board Members listed above to the Continuing Education Committee. Motion seconded by Board Member Sanders. No discussion, the vote was unanimous, motion passed..

(5) Committee on Dental Hygiene

Board members appointed:

- Ms. Pate (Chair)
- Ms. Shadler
- Mrs. Bethea
- Dr. Pisani

MOTION: Board Member Blasco motioned that the Board appoint the above listed board members to the Committee on Dental Hygiene. Motion seconded by Board Members Sanders. No discussion, the vote was unanimous, motion passed..

(6) Infection Control

Board members appointed:

- Mrs. Bethea (Chair)
- Dr. Champagne
- Dr. Sanders
- Ms. Shadler

MOTION: Board Member Pisani motioned that the Board appoint the above listed board members to the Infection Control Committee. Motion seconded by Board Member Blasco. No further discussion, the vote was unanimous, motion passed.

(7) Anesthesia – Brendan Johnson, DDS GA Admin Permit Holder (agent) **TABLED**

Board members appointed:

- Dr. Moore (Chair)
- Dr. Champagne
- Dr. Sanders

MOTION: Board Member Pisani motioned that the Board appoint the above listed board members to the Anesthesia Committee. Motion seconded by Board Member Champagne. Discussion held with regards to whether Board Member Moore has a GA permit. Board Member Moore does not hold a GA permit but rather a moderate sedation permit. There was some concern with Board Member Moore reviewing GA permit application. thus leading to Board Member Pisani and Board Member Champagne to withdraw their motions.

NEW MOTION: Board Member Pisani motioned that the Board appoint the above listed board members to the Anesthesia committee with the exception that the appointed committee cannot approve any GA programs until the board appoints an GA permitted agent. No further discussion, the vote was unanimous, motion passed..

(8) Budget and Finance

Board members appointed:

- Dr. Sanders (Chair) • Mrs. Bethea
- Dr. Moore • Ms. Cioffi

MOTION: Board Member Pisani motioned that the Board approve the above listed board members to the Budget and Finance Committee. Motion seconded by Board Member. Pate. No discussion, the vote was unanimous, motion passed..

(b) Appointment of Board Member to serve as the ADEX Dental Exam Member (For Possible Action)

Executive Director advised the Board that every year the board is asked to appoint a board member to serve as the ADEX Dental Exam Member. Board Member Pisani nominated Board Member Sanders.

MOTION: Board Member Pisani moved that the Board approve the appointment of Board Member Sanders to the ADEX Dental Exam member. Motion seconded Board Member Blasco. With no further discussion, the vote was unanimous, motion passed

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

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

- (1) Board Meeting – 11/09/2018
- (2) Board Meeting – 11/29/2018

Executive Director directed the Board members to the draft minutes provided in their meeting books and inquired if there were any amendments/corrections. If none, Executive Director requested approval. There were some grammatical and typographical errors noted by General Counsel, Board Member Pate and Pubic Member Cioffi pertaining to the November 9, 2018 minutes.

Board Member Lee inquired why the minutes did not read more like a transcript, to which DAG Long explained that the purpose of the minutes is to provide a summary of the meeting that allows an individual in the future to have a general understanding of what was discussed. The minutes are meant to be a transcript of the meeting held. No additional amendments offered, Board Member Bethea called for a motion.

MOTION: Board Member Pisani motioned that the Board adopt the draft minutes of November 09, 2018 with the noted amendments. Motion seconded Board Members Sanders. No further discussion, the vote was unanimous, motion passed.

Executive Director inquired if there were any amendments to note on the draft minutes from November 29, 2018. Board Pisani stated that it was a difficult meeting to hear and participate in. Board Member Pisani recommended the Board should avoid holding meetings by teleconference. Executive Director stated that she could reach out to other boards regarding the use their video-conference room and equipment after hours.

MOTION: Board Member Champagne motioned to adopt the draft minutes of November 29, 2018. Motion seconded by Board Member Pisani. No further discussion, the vote was unanimous, motion passed.

***b. Financials** - NRS 631.180/NRS 631.190 (For Possible Action)

- (1) Review Balance Sheet and Statement of Revenues, Expenses and Balances for period July 1, 2018 to December 31, 2018 (Informational Purposes only)

Ms. Hummel is the Accountant to the Board and was present. Board Member Lee inquired on who Ms. Hummel was. Ms. Hummel stated that she provides accounting services for the Board and reviews all vendor invoices, balances the accounts, prepares the financial statements for the Board. In addition, Ms. Hummel monitors the budget. Discussed a few areas of the budget. Board Member Lee asked if the Board should consider increasing the renewal fees. Executive Director did not feel at the present time increasing fees would be necessary.

***c. Authorized Investigative Complaints** - NRS 631.360 (For Possible Action)

- (1) Dr. X – Received correspondence from the State Board of Pharmacy that Dr X has not obtained patient utilization reports prior to prescribing controlled substances to his/her patient(s) as required by NRS 454 and AB 474 (For Possible Action)

Executive Director advised the Board members of the alleged violations of Dr. X and requested the Board authorize an investigation against Dr. X.

MOTION: Board Member Pisani motioned the Board authorize the investigation against Dr. X. Motion was seconded by Board Member Champagne. Board Member Lee inquired if they could see a copy of the correspondence. DAG Long states that all information and documents are deemed confidential until a formal hearing is held by the Board. No further discussion, the vote was unanimous, motion passed.

- (2) Dr. Y – Received notification forwarded to the Board by the OAG alleging Dr. Y may have billed Medicaid for services not rendered which would constitute a violation of NRS 631.348(6) (For Possible Action)

Executive Director advised the Board members of the alleged violations of Dr. Y and requested the Board authorize an investigation against Dr. Y.

MOTION: Board Member Lee motioned that the Board authorize the investigation against Dr. Y. Motion was seconded by Board Member Pisani. No further discussion, the vote was unanimous, motion passed.

- (3) Dr. Z – Received information from a patient's family member that Dr. Z may have violated NAC 631.2213, NAC 631.2213 when he allegedly sedated a patient without a proper permit (For Possible Action)

Executive Director advised the Board members of the alleged violations of Dr. Z and requested the Board authorize an investigation against Dr. Z.

MOTION: Board Member Pisani motioned that the Board authorize the investigation against Dr. Z. Motion was seconded by Board Member Sanders. No further discussion, the vote was unanimous, motion passed.

***d. Policies**: (For Possible Action)

- (1) Reapprove policy that the Board does not investigate complaints where the dental treatment in question was rendered 5 years ago or longer from the date of the complaint due to the patient record retention statute NRS 629.051 (For Possible Action)

Executive Director advised the Board of the existing policy that if the Board receives complaints where treatment was rendered 5 years ago and beyond from the date of the complaint is received in the Board office the Board does not investigate those complaints due to the records retention statute.

MOTION: Board Member Pisani motioned that the Board reapprove the established policy. Motion was seconded by Board Member Blasco. No further discussion, the vote was unanimous, motion passed.

- (2) Approve language pertaining to the Board's policy adopted on November 9, 2018 for reimbursement to Board Members, Staff, Investigators and Agents upon request for independent legal counsel to represent him/her in their designated capacity as an agent of the Board due to actual or potential conflict regarding litigation naming him/her as a defendant (For Possible Action)

General Counsel provided a copy of the drafted language. She went over the details of the proposed policy and requested approval.

MOTION: Board Member Pisani motioned the Board to approve the policy language as drafted. Motion was seconded by Board Member Champagne. No further discussion, the vote was unanimous, motion passed.

***6. General Counsel's Report** (For Possible Action)

***a. Legal Actions/Lawsuit(s) Update**

- (1) Approval/Rejection of the stipulation for dismissal – Adrian Ruiz, DDS
(For Possible Action)

General Counsel provided update to this case. General Counsel requested the Board accept the stipulation for dismissal regarding Adrian Ruiz, DDS.

MOTION: Board Members Sanders motioned the Board approve the stipulation for dismissal. Motion seconded by Board Member Pisani. No discussion, the vote was unanimous, motion passed.

General Counsel advised the Board of a motion for Leave to Amend the First Amended Complaint filed by Abbey Dental. General Counsel went over the events that have occurred in the case. No orders have been issued.

General Counsel advised the Board of the 3rd lawsuit filed that came and went quickly. Judge denied their temporary restraining order in the licensees attempt to prevent the board from moving forward with an informal hearing.

Discussion held: Board Member Pisani asked when the AG's office gets sued, who defends AG? DAG Long was not sure right now since there is a new administration and with that comes new policy.

***b. Consideration of Stipulation Agreement** (For Possible Action)

- (1) Young Dill, DMD

Under Public Comment Dr Dill requested the stipulation agreement be withdrawn from the agenda. General Counsel advised the board the matter will be scheduled for an informal hearing.

- (2) Minyong Pak, DDS

General Counsel went over the terms and conditions of the corrective action plan non-disciplinary stipulation agreement with the Board. General Counsel advised the Board that Dr Pak and his legal counsel were cooperative throughout the investigative process. General Counsel requested on behalf of the DSO, the Board approve the stipulation agreement. Dr. Pak's attorney was present, Mr. James Kwon.

MOTION: Board Member Champagne motioned to approve the corrective action plan stipulation agreement. Motion seconded by Board Member Pisani. Discussion: Board Member Blasco asked if Mr. Kwon was present when Dr. Pak executed the stipulation. Mr. Kwon stated yes. No further discussion, the vote was unanimous, motion passed. Abstained from the motion: Board Member Pisani and Board Member Pate (Review Panel)

***c. Contracts – Old Business** – Tabled at 11/29/2018 Board Meeting (For Possible Action)

(1) Robert Eisenberg, Esq. with Lemon Grundy & Eisenberg

General Counsel advised the Board that there may not be a need for an appellate attorney. However, it would be beneficial for the Board to have in place an appellate attorney since an appellate attorney specializing in that area of law. Contracts can take up to 3 months before being approved by the BOE. Made clear that no monies will be paid unless there is a need for the appellate attorney.

MOTION: Board Members Sanders motioned the Board approve the contract. Discussion: Board Member Lee inquired if there was a liability insurance for lawsuits. Executive Director advised of general liability insurance. The Board maintains a reserve account for litigation. Public Member Cioffi: inquired about on page 2 of 8 on the contract regarding a fee listed. General Counsel explained the contract fees. Motion seconded by Board Member Pisani. No discussion, the vote was unanimous, motion passed.

***d. Request to consider the stipulation agreement entered into with Board on January 19, 2018 Fulfilled/complete due to Order issued by United States District Court** (For Possible Action)

(1) Leslie Kotler, DDS

General Counsel explained Dr Kotler as a condition of licensure entered into the stipulation agreement to run concurrent with the terms under the Order issued by the United States District Court. The same court has submitted an Order advising Dr. Kotler he has completed all the terms. Therefore, Dr. Kotler is requesting the stipulation agreement with the Board be considered complete.

MOTION: Board Member Blasco motioned the board approve the request of Dr. Leslie Kotler, to consider the stipulation agreement with the Board complete. Motion seconded by Board Member Pisani. No discussion, the vote was unanimous, motion passed.

***e. Discuss policy to use an affidavit versus court reporter transcription upon the execution of a stipulation agreement in certain circumstances** (For Possible Action)

General Counsel stated that this was not the subject regarding Ms. Tsou's public comment. General Counsel went on to explain that in certain circumstances an affidavit executed by all parties in lieu of a court reporter in where a licensee is entering into a stipulation agreement prior to an informal hearing being scheduled may be a cost savings to the licensees. This would only be offered in circumstances where the licensee is representing by counsel and request to resolve the matter through stipulated agreement prior to an informal hearing.

****5 minutes Recess****

President Bethea asked that our newest board member introduce herself. RDH Shadler stated she received a text one night from a Tina Tsou and asked her if she would be interested in being a board member. So she applied that night and was happy to be here. Visitors introduced themselves. Terry Chandler with Future Smiles quickly discussed the wonderful program they offered yesterday. Kelly Taylor, RDH introduced herself. Samantha Sturges, RDH introduced herself. Michael McDonald introduced himself – provides legislative services for Board.

Back to Agenda Item 6(e) General Counsel reiterated this has nothing to do with informal hearings. This would be for those stipulations requested prior to an informal hearing. The requests come directly from the licensees and/or their attorneys. This would save licensees costs of having to pay for a court reporter. Discussion: Board Member

Blasco states this comes to those who say yes I'll sign but then later turn around and say that's not what happened. General Counsel advised there will be an affidavit that all parties will sign. This would only be provided if no informal hearing has ever been noticed. Board Member Lee inquired if the process would change. General Counsel stated no the process stays the same this would only be in a situation when a licensee wants to settle before a notice of an informal hearing is issued. Lengthy discussion on the complaint process and how it is defined in statute, and how the board should determine if this is something they want to do.

MOTION: Board Member Pisani motioned the Board approve the policy to be used only prior to noticing an informal hearing or at the request of the licensee's attorney. Motion was seconded by Board Members Sanders. Discussion that licensee can request to have a court reporter present. The answer is YES. No discussion, the vote was unanimous, motion passed.

***7. Old Business** (For Possible Action)

***a. Approval/Rejection of Moderate Sedation Training Program (patients 13 years of age or older)** – NAC 631.2213 (For Possible Action)

- (1) DOCS Education – in Collaboration with Oregon Health University School of Dentistry – IV Sedation Course for Dentistry Training Program

(a) John Bitting, Esquire

Executive Director gave a history of this course and advised the Board a portion of the course is not live lecture didactic. At the time the application, it was all live. But now and moving forward, the didactic is now home study. Executive Director stated the board requires all 60 hours if the didactic be live lecture. Mr. Bitting clarified that DOCS is only asking that the Board approve the course conducted at Oregon Health Sciences for an applicant Diane Benedictson since at the time the course has live lecture didactic only.

MOTION: Board Member Blasco motioned the Board recognize the DOCS course for the date Dr. Diane Benedictson attending the DOCS course at OHS ONLY. Motion seconded by Board Members Sanders. Discussion to clarify that Dr. Benedictson has not submitted an application yet. Mr. Bitting stated Dr. Benedictson attended the course in October 2017 at OHSU and was a live didactic course. No discussion, the vote was unanimous, motion passed.

***8. New Business** (For Possible Action)

***a. Approval for Travel of Board Members & Staff to the AADA & AADB Mid-Year Meeting in Chicago, IL March 9-10, 2019** (For Possible Action)

- (1) Timothy Pinther, DDS
- (2) Gregory Pisani, DDS
- (3) R. Michael Sanders, DMD
- (4) Debra Shaffer-Kugel, ED
- (5) Melanie Bernstein Chapman, Esquire
- (6) Betty Pate, RDH

Board Member Blasco stated to the Board that these members and staff will be attending the meeting in March, and therefore would like to approve them for travel.

MOTION: Board Member Sanders moved that the Board approve the travel for the Board members listed above. Motion seconded by Board Member Champagne. No discussion, the vote was unanimous, motion passed.

***b. Approval of Alternate Review Panel Member (Non-Board Member)** (For Possible Action)

- (1) Brendan Johnson, DDS

This item was tabled.

***c. Approve Request for Reevaluation of Dr. Y's temporary Moderate Sedation Administrator Permit to administer moderate sedation to patients 13 years of age or older pursuant to NAC 631.2235** (For Possible Action)

- (1) Upon approval, a request to reinstate the temporary moderate sedation permit for the reevaluation **only** (For Possible Action)

Executive Director indicated that Dr. Y held a temporary moderate sedation admin permit, but Dr. Y failed to pass the emergency scenarios portion of the evaluation resulting in the temporary permit being expired. Dr. Y has requested a reevaluation for the emergency scenarios portion only. Further, should the Board grant the reevaluation the Executive Director requests the reinstatement of the temporary moderate sedation admin permit for the reevaluation only.

MOTION: Board Member Pisani moved that the board approve the request for re-evaluate of Dr. Y and to reinstate their temporary administration permit. Motion seconded by Board Member Blasco. No discussion, the vote was unanimous, motion passed.

***d. Consideration for Approval of Laser Certification Course** – NAC 631.035 (For Possible Action)

- (1) PDS University – Lasers in Dentistry Course

After some confusion with another course reviewed, Board Member Blasco indicated he reviewed the application and the application was in order and recommended approval.

MOTION: Board Member Sanders moved that the board approve the laser certification course by PDS University. Motion seconded by Board Member Champagne. No discussion, the vote was unanimous, motion passed.

***e. Approval/Rejection of Continuing Education Provider Course Application** (For Possible Action)

- (1) National Provider Compliance Corporation – New Local Dental Insurance Coverage, Changes, and Updates Course

Executive Director indicated a representative for National Providers Compliance Corp is present and Ms. Borz stepped forward to give a history of her background and what her course entails. Board Members Sanders inquired what the intention of the course. Ms. Borz stated the course is to help physicians/dentists stay out of trouble and how to bill dental as medical. They do have a book. She stated that the topic is practice management.

MOTION: Board Member Pisani motioned the board approve the application for continuing education provider for the National Provider Compliance Corporation. Motion seconded by Board Member Champagne. Discussed: Pisani this could be a benefit to a dentist who practices in corporate based offices. the vote was unanimous, motion passed.

***f. Approval of Public Health Endorsement** – NRS 631.287 (For Possible Action)

- (1) Alicia M. DiGiacomo, RDH – Nevada Health Centers
- (2) Samantha A. Sturges, RDH – Volunteers in Medicine of Southern Nevada

Board Member Champagne recommended these two applicants for a public health endorsement and that the applications are in order.

MOTION: Board Member Sanders motioned the Board approve the application of Alicia M. DiGiacomo, RDH and Samantha A. Sturges, RDH for a public health endorsement. Motion seconded by Board Member Blasco. No discussion, the vote was unanimous, motion passed.

***g. Approval for Public Health Dental Hygiene Program – NAC 631.210**

(1) Healthy Smile Healthy Child – Sealant Program

Executive Director stated the Board member should have received the additional documents and advised the Board Healthy Smile Health Child has taken possession of the equipment from Future Smiles in Northern Nevada. Healthy Smile Health Child would like their program approved to continue the sealant programs at the school through public health dental hygienists.

MOTION: Board Member Champagne motioned the Board approve the “Healthy Smile Healthy Child” public health dental hygiene program. Motion seconded by Board Member Sanders
Discussion: located in the Northern Nevada region. the vote was unanimous, motion passed
Dr Pisani abstained.

***h. Approval of Voluntary Surrender of License – NAC 631.160 (For Possible Action)**

- (1) Elena Maddern, RDH
- (2) Joseph Danesh, DDS

Executive Director advised the Board these two licensees wished to surrender their licenses in the state of Nevada. The surrender is absolute and irrevocable. There is no pending matters and recommends approval of the voluntary surrender.

MOTION: Board Member Pisani moved that the board approve the request for voluntary surrender of Ms. Elena Maddern’s dental hygiene license, and Dr. Joseph Danesh’s dental license. Motion was seconded by Board Member Champagne. No discussion, the vote was unanimous, motion passed.

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

(1) General Anesthesia (For Possible Action)

- (a) Christopher J. Galea, DDS
- (b) Matthew T. Popp, DDS

Executive Director stated the applications were reviewed and stated that both licensees passed their evaluation and recommends the approval of a permanent general anesthesia permit for Dr. Galea and Dr. Popp.

MOTION: Board Member Pisani moved that the board approve the permanent general anesthesia permit for Dr. Galea and Dr. Popp. Motion seconded by Board Member Champagne. No discussion, the vote was unanimous, motion passed.

(2) Moderate Sedation – 13 years of age or older (For Possible Action)

- (a) Shane L. Ellsworth, DMD

Board Member Champagne stated that Board Member Moore reviewed the application and evaluation passed. Board Member Champaged recommended approval of the permanent moderate sedation permit (13 years of age or older) for Dr. Ellsworth.

MOTION: Board Member Sanders motioned the board approve the permanent moderate sedation permit (13 years of age or older) for Dr. Ellsworth. Motion seconded by Board Member Pisani
No discussion, the vote was unanimous, motion passed.

(3) Moderate Sedation (Pediatric Specialty) 21 years of age or younger (For Possible Action)

- (a) Ruth Alvarez, DDS
- (b) Wesley T. Archer, DMD
- (c) Kellie J. McGinley, DDS
- (d) Travis A. Neu, DMD

Board Member Champagne states that Board Member Moore reviewed the applications and states that they are in order and recommends the approval of the permanent moderate sedation (Pediatric Specialty) 21 years of age or younger permits for Dr. Alvarez , Dr. Archer, Dr. McGinley, and Dr. Neu.

MOTION: Board Member Pisani motioned the board approve the permanent moderate sedation (Pediatric Specialty) 21 years of age or younger permits for Dr. Alvarez , Dr. Archer, Dr. McGinley, and Dr. Neu. Motion seconded by Board Member Sanders. No discussion, the vote was unanimous, motion passed.

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

(1) General Anesthesia (For Possible Action)

- (a) Paul Bohman, DDS
- (b) Thomas P. Myatt, DDS
- (c) Tate L. Viehweg, DMD

Board Member Champagne states that Board Member Moore reviewed the applications and states that they are in order and recommends the approval of the temporary general anesthesia permits for Dr. Bohman, Mr. Myatt, and Dr. Viehweg.

MOTION: Board Member Pisani motioned the board approve the temporary general anesthesia permit for Dr. Bohman, Mr. Myatt, and Dr. Viehweg. Motion seconded by Board Member Pate. Discussion: regarding Dr Myatt receiving a temporary permit. Explained Dr Myatt expired his permits over a year ago. Board Member withdrew his motion due to Dr. Myatt's affiliation with a program he is involved in. Board Member Pate made the motion as stated. Motion seconded by Board Member Sanders. The vote was unanimous, motion passed. Abstained from the motion, Board Member Pisani.

(2) Moderate Sedation – 13 years of age or older (For Possible Action)

- (a) Jordan C. Richert, DMD

Board Member Champagne states that Board Member Moore reviewed the applications and states that they are in order and recommends the approval of the a temporary moderate sedation permit for Dr. Richert.

MOTION: Board Member Pisani motioned the board approve the temporary moderate sedation permit (13 years of age or older) for Dr. Richert. Motion seconded by Board member Pate. No discussion, the vote was unanimous, motion passed.

(3) Moderate Sedation (Pediatric Specialty) 21 years of age or younger (For Possible Action)

- (a) Samira Farokh, DMD
- (b) Sena E. Hiradate, DDS
- (c) Alice H. Trieu, DDS

Board Member Champagne states that Board Member Moore reviewed the applications and states that they are in order the applications and recommends the approval of the temporary moderate sedation (Pediatric Specialty) permit (21 years of age or younger) for Drs. Farokh, Hiradate, and Trieu.

MOTION: Board Member Sanders motioned the board approve the temporary moderate sedation permits (21 years of age or younger) for for Drs. Farokh, Hiradate, and Trieu. Motion seconded by Board Member Pisani. No discussion, the vote was unanimous, motion passed.

***k Approval for a 90-Day Extension of Anesthesia Permit – NAC 631.2254(2) (For Possible Action)**

(1) Moderate Sedation (Pediatric Specialty) 21 years of age or younger (For Possible Action)

- (a) Larry S. Hon, DMD

Board Member Champagne requested approval for the 90 day extension in order to conduct the evaluation.

MOTION: Board Member Blasco motioned the board approve the request for an extension. Motion seconded by Board Member Pate. No discussion, the vote was unanimous, motion passed.

***l. Appointment of Infection Control Inspectors -NRS 631.190 (For Possible Action)**

- | | | | |
|------------------------------|------------------------------|-------------------------------|------------------------------|
| (1) Mary M Bosnos, RDH | (7) Linda L Fairley, RDH | (13) John C DiGrazia, DDS | (19) Donna J Hellwinkel, DDS |
| (2) Kathryn M Spargo, RDH | (8) Joyce A Herceg, RDH | (14) Bradley A Ditsworth, DMD | (20) Nelson D Lasiter, DMD |
| (3) Catherine B Buckley, RDH | (9) Betty L McGuire, RDH | (15) Rickey L Grant, DMD | (21) Gordon J Murray, DDS |
| (4) Karen K Clark, RDH | (10) Samantha A Sturges, RDH | (16) Steven W Hall, DDS | (22) Brett A Noorda, DMD |
| (5) Dena M Copeland, RDH | (11) Elvera L Kajans, RDH | (17) Christine L Haskin, DDS | |
| (6) George F Rosenbaum, DDS | (12) Bradley A Wilbur, DDS | (18) Pamela J Patten, DDS | |

Executive Director recommended these individuals to be approved as agent of the Board to conduct infection control inspections on behalf of the Board. All but two applicants currently conduct inspections.

MOTION: Board Member Champagne motioned the board approve the appointments of the Infection Control inspectors 1-22. Motion seconded by Board Members Sanders. No discussion, the vote was unanimous, motion passed – Note: Board Member Pisani away from room – for the motion.

***m. Appointment of Disciplinary Screening Officers -NRS 631.190 (For Possible Action)**

- | | | | |
|-----------------------------------|-----------------------------|----------------------------|-------------------------|
| (1) Rick Thriot, DDS Coordinator | (8) Jason Ferguson, DDS | (15) Kenneth Lang, DDS | (22) Thomas Myatt, DDS |
| (2) Michael Squitieri, DDS | (9) J Gordon Kinard, DDS | (16) Allison Andresen, DDS | (23) Edward Gray, DMD |
| (3) James E Jones, DDS | (10) J Stephen Sill, DMD | (17) Dawn McClellan, DDS | (24) Mark Degen, DDS,MD |
| (4) Bradley Roberts, DDS | (11) Edward Herschaft, DDS | (18) Sharon Peterson, RDH | (25) Gary Geracci, DDS |
| (5) Bradley Strong, DDS | (12) Michael Webberson, DDS | (19) Joyce Herceg, RDH | |
| (6) Tina Brandon-Abbatangelo, DDS | (13) Larry Frugoli, DMD | (20) Melissa Hartner, RDH | |
| (7) Joshua Saxe, DDS | (14) John DiGrazia, DDS | (21) A Ted Twesme, DDS | |

Executive Director explained the role of a DSO. Board Member Lee inquired if perhaps of hiring a in-office investigator. There was discussion regarding how the findings are made. General Counsel explained the Medical Board's process vs our process. Public Member Cioffi stated given the constant allegations from the same group of bias. General Counbsel advised Public Member Cioffi of the issue of bias by DSO's and the Review Panel and General Counsel advsied the Board that the DSO's and the Review Panel have no authority to take action against a licensee. The DSO and the Review Panel only make opinions/recommendations and the Board is not bound by those opinions. Board Member Lee asked doesn't the statute state that a board member can review a complaint. General Counsel states there is one staute that references a board member "and" the investigator, However, when you look at the entire statutes as a whole, you realize the intent is the word "and" should have been "or" because the Board Members must not be provided confidential information. Since complaints/investigations are deemed confidential from the Board, the legal opinion is the word is interpreted as "or". Board Member Lee argued that the initial collection of information should be shared with the Board and wants it looked at it prior to approving stipulation agreements. It was noted that this will be an agenda item on the next meeting.

MOTION: Board Member Sanders motioned the board approve the appointment of the Disciplinary Screening Officers. Motion seconded by Board Member Pisani. No further discussion, the vote was unanimous, motion passed.

***n. Appointment of Anesthesia Evaluators/Inspectors-NRS 631.190 (For Possible Action)**

GENERAL ANESTHESIA ADVISORS

- | | |
|-------------------------------|-----------------------------|
| (1) Blaine D Austin, DDS | (7) Brendan G Johnson, DDS |
| (2) Michel J Daccache, DDS | (8) Patrick O'Connor, DDS |
| (3) Barry H Frank, DDS | (9) Amanda Jo Okundaye, DDS |
| (4) Gary J Geracci, DDS | (10) Troy D Savant, DDS |
| (5) Edward J Gray, DMD | (11) Steven A Saxe, DMD |
| (6) Gregory J Hunter, DMD, MD | (12) Albert T Twesme, DDS |

MODERATE SEDATION ADVISORS

- | | |
|----------------------------|------------------------------|
| (1) Michael G Almaraz, DDS | (9) Brian P Mantor, DMD |
| (2) Joshua M Branco, DMD | (10) Jade A Miller, DDS |
| (3) Jason E Ferguson, DDS | (11) Daniel K Moore, DDS |
| (4) Perry T Francis, DDS | (12) Joshua L Saxe, DDS |
| (5) Jon P Galea, DDS | (13) Gilbert A Trujillo, DDS |
| (6) Ryan S Gifford, DDS | (14) David J Trylovich, DDS |
| (7) Tony Guillen, DDS | (15) Dawn McClellan |
| (8) Tomas D Kutansky, DDS | |

Executive Director recommended these individuals to be approved as agent of the Board to conduct anesthesia evaluations/inspections on behalf of the Board.

MOTION: Board Member Pisani motioned the board approve the appointment of the Anesthesia Evaluators/Inspectors. Motion seconded by Board Member Champagne. No discussion, the vote was unanimous, motion passed.

o. Discussion and review of the public comment(s) submitted by the attorney on behalf of members of the LVDA (Information only)

General Counsel indicated this item was placed on the agenda at the request of Malcolm LaVergne, Esquire attorney for the Las Vegas Dental Association. However, Mr. LaVergne is not present. Board tabled the matter and send a letter to Mr. LaVergne that the matter is tabled and will be noticed on the next agenda with or without his participation.

TABLED

9. Public Comment: (Public Comment is limited to three (3) minutes for each individual)

Richard Dragon, DDS and Robert Talley, DDS wanted their presences noted.

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)

10. Announcements

Executive Director advised the Board of an audit requested by the former Governor on or about October 17, 2018 to be conducted by the Division of Internal Audits. All requested materials have been provided. In addition, the Board office is finalizing the on-line renewal portal to include, Botox certification questions and the 2 hour continuing education hours for the misuse and abuse of controlled substances required for those licensees who hold a permit to prescribe controlled substances.

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

Board Member Bethea called for a motion to adjourn.

MOTION: Board Member Pisani motioned the February 22, 2019 meeting of the Nevada State Board of Dental Examiners be adjourned. Motion seconded by Board Member Sanders, and without discussion, the vote was unanimous, motion passed.

Meeting adjourned at 1:56 p.m.

Minutes approved at the March 22, 2019 Board Meeting
Respectfully Submitted by:

Debra Shaffer-Kugel, Executive Director

FINANCIALS

Nevada State Board of Dental Examiners

Balance Sheet

As of January 31, 2019

	<u>Jan 31, 19</u>
ASSETS	
Current Assets	
Checking/Savings	
10000 · Wells Fargo-Operating	242,163.69
10015 · Wells Fargo - Saving	885,403.15
10010 · Wells Fargo-Reserves	<u>1,200,210.27</u>
Total Checking/Savings	<u>2,327,777.11</u>
Accounts Receivable	
11000 · Accounts Receivable	88,203.94
11001 · Allowance for Bad Debts	<u>-84,477.53</u>
Total Accounts Receivable	<u>3,726.41</u>
Other Current Assets	
11200 · Prepaid Expenses	18,807.04
11210 · Prepaid Insurance	2,442.19
18000 · Deferred Outflows-Pension	<u>246,396.00</u>
Total Other Current Assets	<u>267,645.23</u>
Total Current Assets	<u>2,599,148.75</u>
TOTAL ASSETS	<u><u>2,599,148.75</u></u>
LIABILITIES & FUND BALANCE	
Liabilities	
Current Liabilities	
Accounts Payable	48,800.33
Other Current Liabilities	
22125 · DDS Deferred Revenue	293,709.61
22136 · RDH Deferred Revenue	319,284.38
20500 · Fines Payable-State of Nevada	200.00
23750 · Accrued Vacation/Sick Leave	<u>86,456.20</u>
Total Other Current Liabilities	<u>699,650.19</u>
Total Current Liabilities	<u>748,450.52</u>
Long Term Liabilities	
20601 · Pension Liability	644,106.00
21001 · Deferred Inflows-Pension	<u>46,114.00</u>
Total Long Term Liabilities	<u>690,220.00</u>
Total Liabilities	<u>1,438,670.52</u>
Fund Balance	<u>1,160,478.23</u>
TOTAL LIABILITIES & FUND BALANCE	<u><u>2,599,148.75</u></u>

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2018 through January 2019

	<u>Jul '18 - Jan 19</u>	<u>Budget</u>	<u>\$ Over Budget</u>
Ordinary Income/Expense			
Income			
40000 • Dentist Licenses & Fees			
40100 • DDS Active License Fee	348,388.02	342,125.00	6,263.02
40102 • DDS Inactive License Fee	20,040.03	19,544.00	496.03
40135 • DDS Activate/Inactive/Suspend	5,900.00	12,810.00	(6,910.00)
40136 • DDS Activate Revoked License	1,800.00	1,500.00	300.00
40140 • Specialty License App	1,375.00	2,250.00	(875.00)
40145 • Limited License App	875.00	1,625.00	(750.00)
40115 • Limited License Renewal Fee	6,106.73	8,155.00	(2,048.27)
40146 • Limited License-S Application	1,600.00	0.00	1,600.00
40116 • LL-S Renewal Fee	1,283.34	1,050.00	233.34
40150 • Restricted License App	600.00	300.00	300.00
40180 • Anesthesia Site Permit App	4,750.00	4,150.00	600.00
40182 • CS/GA/Site Permit Renewals	25,958.63	24,900.00	1,058.63
40183 • GA/CS/DS or Site Permit Relnp	13,050.00	10,150.00	2,900.00
40175 • Conscious Sedation Permit Appl	2,250.00	6,000.00	(3,750.00)
40170 • General Anesthesia Permit Appl	9,250.00	7,500.00	1,750.00
40186 • Pediatric Anesthesia Permit	5,000.00	3,000.00	2,000.00
40184 • Infection Control Inspection	9,250.00	10,750.00	(1,500.00)
40212 • DDS ADEX License Application	16,800.00	9,000.00	7,800.00
40205 • DDS Credential Appl Fee-Spclty	9,000.00	9,600.00	(600.00)
40211 • DDS WREB License Application	29,400.00	46,800.00	(17,400.00)
40214 • DDS License by Endorsement	19,800.00	13,200.00	6,600.00
Total 40000 • Dentist Licenses & Fees	532,476.75	534,409.00	(1,932.25)
50000 • Dental Hygiene Licenses & Fees			
40105 • RDH Active License Fee	125,069.18	124,961.00	108.18
40106 • RDH Inactive License Fee	4,371.44	4,505.00	(133.56)
40130 • RDH Activate/Inactive/Suspend	7,275.00	1,100.00	6,175.00
40110 • RDH LA/N2O Permit Fee	3,025.00	3,350.00	(325.00)
40224 • RDH ADEX License Application	2,400.00	0.00	2,400.00
40222 • RDH WREB License Application	23,100.00	18,000.00	5,100.00
40226 • RDH License by Endorsement	3,000.00	5,400.00	(2,400.00)
Total 50000 • Dental Hygiene Licenses & Fees	168,240.62	157,316.00	10,924.62
50750 • Other Licenses & Fees			
43650 • Reimbursed Investigation Costs	12,390.70	14,000.00	(1,609.30)
40602 • Monitoring Fees	87.50	0.00	87.50
40220 • License Verification Fee	3,375.00	3,525.00	(150.00)
40227 • CEU Provider Fee	7,750.00	6,000.00	1,750.00

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2018 through January 2019

	<u>Jul '18 - Jan 19</u>	<u>Budget</u>	<u>\$ Over Budget</u>
40225 · Duplicate License Fee	625.00	500.00	125.00
40555 · Fines	450.00	0.00	450.00
40185 · Lists/Labels Printed	5,258.00	2,550.00	2,708.00
40600 · Miscellaneous Income	132.00	175.00	(43.00)
Total 50750 · Other Licenses & Fees	30,068.20	26,750.00	3,318.20
Total Income	730,785.57	718,475.00	12,310.57
Expense			
68001 · CE Class Expenses	1,768.28	0.00	1,768.28
60500 · Bank Charges			
60500-1 · Bank Service Fees	12.00	70.00	(58.00)
60500-2 · Merchant Fees	4,865.65	5,600.00	(734.35)
Total 60500 · Bank Charges	4,877.65	5,670.00	(792.35)
68000 · Conferences & Seminars	7,692.79	11,000.00	(3,307.21)
63000 · Dues & Subscriptions	5,986.11	5,475.00	511.11
65100 · Furniture & Equipment	4,952.67	5,080.00	(127.33)
66500 · Insurance			
66500-1 · Liability	3,252.89	3,797.00	(544.11)
66500-2 · Workers Compensation	1,900.67	2,350.00	(449.33)
Total 66500 · Insurance	5,153.56	6,147.00	(993.44)
66520 · Internet/Web/Domain			
66520-2 · E-mail, Website Services	1,976.10	2,629.00	(652.90)
66520-3 · Internet Services	2,116.61	2,114.00	2.61
66520-4 · Jurisprudence Exam Website	198.00	198.00	0.00
Total 66520 · Internet/Web/Domain	4,290.71	4,941.00	(650.29)
73500 · Information Technology			
73500-1 · Computer Repair/Upgrade	1,070.12	1,130.00	(59.88)
Total 73500 · Information Technology	1,070.12	1,130.00	(59.88)
66600 · Office Supplies	6,906.32	8,300.00	(1,393.68)
66650 · Office Expense			
68710 · Miscellaneous Expenses	504.09	2,905.00	(2,400.91)
68700 · Repairs & Maintenance			
68700-1 · Janitorial	3,500.00	3,500.00	0.00
68700-2 · Copier Maintenance	1,992.93	1,519.00	473.93
Total 68700 · Repairs & Maintenance	5,492.93	5,019.00	473.93
68725 · Security	1,258.60	2,310.00	(1,051.40)
68715 · Shredding Services	203.50	378.00	(174.50)
68720 · Utilities	2,915.05	2,506.00	409.05
Total 66650 · Office Expense	10,374.17	13,118.00	(2,743.83)
67000 · Printing	3,117.86	2,300.00	817.86
67500 · Postage & Delivery	8,055.02	7,000.00	1,055.02

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2018 through January 2019

	<u>Jul '18 - Jan 19</u>	<u>Budget</u>	<u>\$ Over Budget</u>
68500 · Rent/Lease Expense			
68500-1 · Equipment Lease	1,138.17	1,140.00	(1.83)
68500-2 · Office	42,209.09	42,210.00	(0.91)
68500-4 · Storage Warehouse	1,175.49	1,289.00	(113.51)
Total 68500 · Rent/Lease Expense	44,522.75	44,639.00	(116.25)
75000 · Telephone	1,134.79	1,205.00	(70.21)
75100 · Travel (Staff)	352.11	1,150.00	(797.89)
73550 · Per Diem (Staff)	29.62	230.00	(200.38)
73600 · Professional Fee			
73600-1 · Accounting/Bookkeeping	14,947.50	15,300.00	(352.50)
73600-4 · Legislative Services	13,714.28	12,000.00	1,714.28
73600-2 · Legal-General	110,513.63	89,750.00	20,763.63
Total 73600 · Professional Fee	139,175.41	117,050.00	22,125.41
73700 · Verification Services	8,844.75	10,100.00	(1,255.25)
72000 · Employee Wages & Benefits			
72100 · Executive Director	76,770.72	75,922.00	848.72
72300 · Credentialing & Licensing Coord	33,781.24	34,272.00	(490.76)
72132 · Site Inspection Coordinator	24,435.14	24,042.00	393.14
72200 · Technology/Finance Liaison	27,832.98	30,531.00	(2,698.02)
72130 · Public Info & CE Coordinator	20,013.31	19,215.00	798.31
72160 · Legal Counsel	68,217.02	72,408.00	(4,190.98)
72165 · Legal Assistant	13,557.74	30,464.00	(16,906.26)
72010 · Payroll Service Fees	1,103.25	1,050.00	53.25
72005 · Payroll Tax Expense	4,234.29	5,229.00	(994.71)
72600 · Retirement Fund Expense (PERS)	70,900.36	75,565.00	(4,664.64)
65525 · Health Insurance	39,273.60	42,679.00	(3,405.40)
Total 72000 · Employee Wages & Benefits	380,119.65	411,377.00	(31,257.35)
72400 · Board of Directors Expense			
73650-5 · BOD Hearing Stipend	2,230.00	3,300.00	(1,070.00)
72400-1 · Director Stipends	7,470.00	8,250.00	(780.00)
72400-2 · Committee Mtgs-Stipends	320.00	600.00	(280.00)
72400-3 · Director Travel Expenses	3,553.92	4,000.00	(446.08)
72400-9 · Refreshments - Board Meetings	783.50	750.00	33.50
Total 72400 · Board of Directors Expense	14,357.42	16,900.00	(2,542.58)
60001 · Anesthesia Eval Committee			
60001-1 · Evaluator's Fee	3,529.13	7,000.00	(3,470.87)
60001-4 · Travel/Misc. Expense	461.87	2,100.00	(1,638.13)
Total 60001 · Anesthesia Eval Committee	3,991.00	9,100.00	(5,109.00)
73650 · Investigations/Complaints			
72550 · DSO Coordinator	2,375.00	2,100.00	275.00
73650-1 · DSO Consulting Fee	16,212.50	26,600.00	(10,387.50)
73650-2 · DSO Travel/Postage Expense	511.68	1,575.00	(1,063.32)
73651-1 · DSO Review Panel Fee	2,650.00	7,000.00	(4,350.00)
73651-2 · DSO Review Panel Travel Expense	1,097.37	2,030.00	(932.63)

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2018 through January 2019

	<u>Jul '18 - Jan 19</u>	<u>Budget</u>	<u>\$ Over Budget</u>
73650-3 • Legal Fees-Investigations	2,732.17	10,765.00	(8,032.83)
73650-4 • Staff Travel	113.00	0.00	113.00
73650-8 • DSO Calibration Expense	150.00	150.00	0.00
73650-7 • Miscellaneous Investigation Exp	12,412.44	19,600.00	(7,187.56)
Total 73650 • Investigations/Complaints	38,254.16	69,820.00	(31,565.84)
60002 • Infection Control Inspection			
60002-1 • Initial Inspection Expense	5,037.18	5,530.00	(492.82)
60002-2 • Reinspection Expense	537.46	420.00	117.46
60002-3 • Random Inspection Expense	937.50	700.00	237.50
60002-4 • Travel/Misc. Expense	1,396.52	735.00	661.52
Total 60002 • Infection Control Inspection	7,908.66	7,385.00	523.66
Total Expense	702,935.58	759,117.00	(56,181.42)
Net Ordinary Income	27,849.99	(40,642.00)	68,491.99
Other Income/Expense			
Other Income			
40800 • Interest Income	368.51	364.00	4.51
Total Other Income	368.51	364.00	4.51
Net Other Income	368.51	364.00	4.51
Net Income Over Expenses	28,218.50	(40,278.00)	68,496.50

**LETTER OF SUPPORT OF
SMILE RESTORE & TO
REINSTATE THE LICENSE OF
DR. GEORGENE CHASE**

Carolyn Easley
[REDACTED]
[REDACTED]

January 8, 2019

Nevada State Board Dental Examiners
Attention: Debra Shaffer-Kugel, dashaffer@nsbde.nv.gov
6010 South Rainbow Boulevard,
Building A, Suite 1
Las Vegas, Nevada 89118



Re: Dr. Georgene Chase, DDS
Smile Restore
5365 Mae Anne Avenue, Suite B-1
Reno, Nevada 89523

Dear Debra Shaffer-Kugel,

I implore your help to reinstate Dr. Georgene Chase as a Dentist in the great State of Nevada. I am a 74-year old woman, after moving to Nevada from California, I was able to find the very best, affordable dental care that I have ever received. Dr. Chase has helped me to avoid losing my teeth and has helped my family restore their dental health.

I want you to know that I moved to Dayton, Nevada 2-years ago for a better life. I wanted and needed the very best dentist in Nevada. Due to all of the recommendations I received, I chose Dr. Chase as my dentist.

Dr. Chase is by far the most intelligent, ethical, educated and integrous dentist that I have ever had the pleasure of working with. Not to mention that Dr. Chase is kind, considerate, and thoughtful to her patients. When you meet Dr. Chase you immediately trust her. Dr. Chase has integrity, does not overcharge her patients or try to sell you the most expensive treatment. Dr. Chase genuinely seems to want to help her patients. Dr. Chase is able to give her patients choices on the kind of care that is available to them not just the highest price available. We need more dentists and doctors in Nevada not to mention the United States like Dr. Georgene Chase.

For the first time in my life, I have found superior dental care that I can financially afford. My smile, my self-worth and my life is substantially better for having Dr. Chase as my dentist.

January 8, 2019
Nevada State Board Dental Examiners
Attention: Debra Shaffer-Kugel, dashaffer@nsbde.nv.gov
Page 2 of 2

In Nevada where dental cost is over to top and unreachable for most of us, I have been blessed to have Dr. Chase as my dentist. She is responsible for bringing down the cost of dental care and still gives us the best dental care available in the Northern Nevada region.

When you walk into Smile Restore you will notice how traditional it is, it is not a fancy office. It is my understanding, after talking with some of Dr. Chase's patients that most of them have been under regular treatment of Dr. Chase's for 30-years. They trust her to be honest and give them the best care available. Dr. Chase makes Northern Nevada a better place to live. Reno, Nevada needs Dr. Chase. We, her patients, need our dentist and our affordable dental health care returned to us.

Sincerely,



Carolyn Easley



CC: Jacky Rosen, Nevada State Senator (D-NV 3rd District)
27 Independence Avenue SE
Washington, DC 20003

Jacky Rosen, Nevada State Senator (D-NV 3rd District)
8872 South Eastern Avenue, Suite 210/220
Las Vegas, NV 89123

Dr. Georgene Chase, DDS
Smile Restore
5365 Mae Anne Avenue, Suite B
Reno, Nevada 89523

Tom J Walsh M.D. Ltd
[REDACTED]
[REDACTED]



Nevada State Board of Dental Examiners
6010 S. Rainbow Blvd. Ste. A-1
Las Vegas, NV 89118

March 19, 2019

Re: Georgene Chase D.D.S.
Smile Restore

Dear Nevada State Board of Dental Examiners,

I have volunteered to write this statement in support of Georgene Chase D.D.S. and her Dental Clinic, Smile Restore. I do not know the specifics as to why Dr. Chase must come before the Board but I feel compelled to speak up on her behalf.

I work as a Family Physician in a rural Nevada Acute Care Clinic where the poorest of the poor in our area come for medical and dental care. When I see patients with dental issues, I have Dr. Chase's telephone number memorized to give to them. Most of them already know the cash price to have a tooth pulled locally – that is the only option they think possible - if they can get the money together. I tell them to get gas money together or to get a ride to Reno because there is a good chance through Dr. Chase at Smile Restore that their tooth can be fixed and maybe for free or on a sliding scale. What an incredible resource! Especially for the young people having early dental issues, facing the prospective trauma (on multiple levels) of having a permanent tooth pulled – plunging them deeper into their already difficult life. I have seen the tears as they tell me of what they thought was their only option. Dr Chase and Smile Restore give hope and healing!

Every time my family and I go in to Smile Restore I see these patients, like my patients, appreciating and benefiting from the care. I suspect that many of the people who work for Smile Restore have been patients there first and Dr. Chase has given them "a leg up". Once last year a veteran came in as I was leaving at 5 p.m., obviously in pain. Dr Chase didn't even ask his name, she just took him back and attended to him. What an example! Truly a good Samaritan.

I often pre-pay for the supplies Smile Restore needs for my family because otherwise the Clinic does not have them. They tell me that I help others with what is left over. Recently Dr. Chase suggested that I could rent her house because she was in danger of losing it. She was going to live in the small space above her barn so as to keep practicing her noble vocation. Are you aware that she adopted multiple small children who needed her?

In terms of dental treatment, I have found Dr. Chase to be diagnostically accurate in my case and I find her dental technical skills impeccable and her philosophy scientifically advanced. She found the small apical abscess in the adjacent tooth when I had persistent pain after I had my upper incisor (#9) removed and an implant placed (very traumatic). I consider the local dentist with whom I shared the misdiagnosis a very good dentist and still a good friend.

If the Board does find problems with Dr. Chase's practice or the management of Smile Restore, please be merciful and allow Dr. Chase to continue her valuable care for the community. Dr. Chase cares for a significant number of destitute patients (at considerable risk to herself of communicable disease), all of whom would, in her absence, need to be cared for by the general dental community.

Honestly, rather than censure Dr. Chase, help her. To you dentists on the Board, send your excess supplies. Call her and ask what she could use today. Consider sending your Office Manager half day a month to assist her – that "pearl of great price" who most likely (as has been my experience) is the reason your operation is successful and copasetic with all the requirements. If my statement does not help Dr. Chase and Smile Restore with your review, I would bet your Office Manager would come back (granted probably having found things that could be corrected) with a very positive opinion regarding what is being done there every day multiple times a day.

Thank you for considering Mercy.

Sincerely,



Tom J. Walsh M.D. Ltd



**CE Provider Application
- Laser Course -**

- Institute for Advanced Laser Dentistry



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



CONTINUING EDUCATION PROVIDER APPLICATION

Instructor Name: Christopher Owens, DDS

Business Address: 10945 South Street, Ste. 104-A

City, State & Zip: Cerritos, California 90703

Business Telephone: 562-860-2908 x112

Course Title and Objectives [Must relate directly to the practice of dentistry and/or dental hygiene]:

IALD Standard Proficiency Course for Hygienists, Dentists, and Dental Office Staff on the PerioLase MVP-7

- Laser Physics and Safety
- Perio Applications
- Soft Tissue Applications
- Probing Techniques
- Case Presentation
- LANAP Protocol Overview
- Occlusion

Number of Participants: Varies by location and class, approx. 6 to 16

Hours of Actual Instruction: 8 Hours

Location/Facility Name and Address: (Various States, approx. 6 locations per year)

- Los Angeles, Ca - March 9, 2019
- Denver, Co - April 6, 2019

- Dallas, Tx - May 3-4, 2019

- San Francisco, CA - September 29, 2019

- New York, NY - December 14, 2019

Date(s) of Course: See above

Individual Submitting Request: Marty Klein, IALD Training Department Manager

Business Address: 10945 South Street, Ste. 104-A

City, State & Zip: Cerritos, California 90703

Business Telephone: 562-860-2908 x112

Date of Request: February 1, 2019

Signature of Person Authorized to Represent Course Provider

PLEASE ATTACH NAMES AND BRIEF BIOGRAPHICAL SKETCHES OF INSTRUCTORS AND OUTLINE OF COURSE, INCLUDING METHOD OF PRESENTATION TO THIS FORM.

FOR OFFICE USE ONLY - DO NOT WRITE BELOW THIS LINE.

Approved by:

Number of Hours Approved:

Effective Date of Approval:

Disapproved [Explanation]:

PAID
✓H 4850

CE Provider Application
- Laser Course -

- Dedicated Dental Hygiene

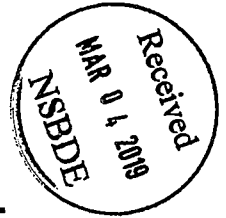


Nevada State Board of Dental Examiners

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

Las Vegas, NV 89118

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



CONTINUING EDUCATION PROVIDER APPLICATION

Instructor Name: Kristin Pristavec-Hunter RDH
BS

Business Address: 4838 High Pass Dr

City, State & Zip: Sparks NV 89436

Business Telephone: 775-771-0983

Course Title and Objectives [Must relate directly to the practice of dentistry and/or dental hygiene]:

Introduction to
Lasers

6 hour lecture
combined with
hands on
instruction of the
use of lasers by the
dental hygienist

Number of Participants: TBD

Hours of Actual Instruction: 6

Location/Facility Name and Address:

TBD

Date(s) of Course: TBD

Individual Submitting Request: Kristin Pristavec-Hunter RDH
BS - *Dedicated Dental Hygiene*

Business Address: 4838 High Pass Dr

City, State & Zip: Sparks NV 89436

Business Telephone: 775-771-0983

Date of Request: 3/1/2019

Signature of Person Authorized to Represent Course Provider

PLEASE ATTACH NAMES AND BRIEF BIOGRAPHICAL SKETCHES OF INSTRUCTORS AND OUTLINE OF COURSE, INCLUDING METHOD OF PRESENTATION TO THIS FORM.

FOR OFFICE USE ONLY - DO NOT WRITE BELOW THIS LINE.

Approved by:

Number of Hours Approved:

Effective Date of Approval:

Disapproved [Explanation]:

c/c visa

CE Provider Application
- Laser Course -
- Advanced Dental Hygiene



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

CONTINUING EDUCATION PROVIDER APPLICATION

Instructor Name: Joy Raslie other instructors Linda Hirce, Heather Ayers,

Business Address: 7838 S. Windermere Circle

Andrea Treske

City, State & Zip: Littleton, CO 80120

Business Telephone: 720.323.1085

Course Title and Objectives [Must relate directly to the practice of dentistry and/or dental hygiene]:

"Diode Laser Training and Certification"

Be Prepared to learn & understand through lecture, discussion, videos and hands-on

- Laser Physics and identify which lasers dental hygienists can use
- How to use the laser on your patients and feel comfortable with settings
- The different soft tissue procedures for both dentists & hygienists
- How to discuss the value & benefits of using laser with your patients
- Scope of Practice for laser usage
- Demonstrate clinical proficiency using diode lasers

Participation

Number of Participants: 15-30

Hours of Actual Instruction: 8

Location/Facility Name and Address: TBD

Date(s) of Course: TBD

Individual Submitting Request: Joy Raslie - Advanced Dental Hygiene

Business Address: 7838 S. Windermere Circle

City, State & Zip: Littleton, CO 80120

Business Telephone: 720.323.1085

Date of Request: 2.15.2019

Joy Raslie
Signature of Person Authorized to Represent Course Provider

PLEASE ATTACH NAMES AND BRIEF BIOGRAPHICAL SKETCHES OF INSTRUCTORS AND OUTLINE OF COURSE, INCLUDING METHOD OF PRESENTATION TO THIS FORM.

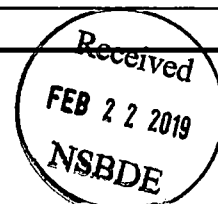
FOR OFFICE USE ONLY - DO NOT WRITE BELOW THIS LINE.

Approved by: _____

Number of Hours Approved: _____

Effective Date of Approval: _____

Disapproved [Explanation]: _____



✓#5018

Reconsideration of Application for Licensure by Endorsement

- Keith West, DDS




Nevada State Board of Dental Examiners

6010 S. Rainbow Blvd., Ste. A-1 • Las Vegas, NV 89118
(702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046
nsbde@govmail.state.nv.us

MEMORANDUM

TO: File

FROM: Candice Stratton, License and Credentialing Specialist 

DATE: January 18, 2019

RE: Keith A West DDS - Applicant

=====

Received a telephone call from Dr. West during which he inquired about the next board meeting. I advised him the January 11, 2019 meeting has been rescheduled to February 22, 2019. He stated he cannot appear at the February 22nd meeting and asked that his petition be placed for review at the meeting on March 22, 2019. I advised him I would make a note on his file.

**Petition for reconsideration of Application
for Licensure by Endorsement**

- Keith West, DDS




Nevada State Board of Dental Examiners

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12-21-2018

TO WHOM IT MAY CONCERN:

ON A LETTER DATED NOVEMBER 14, 2018 MY APPLICATION FOR LICENSURE BY ENDORSEMENT WAS REJECTED. MY NAME IS DR. KEITH WEST, AND I WOULD LIKE TO APPEAL THIS, AND APPEAR AT THE NEXT DENTAL BOARD MEETING COMING UP IN JANUARY , 2019.

THANK YOU,

DR. KEITH WEST



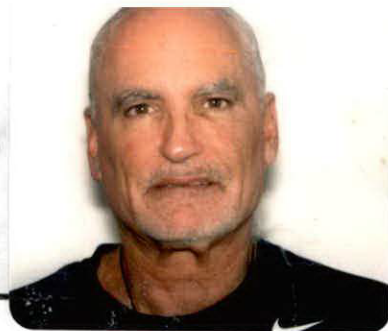


Nevada State Board of Dental Examiners

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

Las Vegas, NV 89118

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



I hereby make application for Nevada Dental licensure by:

(Please check one below)

Licensure by ADEX Exam (NRS 631.240): \$1200 <input type="checkbox"/>		Licensure by WREB Exam (NRS 631.240): \$1200 <input type="checkbox"/>	
Licensure by Credential (NRS 631.255): \$1200 (Please select specialty below)		Indicate Specialty: Board Eligible <input type="checkbox"/> Diplomate <input type="checkbox"/>	
Orthodontia <input type="checkbox"/>	Prosthodontia <input type="checkbox"/>	O & M Pathology <input type="checkbox"/>	
Endodontia <input type="checkbox"/>	Pediatric Dentistry <input type="checkbox"/>	O & M Radiology <input type="checkbox"/>	
Periodontia <input type="checkbox"/>	Public Health Dentist <input type="checkbox"/>	O & M Surgery <input type="checkbox"/>	
Limited Licensure (NRS 631.271): \$125		Restricted Geographical (NRS 631.274): \$600	
Resident: <input type="checkbox"/>	Instructor: <input type="checkbox"/>	Underserved County(ies): <input type="checkbox"/>	FQHC or Non-Profit: <input type="checkbox"/>
Indicate Residency Program:	Indicate Instructor Facility:	Indicate County(ies):	Indicate FQHC Facility or Non Profit:
Military by Reciprocity/Credential: \$600.00 <input type="checkbox"/>		License by Endorsement: \$1200 <input checked="" type="checkbox"/>	

NOTE: An application is considered complete when the application, all required documents, background information, and fees are on file with the Board office. APPLICATION FEES MUST BE PAID IN ADVANCE AND MAY NOT BE REFUNDED PURSUANT TO NEVADA REVISED STATUTE (NRS) 631.345.

Please type or print legibly. All questions must be answered. If additional space is needed, attach a separate sheet identifying additional information by Section number. Applicants acknowledge they have a continuing responsibility to update all information contained in this application until such time as the Board takes final 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.

Last: WEST	First: KEITH	Middle: ALLEN	Suffix:
Sec. Security #: [REDACTED]	Age: [REDACTED]	Male <input type="checkbox"/> Female <input type="checkbox"/>	Birthdate: [REDACTED]
Birthplace (City, County, State, & Country): [REDACTED]			
Have you ever been known by any other name?			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, state in full every other name by which you have been known, the reason therefore, and the inclusive dates so known:			
If a married woman, state maiden name:			
If a name change was made by court order, attach a CERTIFIED COPY of the court order.			
Are you a U.S. born citizen?			Yes <input type="checkbox"/> No <input type="checkbox"/>
If no, are you naturalized?			Yes <input type="checkbox"/> No <input type="checkbox"/>
If yes, naturalization #	Naturalization Date:	Place:	
If no, were you born abroad of US citizens?			Yes <input type="checkbox"/> No <input type="checkbox"/>
If no, are you a legal resident?			Yes <input type="checkbox"/> No <input type="checkbox"/>
Is your application for naturalization pending?			Yes <input type="checkbox"/> No <input type="checkbox"/>
Date of Application:		Place:	
You must submit appropriate proof of Citizenship or legal documentation for lawful entitlement to remain in the U.S. and work in the U.S.			

Received

AUG 08 2018

NSBDE

(A) HOME ADDRESS & PREVIOUS ADDRESS HISTORY

Current Home Address:	City:	State:	Zip code:
Mailing Address: This is the address that all correspondence from NSBDE will be mailed.			
If same as current home address please check box. <input checked="" type="checkbox"/>			
Mailing Address (If different):	City:	State:	Zip Code:
Telephone Residence:	Telephone Cell:	Email:	

(B) PREVIOUS STREET ADDRESS

List all home addresses for the past seven (7) years. If you cannot recall certain information please indicate cannot recall. Do not leave blank. Please be sure that if you were in school you have a home address listed in the same state you went to school. (Please add additional pages as needed)

1. Address :	City:	State:	Zip Code:
County:	Dates: to		
2. Address :	City:	State:	Zip Code:
County:	Dates: to		
3. Address :	City:	State:	Zip Code:
County:	Dates: to		
4. Address :	City:	State:	Zip Code:
County:	Dates: to		
5. Address :	City:	State:	Zip Code:
County:	Dates: to		
6. Address :	City:	State:	Zip Code:
County:	Dates: to		
7. Address :	City:	State:	Zip Code:
County:	Dates: to		
8. Address :	City:	State:	Zip Code:
County:	Dates: to		
9. Address :	City:	State:	Zip Code:
County:	Dates: to		
10. Address :	City:	State:	Zip Code:
County:	Dates: to		



(C) MILITARY SERVICE

Have you ever served in the military? (if yes, you must answer the questions below)

Yes ☐ No ☒

Date of Service:		Military Occupation Specialty/Specialties:	
From	to		
Branch of Service:	Army/Army Reserve	<input type="checkbox"/>	Marine Corps/Marine Corps Reserve <input type="checkbox"/>
	Navy/Navy Reserve	<input type="checkbox"/>	Air Force/ Air force Reserve <input type="checkbox"/>
	Coast Guard/ Coast Guard Reserve	<input type="checkbox"/>	National Guard <input type="checkbox"/>
Date of Service:		Military Occupation Specialty/Specialties:	
From	to		
Branch of Service:	Army/Army Reserve	<input type="checkbox"/>	Marine Corps/Marine Corps Reserve <input type="checkbox"/>
	Navy/Navy Reserve	<input type="checkbox"/>	Air Force/ Air force Reserve <input type="checkbox"/>
	Coast Guard/ Coast Guard Reserve	<input type="checkbox"/>	National Guard <input type="checkbox"/>

(D) EDUCATION & CERTIFICATIONS

Doctoral:	Post Doctoral:
University/ College: <u>University of Michigan</u>	University/ College:
City: <u>Ann Arbor</u>	City:
State: <u>Michigan</u>	State:
Years Attended: (month/year) <u>8-75</u> to <u>8-79</u>	Years Attended: (month/year) to
Graduation Date: <u>8-1-79</u>	Graduation Date:
Degree Earned: DDS <input checked="" type="checkbox"/> DMD <input type="checkbox"/>	Specialty (MS):

(E) LASER USE AND CERTIFICATION

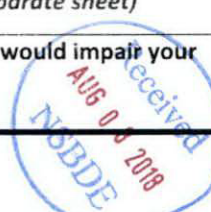
I utilize laser radiation in the performance of my practice of dentistry.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
I certify that each laser I use in my practice of dentistry has been cleared by the United States Food and Drug Administration for use in dentistry.	Yes <input type="checkbox"/> No <input type="checkbox"/>
Attach a copy of proof of course completion of laser proficiency indicating successful completion of a recognized course pursuant to Board regulation NAC 631.033 and NAC 631.035 based on the curriculum guidelines and standards for dental laser education as adopted by the Academy of Laser Dentistry.	

(F) CONTINUED CLINICAL COMPETENCY

Have you been out of active practice for two or more years just prior to completing this application?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, attach a separate sheet with details of how you have maintained your clinical skills.	

(G) HISTORY OF IMPAIRMENT

(1) Do you now, or have you ever, abused alcohol, other chemical substances, or do you have any medical/mental impairments or emotional condition(s) that would impair your ability to perform as a licensee pursuant to NRS and NAC Chapters 631? (If yes, submit details on separate sheet)	Yes <input type="checkbox"/> No <input type="checkbox"/>
(2) Do you now, or have you ever had, any contagious or infectious disease(s) that would impair your ability to perform as a licensee pursuant to NRS and NAC Chapters 631? (If yes, submit details on separate sheet)	Yes <input type="checkbox"/> No <input type="checkbox"/>



(H) DENTAL PRACTICE & EMPLOYMENT HISTORY

Have you ever been engaged in private dental practice, been employed as a dentist, been self-employed or done business under a fictitious name (D.B.A.)?

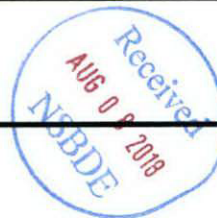
Yes ☐ No ☒

If yes, list the following information for the past ten years including the dates you practiced dentistry: the names of all employers; partners, associates or persons sharing office space; list dates of self-employment and nature of business; list all fictitious names (D.B.A.), dates and nature of business; and the reason for leaving each practice. If you were unemployed for any period of time please write the month and year of unemployment. (Use additional sheets if necessary)

Current Practice Address (If any):		City:	State:	Zip Code:
Telephone:	Fax:	Email address:		

(I) PREVIOUS EMPLOYMENT

1. Practice Address:		City:	State:	Zip Code:
2287 S. MILFORD RD		Highland	MA	01837
From:	To:	(Include month/year)	Telephone:	
	9.2005	7.2018		
Name of Employers, Associates, Etc...		Reason for leaving:		
2. Practice Address:		City:	State:	Zip Code:
1404 FORD AVE		WILMINGTON	MA	01892
From:	To:	(Include month/year)	Telephone:	
	6.1996	8.2003		
Name of Employers, Associates, Etc...		Reason for leaving:		
3. Practice Address:		City:	State:	Zip Code:
From:	To:	(Include month/year)	Telephone:	
Name of Employers, Associates, Etc...		Reason for leaving:		
4. Practice Address:		City:	State:	Zip Code:
From:	To:	(Include month/year)	Telephone:	
Name of Employers, Associates, Etc...		Reason for leaving:		
5. Practice Address:		City:	State:	Zip Code:
From:	To:	(Include month/year)	Telephone:	
Name of Employers, Associates, Etc...		Reason for leaving:		



(J) EXAMINATION AND LICENSURE HISTORY**NATIONAL BOARD EXAMINATION****Part I** Date Taken: PASS ☐ FAIL ☐**Part II** Date Taken: PASS ☐ FAIL ☐

Please list below all dental/hygiene clinical examinations in which you have participated: (Use additional sheets if necessary)

CLINICAL EXAMS:ADEX ☐ Date(s) of Clinical Examination: to PASS ☐ FAIL ☐WREB ☐ Date(s) of Clinical Examination: to PASS ☐ FAIL ☐**OTHER EXAMS:**

Regional/State, Territory, DC:

Date(s) of Clinical Examination: to PASS ☐ FAIL ☐

Regional/State, Territory, DC:

Date(s) of Clinical Examination: to PASS ☐ FAIL ☐Have you ever applied for a license to practice dentistry? Yes ☒ No ☐

If yes, list the following for each state, territory or the District of Columbia. Use additional sheets if necessary:

State, Territory, DC: Michigan Date of Application: 1979Result of Application (Granted, Denied, Pending):State, Territory, DC: Illinois Date of Application: 2003Result of Application (Granted, Denied, Pending):State, Territory, DC: NEVADA Date of Application: 2003Result of Application (Granted, Denied, Pending):

- | | | | |
|---|---|---|--|
| 1 | Have any proceedings been initiated against you to revoke or suspend your dental license? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| 2 | At the time you filed this application, were any disciplinary proceedings pending against you, including complaints or investigations, in any other state, territory or the District of Columbia? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 3 | Have you ever been terminated or attempted to terminate or surrender a dental license in any state, territory or the District of Columbia? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| 4 | Have you ever been denied a dental license in this state, another state, or a territory of the U.S. or the District of Columbia? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

If you answered 'yes' to questions J1, J2, J3 and/or J4, provide a full explanation of each answer on a separate sheet and attach to this application.



(K) MALPRACTICE

Have you ever had any claims of malpractice filed against you?

Yes ☐ No ☒

If yes, list all malpractice, negligence lawsuits and claims you have ever had against you. Include dates, names, settlements or resolutions. Please include malpractice and lawsuits that were dismissed. Provide additional pages as needed.

Do you or have you ever carried malpractice (professional liability) insurance?

Yes ☒ No ☐

List all malpractice carriers since licensed or for the past 10 years (which ever is longer). Leave no time gaps and account for periods with no insurance. Provide additional pages as needed.

Carrier:	PSIC			Policy Number:	[REDACTED]			
Address:	14001 UNIVERSITY AVE		City:	CLIVE	State:	IOWA	Zip Code:	50325
From:	4.11.11	To:	8.6.18 (Present)	(Include month/year)	Telephone:	1800 864 8026		
Carrier:	MEDICAL PROTECTIVE			Policy Number:	[REDACTED]			
Address:	5814 REED ROAD PO BOX 15021		City:	FORT WATNE	State:	INDIANA	Zip Code:	46885
From:	5.6.06	To:	4.11.11	(Include month/year)	Telephone:	800 463 3776		
Carrier:				Policy Number:				
Address:			City:		State:		Zip Code:	
From:		To:		(Include month/year)	Telephone:			
Carrier:				Policy Number:				
Address:			City:		State:		Zip Code:	
From:		To:		(Include month/year)	Telephone:			
Carrier:				Policy Number:				
Address:			City:		State:		Zip Code:	
From:		To:		(Include month/year)	Telephone:			
Carrier:				Policy Number:				
Address:			City:		State:		Zip Code:	
From:		To:		(Include month/year)	Telephone:			



(L) MORAL CHARACTER

- 1 Have you ever been reprimanded, censored, restricted or otherwise disciplined? Yes ☒ No ☐
- 2 Have any claims or complaints of malpractice, formal or informal, ever been made or filed against you, or have any proceedings been instituted against you? Yes ☒ No ☐
- 3 Have you ever been arrested, convicted, charged with, entered a plea of nolo contendere or pleaded guilty to the violation of any law [misdemeanor(s) or felony(ies)]? Yes ☒ No ☐

If your answer is 'yes' to any of the foregoing questions (1-3), furnish a written statement of each occurrence giving the complete facts. For each incident, state the date, case number, the nature of the charge the disposition of the matter, and the name and address of the authority in possession of the records thereof. You must provide certified copies of any arrest or conviction and/or any plea agreements entered into for any felony(ies) or misdemeanor(s).

- 4 Have you ever been denied participation in, or suspended from the Medicaid or Medicare benefit program? Yes ☒ No ☐

If your answer is 'yes' to questions 4, furnish a written statement of each occurrence giving the complete facts. For each incident, state the date, the nature of the charge the disposition of the matter, and the name and address of the authority in possession of the records thereof.

- 5 Do you hold a DEA license? Yes ☒ No ☐ If yes list DEA Number # [REDACTED]
- 6 Have you ever surrendered your DEA number or had it revoked or restricted? Yes ☒ No ☐

(M) STATEMENT OF CHILD SUPPORT

Pursuant to state and federal mandated requirements, I further certify that (CHECK the appropriate box):

- 1 I am NOT subject to a court order for the support of one or more children. ☒
- 2 I AM subject to a court order for the support of one or more children and: (continue to 2a or 2b below) ☐
- 2a I am NOT in compliance with a plan approved by the district attorney or other public agency enforcing the order for the payment of the amount owed pursuant to the court order for the support of one or more children. ☐
- 2b I AM in compliance with a plan approved by the district attorney or other public agency enforcing the order for the payment of the amount owed pursuant to the court order for the support of one or more children. ☐



(N) AFFIDAVIT AND PLEDGE

I hereby expressly waive all provisions of law forbidding any physician or other person who has attended or examined me or who may hereafter attend or examine me from disclosing any knowledge or information that is thereby acquired, and I hereby consent that such knowledge or information may be disclosed to the Nevada State Board of Dental Examiners.

The person named as the applicant in the foregoing application and questionnaire, being first duly sworn, deposes and says: I am the applicant for dental licensure referred to; and I have carefully read and understand the questions in the foregoing questionnaire and have answered them truthfully, fully, and completely, without mental reservation of any kind. I further understand I have a continuing obligation to inform the Board should any of my answers since filing this application change prior to the Board issuing my license. In the event I fail to update the answers which have changed since submitting this application, I understand that such failure is ground for revocation of any license issued or denial of the application.

I hereby authorize educational and other institutions, my references (past and present), business and professional associates (past and present), insurance carriers, professional societies, governmental agencies and instrumentalities (local, state, federal or foreign), and independent information gathering services to release to the Nevada State Board of Dental Examiners any information, files or records requested by the Board in connection with the processing of this application.

I hereby pledge myself to the highest standards and ethics in the Practice of Dentistry and further pledge to abide by the laws and regulations pertaining to the practice of dentistry. I understand that a violation of this pledge may be deemed sufficient cause for the revocation of a license issued by the Board.

I hereby understand and agree that the title of all licenses shall remain with the Nevada State Board of Dental Examiners and subject to surrender by Order of said Board.

I UNDERSTAND THAT ANY OMISSIONS, INACCURACIES, OR MISREPRESENTATIONS OF INFORMATION ON THIS APPLICATION ARE GROUNDS FOR REJECTION OF THIS APPLICATION AND THE REVOCATION OF A LICENSE WHICH MAY HAVE BEEN OBTAINED THROUGH THIS APPLICATION.

APPLICANT

Keith West
Applicant Signature

West, Keith A
Applicant (printed) Last Name, First, MI, Suffix (e.g., Jr.)

8-6-18
Date of Signature (must correspond with notary date)

[REDACTED]
Applicant Date of Birth (month/day/year)

[REDACTED]
Social Security Number

NOTARY

State of Michigan County of Oakland

The statement on this document are subscribed and sworn before me this

6th day of August, 20 18

[Signature]
Notary Public

6-27-2019
My Commission Expires

Received

AUG 08 2018

NSBDE

JANEL E. ABRAM
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF OAKLAND
MY COMMISSION EXPIRES 06/27/2019
Acting in the County of Oakland



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

NOTARIZED AUTHORIZATION FOR RELEASE OF INFORMATION, DOCUMENTS AND RECORDS

I, Keith West, designate the Nevada State Board of Dental Examiners to collect, verify and maintain information, and copies of documents and records that can subsequently be provided to professional licensing boards, hospitals and other entities when I apply for licensure, staff membership, employment, or other privileges.

I request and authorize every person, institution, professional licensing board or any state in which I hold or may have held a license to practice my professional, Joint Commission on National Dental Examinations, hospital, clinic, government agency (local, state, federal or foreign), law enforcement agency, or other third parties and organizations, and their representatives to release information, records, transcripts, and other documents, concerning my professional qualifications and competence, ethics, character, and other information pertaining to me to the Nevada State Board of Dental Examiners.

I further request and authorize that the requested information, documents and records be sent directly to:

Nevada State Board of Dental Examiners
6010 S Rainbow Blvd., Suite A-1
Las Vegas, NV 89118

I hereby release, discharge, and hold harmless the Nevada State Board of Dental Examiners, or representatives and any person furnishing information, records, or documents of any and all liability. I authorize the Nevada State Board of Dental Examiners to release information, material, documents, orders or the like relating to me or this application to any entity at my request.

By my signature below, I acknowledge that information, documents and records required to be furnished by another organization, educational institutions, individual, or any person or groups must be sent directly by such persons to Nevada State Board of Dental Examiners. I understand that Nevada State Board of Dental Examiners will not accept such information, records, or documents forwarded by me.

A photocopy or facsimile of this authorization shall be as valid as the original and shall be valid for a period of one (1) year from the date of signature.

APPLICANT

Keith West
Applicant Signature

West, Keith A
Applicant (printed) Last Name, First, MI, Suffix (e.g., Jr.)

8-6-18
Date of Signature (must correspond with notary date)

[REDACTED]
Applicants Date of Birth (month/day/year)

[REDACTED]
Social Security Number

NOTARY

State of Michigan County of Oakland

The statement on this document are subscribed and sworn before me this

6th day of August, 20 18

[Signature]
Notary Public

6-27-2019
My Commission Expires



**Stipulation Agreement between
NSBDE and Keith West, DDS
Approved 06/11/2004**

Law Of
RALEIGH, HUNT & MCGARRY, P.C.
112 GARCIA AVENUE
SUITE 200
LAS VEGAS, NEVADA 89101
(702) 386-4842

STATE OF NEVADA

BEFORE THE BOARD OF DENTAL EXAMINERS OF NEVADA

NEVADA STATE BOARD
OF DENTAL EXAMINERS,

Complainant,

vs.

KEITH WEST, D.D.S.,

Respondent.

Case 04-~~1054~~ 1054

SURRENDER OF LICENSE

IT IS HEREBY STIPULATED AND AGREED by and between KEITH WEST, D.D.S.

(hereinafter "Respondent"), by and through his counsel, MAX HOFFMAN, ESQ., of the law firm of BUTZEL LONG, and THE NEVADA STATE BOARD OF DENTAL EXAMINERS (hereinafter "Board") by and through its counsel JOHN A. HUNT, ESQ., of the law firm of RALEIGH, HUNT & MCGARRY, P.C., as follows:

1. Currently the Board is conducting an investigating into the dental practice of Respondent.

2. The parties have agreed to resolve the pending disciplinary investigation pursuant to the terms set forth below:

a. Respondent agrees to voluntarily surrender his license and deliver to the Board his license and certificate of registration, previously issued to him, upon adoption of this Stipulation by the Board.

b. Respondent agrees and acknowledges the Board may accept or reject the surrender of the license.

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1 c. Respondent agrees and acknowledges if the Board accepts the
2 surrender of Respondent's license, Respondent may petition the
3 Board to reinstate his license to practice dentistry in Nevada upon
4 submitting written proof that Respondent's license to practice
5 dentistry in the state of Michigan has been reinstated without
6 condition(s) and is in good standing. Without condition is defined to
7 mean Respondent's dental practice is **not** subject to any form of
8 probation, monitoring or supervision. Upon petitioning for
9 reinstatement the Board may consider any other factors they deem
10 appropriate in determining whether to reinstate Respondent's
11 privilege to practice dentistry in the state of Nevada.

12 d. Respondent acknowledges that Respondent has closed his
13 dental office and is not now active practicing dentistry in this or any
14 other state. Respondent agrees that a Disciplinary Screening Officer
15 and/or any other agent appointed by the Board will assure compliance
16 with all of the provisions contained in this Stipulation. Respondent
17 agrees to make available all patient records for inspection and
18 copying and/or transfer to another dentist or to the Board.
19 Respondent further acknowledges that he will notify each of his
20 existing patients that he will no longer be practicing dentistry in this
21 state and will advise his patients as to how they may retrieve their
22 records.

23 e. Regarding the matters currently pending before the Board, the
24 Board hereby waives the right to initiate any further action, as set
25 forth in NRS 631.350.

26 f. Each party will bear its own attorney's fees and costs.

27 CONSENT

28 3. Respondent has read all of the provisions contained in this Stipulation and agrees with
them in their entirety.

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

N.S.B.D.E.

JUN 30 2004

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1 5. Respondent expressly waives any right to challenge the Board for bias should the
2 Board reject this Stipulation and this matter proceed to a full Board hearing.

3
4 6. Respondent has reviewed the Stipulation with his attorney, Max R. Hoffman, Esquire,
5 who has explained each and every provision contained in this Stipulation to the Respondent

6 7. Respondent acknowledges that he is consenting to this Stipulation voluntarily,
7 without coercion or duress and in the exercise of his own free will.

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

11
12 9. Respondent acknowledges the provisions in this Stipulation contain the entire
13 agreement between Respondent and the Board and the provisions of this Stipulation can only be
14 modified, in writing, with Board approval.

15 10. Respondent agrees that in the event the Board adopts this Stipulation he hereby
16 waives any and all rights to seek judicial review or otherwise to challenge or contest the validity of
17 the provisions contained in the Stipulation.
18

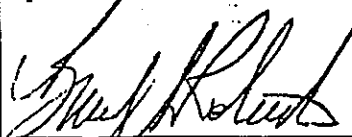
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28 KW

[Signature]
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N.S.L.D.E.
JUN 30 2004

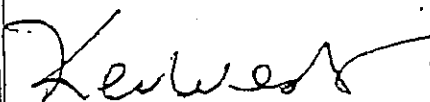
11. This Stipulation will be considered by the Board in an open meeting. It is understood and stipulated the Board is free to accept or reject the Stipulation. This Stipulation will only become effective when the Board has approved the same in an open meeting. Should the Board adopt this Stipulation, such adoption shall be considered a final disposition of a contested case and will become a public record.



BRADLEY S. ROBERTS, D.D.S. Dated
Disciplinary Screening Officer

JOHN A. HUNT, ESQUIRE
Attorney for Complainant

Dated



KEITH WEST, D.D.S.
Respondent

Dated

MAX HOFFMAN, ESQUIRE
Attorney for Respondent


Dated

INDIANA
STATE OF NEVADA)
Vigo) ss
COUNTY OF CLARK)

N.S.B.D.E.
JUN 30 2004

ACKNOWLEDGMENT

On this 16 day of April, 2004, personally appeared before me, a Notary Public in and for said County and State, KEITH WEST, D.D.S., known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that he executed the same freely and voluntarily.


NOTARY PUBLIC in and for said County
and State

KW

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Law Office of
RALEIGH, HUNT & GARRY, P.C.
112 GARCES AVENUE
SUITE 200
LAS VEGAS, NEVADA 89101
(702) 386-4842

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BRADLEY S. ROBERTS, D.E.S. Dated
Disciplinary Screening Officer

JOHN A. HUNT, ESQUIRE Dated
Attorney for Complainant

KEITH WEST, D.D.S.
Respondent

Dated

MAX HOFFMAN, ESQUIRE
Attorney for Respondent

Dated

INDIANA
STATE OF NEVADA)
Vigo) ss
COUNTY OF CLARK)

N.S.B.D.E.
JUN 30 2004

ACKNOWLEDGMENT

On this 16 day of APRIL, 2004, personally appeared before me, a Notary Public in and for said County and State, KEITH WEST, D.D.S., known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that he executed the same freely and voluntarily.

NOTARY PUBLIC in and for said County
and State

KW

MH

1 The foregoing Stipulation was approved/disapproved by a vote of the Nevada State Board
2 of Dental Examiners at a properly noticed meeting.

3 DATED this 11 day of JUNE, 2004.

4 NEVADA STATE BOARD OF DENTAL EXAMINERS

5
6 

7 TONY GUILLEN, D.D.S.
8 President

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Law Office of
RALEIGH, HUNT & GARRY, P.C.
112 GARCES AVENUE
SUITE 200
LAS VEGAS, NEVADA 89101
(702) 386-4842

N.S.B.D.E.
JUN 30 2004


KW


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Voluntary Surrender of License



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 ELKO

I, MARVIN W CONLEY, hereby surrender my Nevada
Dental Dental Hygiene (circle one) license number NV 701 on MARCH day of MAY
MARCH, 2019.

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.

Marvin W. Conley
Licensee Signature

3-6-2019
Date

Emily R. McClure
Notary Signature



Notary Seal

Licensee Current Mailing Address:



Email address: n/a

Home Phone



Cell Phone:



ADDED 3/21/2019

**LEGISLATIVE & DENTAL
PRACTICE COMMITTEE REPORT**

- DR. PINTHER (CHAIR)

Nevada State Board of Dental Examiners



6010 S. Rainbow Boulevard, Building A, Suite 1 • Las Vegas, Nevada 89118 • (702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

Senate Bills:

SB 323- Authorizing person who are subject to disciplinary proceedings by certain regulatory bodies to elect to have a hearing conducted by a hearing officer of the Hearings Division of the Department of Administration.

Note: This bill will have a fiscal impact on the Board

SB 366- Establishing the Nevada State Board of Dental Hygienists to govern dental hygienists and the practice of dental hygiene. Establish the profession of dental therapy.

Note: This bill will have a fiscal impact on the Board

SB 130- Provides for licensing and regulations of certain persons who administer radiation. Dental hygienists, Dental Assistants and Dental Technicians are referenced in the bill.

Note: No fiscal impact on the Board.

SB 170- Revises provisions relating to healthcare-revising the requirements governing the injection of neuromodulators derived from Clostridium botulinum or dermal and soft tissue fillers. Revises NRS 631.364.

Note: No fiscal impact on the Board.

SB 17- Make various changes relating to enforcement of child support obligations

Note: No fiscal impact to the Board

SB 283- Revises provisions governing restrictions imposed on the list of preferred prescription drugs to be used for Medicaid program

Note: No fiscal impact to the Board

Assembly Bills:

AB 310- Revised provisions regarding manner in which prescriptions are given to pharmacies-revised; NRS 631.3475

Note: No fiscal impact on the Board.

AB 319 – Revises provisions governing professional licensing: authorizing a person to petition a professional or occupational licensing board for a determination of whether the person's criminal history will disqualify him or her from obtaining a license.

Note: \$25.00 fee attached to bill. No fiscal impact to the Board.