

Nevada State Board of Dental Examiners



2651 N. Green Valley Pkwy, Ste. 104 • Henderson, NV 89014 • (702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

PUBLIC MEETING NOTICE & BOARD MEETING AGENDA

Meeting Date & Time

Tuesday, August 9, 2022
6:00 P.M.

**** This meeting will be held via remote technology system and ****
**** will be accessible to the public via ZOOM VIDEO WEBINAR/TELECONFERENCE ONLY ****
**** There will be no physical location for the meeting ****
**** pursuant to NRS 241.015, as amended by AB 253 (2021) ****

To access by phone, call Zoom teleconference Phone Number: (669) 900 6833
To access by video webinar, visit www.zoom.com or use the Zoom app
Zoom Webinar/Meeting ID#: **811 1825 5687**
Zoom Webinar/Meeting Passcode: **358085**

MINUTES

PUBLIC NOTICE:

**** This meeting will be held via VIDEO WEBINAR and TELE-CONFERENCE only ****

Public Comment by pre-submitted email/written form, only, is available after roll call (beginning of meeting); **Live Public Comment by teleconference** is available prior to adjournment (end of meeting). Live Public Comment is limited to three (3) minutes for each individual.

Members of the public may submit public comment in written form to: **Nevada State Board of Dental Examiners, 2651 N. Green Valley Pkwy, Ste. 104, Henderson, NV 89014; FAX number (702) 486-7046; e-mail address nsbde@dental.nv.gov**. Written submissions received by the Board on or before **Monday, August 8, 2022 by 4:00 p.m.** may be entered into the record during the meeting. Any other written public comment submissions received prior to the adjournment of the meeting will be included in the permanent record.

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.

Persons/facilities who want to be on the mailing list must submit a written request every six (6) months to the Nevada State Board of Dental Examiners at the address listed in the previous paragraph. With regard to any board meeting or telephone conference, it is possible that an amended agenda will be published adding new items to the original agenda. Amended Nevada notices will be posted in compliance with the Open Meeting Law.

We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Board, at (702) 486-7044, no later than 48 hours prior to the meeting. Requests for special arrangements made after this time frame cannot be guaranteed.

Pursuant to NRS 241.020(2) you may contact at (702) 486-7044, to request supporting materials for the public body or you may download the supporting materials for the public body from the Board's website at <http://dental.nv.gov> In addition, the supporting materials for the public body are available at the Board's office located at 2651 N. Green Valley Pkwy, Ste. 104, Henderson, NV 89014.

Note: Asterisks (*) "**For Possible Action**" denotes items on which the Board may take action.

Note: Action by the Board on an item may be to approve, deny, amend, or tabled.

1 **1. Call to Order**

2 - Roll call/Quorum-

3
4 Ms. Sull conducted roll call.

5
6 Dr. Tejpaul John (Dr. Johl) – Present
7 Dr. Ronald West (Dr. West) – Present
8 Dr. Adam York (Dr. York) — Present
9 Mr. Michael Pontoni (Mr. Pontoni) —Present
10 Dr. David Lee (Dr. Lee) — Present
11 Ms. Jana McIntyre (Ms. McIntyre) - Present

Dr. Todd Thompson (Dr. Thompson) – Present
Dr. Elizabeth Park (Dr. Park) — Excused
Ms. Yamilka Arias (Ms. Arias) — Present
Dr. Ronald Lemon (Dr. Lemon)— Present
Ms. Kimberly Petrilla (Ms. Petrilla) – Present

12
13 **Others Present:** Hardeep Sull, Board Executive Director; Eva G. Romero, Board General Counsel; Jason
14 Dworin, Board General Counsel; Asheesh Bhalla, District Attorney General

15
16 **Public Attendees:** Amanda Prescia; Brigette Foley, Caryn Solie; Kevin Moore; Rachel Neal; Kelly Taylor; Bob
17 Jones

18
19 **2. Public Comment (By pre-submitted email/written form only):** The public comment period is limited to matters
20 specifically noticed on the agenda. No action may be taken upon the matter raised during public comment unless the
21 matter itself has been specifically included on the agenda as an action item. Comments by the public may be limited to
22 three (3) minutes as a reasonable time, place and manner restriction, but may not be limited based upon viewpoint. The
23 Chairperson may allow additional time at his/her discretion.

24
25 Members of the public may submit public comment via email to nsbde@dental.nv.gov, or by mailing/faxing messages to the
26 Board office. Written submissions received by the Board on or before **Monday, August 8, 2022 by 4:00 p.m.** may be entered
27 into the record during the meeting. Any other written public comment submissions received prior to the adjournment of the
28 meeting will be included in the permanent record.

29
30 In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual,
31 the Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within the authority of,
32 the Nevada State Board of Dental Examiners, or if the content is willfully disruptive of the meeting by being irrelevant,
33 repetitious, slanderous, offensive, inflammatory, irrational, or amounting to personal attacks or interfering with the rights of
34 other speakers.

35
36 There was no written public comment.

37
38 ***3. President's Report:** (For Possible Action)

39
40 ***a. Request to remove agenda item(s)** (For Possible Action)

41
42 There was no request to remove any agenda item(s).

43
44 ***b. Approve Agenda** (For Possible Action)

45
46 Ms. McIntyre made a motion to approve the agenda. Dr. Johl seconded the motion. All were in favor. Motion
47 passed.

48
49 ***4. Secretary – Treasurer's Report:** (For Possible Action)

50
51 ***a. Approval/Rejection of Minutes** (For Possible Action)

- 52
53 (1) Board Meeting – 07/12/2022
54 (2) Infection Control Committee Meeting – 07/27/2022

55
56 Ms. McIntyre presented the draft minutes for review and requested any corrections or additions to the
57 minutes. There was no discussion. Dr. Lemmon made a motion to approve the minutes as set forth above. Dr.
58 Thompson seconded the motion. All were in favor. Motion passed.

59
60 ///

1 ***5. General Counsel's Report:** (For Possible Action)

2
3 **a. Legal Actions/Litigation Update** (For Informational Purposes Only)

- 4
5 (1) Inform the Board of pending litigation filed by the NDA in Las Vegas District Court Case No. A-
6 22-856286-W

7
8 General Counsel Ms. Romero informed the Board of pending litigation that was filed by the Nevada Dental
9 Association in Las Vegas District Court, Case No. A-22-856286-W, regarding a records request. Ms. Romero
10 requested that the Board go into closed session to discuss the matter.

11
12 Ms. McIntyre moved to go into closed session. Dr. West seconded the motion. All were in favor, motion
13 passed. Dr. York made a remark that there was a request from the public that there may be some people in
14 the office not included on the Board that will be part of the closed session. Ms. Sull recommended that those
15 in the office introduce themselves: Hardeep Sull, Executive Director; Eva Romero, Board General Counsel;
16 Jason Dworin, Board General Counsel; Karla Martinec, Administrative Assistant; Hilda Krestyn, Legal Assistant.

17
18 Dr. Lee requested that there be a motion to return to open session. Dr. West moved for the Board to return to
19 open session. Dr. Lemon seconded the motion. All were in favor, motion passed.

20
21 Ms. Sull conducted roll call.

22	Dr. Tejpal John (Dr. Johl) – Present	Dr. Todd Thompson (Dr. Thompson) – Present
23	Dr. Ronald West (Dr. West) – Present	Dr. Elizabeth Park (Dr. Park) — Excused
24	Dr. Adam York (Dr. York) — Present	Ms. Yamilka Arias (Ms. Arias) — Present
25	Mr. Michael Pontoni (Mr. Pontoni) —Not Present	Dr. Ronald Lemon (Dr. Lemon)— Present
26	Dr. David Lee (Dr. Lee) — Present	Ms. Kimberly Petrilla (Ms. Petrilla) – Present
27	Ms. Jana McIntyre (Ms. McIntyre) - Present	

- 28
29
30 (2) Discussion, consideration, and possible approval/rejection to delegate authority to the
31 Executive Director and the Board President to make litigation decision in this matter

32
33 Ms. McIntyre made a motion to approve. Dr. John seconded the motion. There was no discussion. All were in
34 favor, motion passed.

35
36 **b. Regulatory Update** (For Informational Purposes Only)

37
38 Ms. Sull set forth the current status of proposed regulation changes and the status of submission to the
39 Legislative Counsel Bureau (LCB). We are waiting for the drafted language from the LCB.

40
41 ***c. Review Panel – NRS 631.3635** (For Possible Action)

- 42
43 (1) **Discussion and consideration of proposed findings and recommendations for matters that**
44 **have been recommended for remand by the Review Panel, and possible**
45 **approval/rejection of same by the Board – NRS 631.3635** (For Possible Action)

- 46
47 (i) Primary Review Panel
48 (ii) Alternate Review Panel

49
50 Dr. Lee introduced the confidential proposed remands. Dr. West made a motion to approve. Dr. Thompson
51 seconded the motion. Dr. Lee and Ms. McIntyre recused themselves. All others were in favor, motion passed.

- 52
53 (2) **Consideration, review, and possible approval/rejection of Stipulation Agreements – NRS**
54 **631.3635; NRS 622A.170; NRS 622.330** (For Possible Action)

- 55
56 (i) Eric Swanson, MD, DMD
57

1 Dr. Lee introduced the proposed stipulation. Dr. Thompson made a motion to approve the stipulations as
2 proposed. Dr. Lemon seconded the motion. Ms. McIntyre, Dr. Lee, and Dr. Johl recused. All others were in
3 favor, motion passed.

4
5 (ii) John Carahalis, DMD

6
7 Dr. Lee introduced the proposed stipulation. Ms. Arias made a motion to approve the stipulations as
8 proposed. Ms. Petrilla seconded the motion. Dr. Lee, Ms. McIntyre, and Dr. Johl recused. All others were in
9 favor, motion passed.

10
11 ***d. Authorized Investigative Complaints – NRS 631.360; NRS 631.346** (For Possible Action)

12
13 **(1) Dr. Y – The Board office received information indicating that Dr. Y may have potentially**
14 **violated NRS 631.346, NRS 631.3465 and/or NRS 631.3475**

15
16 Dr. Lee opened for discussion or motions. Dr. Thompson made a motion to approve the opening of an
17 investigation for Dr. Y. Ms. Arias seconded the motion. All were in favor. Motion passed.

18
19 **(2) Dr. Z – The Board office received information indicating that Dr. Z may have potentially**
20 **violated NRS 631.346, NRS 631.3465 and/or NRS 631.3475**

21
22 Ms. McIntyre made a motion to approve the opening of an investigation for Dr. Z. Ms. Arias seconded the
23 motion. All were in favor. Motion passed.

24
25 ***6. Old Business:** (For Possible Action)

26
27 There was no old business.

28
29 ***7. New Business:** (For Possible Action)

30
31 ***a. Review, Discussion, and Consideration Regarding the Proposed Budget for Fiscal Year Ending (FYE) June**
32 **30, 2023, and Possible Approval/Rejection of the Proposed Budget for FYE June 30, 2023 – NRS 631.195** (For
33 Possible Action)

34
35 Dr. Lee introduced the above agenda item. Dr. Lee made motion to approve the budget. Dr. Johl seconded
36 the motion. Dr. Thompson requested that in future meetings when reviewing proposed budget, the CPA is
37 invited to the meeting to provide an executive overview. All were in favor. Motion passed.

38
39 ***b. Approval/Rejection of Voluntary Surrender of License – NAC 631.160** (For Possible Action)

40
41 (1) Tiffnie Lynnette Parrish, RDH

42
43 Dr. Lee introduced the agenda. Ms. Sull confirmed that Ms. Parrish is in good standing. Ms. McIntyre made a
44 motion to approve the voluntary surrender. Ms. Arias seconded the motion. All in favor. Motion passed.

45
46 ***c. Discussion, Consideration, and Possible Approval or Rejection Regarding Contract for Regulatory**
47 **Platform Thentia and for Possible Delegation of Board Authority to the Board's Secretary-Treasurer and the**
48 **Executive Director to Sign a Contract for Said Services – NRS 631.160; NRS 631.190** (For Possible Action)

49
50 (1) Amanda Prescia – Thentia

51
52 Dr. Lee introduced the agenda item. A contract with Thentia was initially considered and approved in August
53 2021, but the contract had not been finalized. There was discussion regarding the scope of services. Ms. Sull
54 stated the contract has been renegotiated to include additional features to streamline and improve
55 processes through a web portal, including improved reporting, improved data integrity, paper process
56 reduction/elimination, and automation of certain processes.

57
58 Ms. Prescia was available to provide an overview and answer any questions. There was discussion regarding

1 pricing and estimated project duration and completion dates. There was discussion about whether the
2 program would be ready for the next renewal in April 2023.

3
4 Dr. West made a motion to accept the Thentia bid and move forward with the contract. Dr. Johl seconded
5 the motion. All were in favor. Motion passed.

6
7 ***d. Discussion, Consideration, and Possible Approval or Rejection Regarding Quote for Dell Technologies for**
8 **Computer Units Located at the Board's Office at 2651 N Green Valley Pkwy, Ste 104, Henderson, NV**
9 **89014, and for Possible Delegation of Board Authority to the Board's Secretary-Treasurer and the**
10 **Executive Director to approve purchase– NRS 631.160; NRS 631.190** (For Possible Action)

11
12 (1) Dell Technologies

13
14 Dr. Lee introduced the agenda item. There was discussion regarding the pricing. It was recommended that
15 additional research be completed to determine the specifications required for the Board's needs. Ms.
16 McIntyre made a motion to table the agenda item pending further information. Ms. Arias seconded the
17 motion. All were in favor. Motion passed.

18
19 ***e. Consideration of Application to Reactivate Inactive License – NAC 631.170** (For Possible Action)

20
21 (1) Valerie J Lindeman – RDH

22
23 Dr. Lee introduced the agenda item. Ms. McIntyre stated that because it has been two years since Ms.
24 Lindeman has practiced dental hygiene, a skills assessment is required before her license can be reactivated.
25 In light of the Covid lockdown and the shortage of hygienists, and because it has been just over two years
26 since she has last practiced, it was recommended to approve without the skills assessment.

27
28 Dr. Lee made a motion to approve reactivating the license for Valerie J Lindeman. Dr. West seconded the
29 motion. All were in favor. The motion passed. This denial is a reportable action and will be reported to the
30 National Practitioner Data Bank.

31
32 ***f. Discussion, Consideration, review, and possible approval/rejection of application for dentistry**
33 **application – NRS 631.215; NRS 631.230; NRS 631.260; NRS 631.348; NRS 631.349; NAC 631.050** (For
34 Possible Action)

35
36 (1) Rachel Neal – DMD

37
38 Ms. Neal and her attorney, Bridgette Foley, were available to answer questions. Dr. Lee confirmed with Ms.
39 Neal and her attorney that they were agreeable to discussion of her application in the public forum. Ms. Neal
40 presented her request for reconsideration of her application. Ms. McIntyre provided an overview of Ms. Neal's
41 application and issues regarding failure to disclose information on both the original application and second
42 application. Ms. Neal was provided an opportunity to respond to the Board's concerns regarding the issues
43 that were raised. There was lengthy discussion regarding the consequences of failure to disclose information
44 on two separate applications.

45
46 Dr. Lemon made a motion to deny the request for licensure of Rachel Neal, DMD in the state of Nevada. Ms.
47 Petrilla seconded the motion. All were in favor with the exception of Dr. Johl voting nay. Motion passed.

48
49 **8. Public Comment (Live public comment by teleconference):** This public comment period is for any matter that is
50 within the jurisdiction of the public body. No action may be taken upon the matter raised during public comment unless the
51 matter itself has been specifically included on the agenda as an action item. Comments by the public may be limited to three
52 (3)minutes as a reasonable time, place and manner restriction, but may not be limited based upon viewpoint. The Chairperson
53 may allow additional time at his/her discretion.

54 Members of the public may submit public comment via email to nsbde@dental.nv.gov, or by mailing/faxing messages to the
55 Board office. Written submissions received by the Board on or before **Monday, August 8, 2022 by 4:00 p.m.** may be entered into
56 the record during the meeting. Any other written public comment submissions received prior to the adjournment of the meeting
57 will be included in the permanent record.

58 In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual, the

1 Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within the authority of, the
2 Nevada State Board of Dental Examiners, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious,
3 slanderous, offensive, inflammatory, irrational, or amounting to personal attacks or interfering with the rights of other speakers.
4

5 There was no public comment.
6

7 **9. Announcements**
8

9 Ms. Sull made an announcement regarding an increase in reports of scammers targeting Dental Licensees
10 through unsolicited telephone calls and correspondence on false letterhead in which the caller and/or
11 author claims to be a representative of the Board. Ms. Sull noted that the Nevada State Board of Dental
12 Examiners will never call or email licensees to demand payment in lieu of arrest or threaten arrest, ask a
13 licensee to use large sums of money to help catch a criminal or assist in a criminal investigation, or ask a
14 licensee for wire transfers of gift cards. A memo has been sent to all licensees and has been posted to the
15 Board's website.
16

17 ***10. Adjournment** (For Possible Action)
18

19 Ms. McIntyre made a motion to adjourn the meeting. Dr. Johl seconded the motion. All were in favor.
20 Motion passed.
21

22 **PUBLIC NOTICE POSTING LOCATIONS**
23

24 Office of the N.S.B.D.E., 2651 N. Green Valley Pkwy, Ste. 104, Henderson, NV 89014
25 State Board of Dental Examiners website: www.dental.nv.gov
26 Nevada Public Posting Website: www.notice.nv.gov
27

X 

Jason Dworin
Interim Executive Director