



Janet Napolitano, Governor

ARIZONA STATE BOARD OF DENTAL EXAMINERS

5060 North 19th Avenue, Suite 406 • Phoenix, Arizona 85015-3214

Telephone (602) 242-1492 • Fax (602) 242-1445

MISSION STATEMENT

To provide professional, courteous service and information to the dental professional and the general public through the examination, licensure, complaint adjudication and enforcement process; to protect the health, safety and welfare of Arizona citizens through a fair and impartial system.

A G E N D A

BOARD OF DENTAL EXAMINERS MEETING
FEBRUARY 1, 2008 AT 8:00 AM
5060 NORTH 19th AVENUE, SUITE 405
PHOENIX, ARIZONA 85015

The Board President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.03 (A)(2) and (3), the Board may vote to go into Executive Session to review and discuss confidential records and/or obtain legal advice from its Legal Counsel for the following:

I. GENERAL BUSINESS

1. CALL TO ORDER

II. EXECUTIVE SESSION

2. The Board may go into executive session to review and discuss confidential records and/or obtain legal advice, pursuant to A.R.S. § 38-431.03 (A)(2) & (3) regarding the following:

- A. Legal advice on interpretation and implementation of A.R.S. § 1-501 regarding demonstration of lawful presence in the United States for licensing purposes.

3. RETURN TO OPEN MEETING

III. GENERAL BUSINESS (CONTINUED)

The Board may vote to go into Executive Session to review and discuss confidential records and/or obtain legal advice from the Board's attorney on any of the following agenda items, pursuant to A.R.S. § 38-431.03 (A)(2) & (3).

4. PRESIDENT'S REPORT – Dr. Altman

- A. Review, discussion and possible action regarding potential one and a half day Board meeting April 2008.

5. EXECUTIVE DIRECTOR'S REPORT – Mr. Kevin B. Earle

- A. Summary of current events that affect the Arizona State Board of Dental Examiners (This is the time for the Board President or Executive Director to give a brief summary on current events that affect the Board. It is informational only and no discussion may occur.)
- B. Dr. Richard D. Holley – Case 250070; Review and discussion and possible action on report by Affiliated Monitors, Inc.
- C. Dr. David Z. Barget – Review, discussion and possible action on adverse occurrence report.
- D. Review, discussion and possible action regarding Adverse Occurrence Report Form.
- E. Review, discussion and possible action regarding Board direction to add an agenda item to consider opening an investigation against Dr. Yen C. Wang for alleged inadequate operative dentistry and complications during or after treatment.
- F. Review, discussion and possible action regarding Board direction to add an agenda item to consider opening an investigation against Sunshine Dental for alleged failure to release records.
- G. Review, discussion and possible action regarding revised Clinical Evaluator Report Forms.
- H. January 2008 Minutes of the WREB Board of Directors. Information only.
- I. Review, discussion and possible action on the Board's proposed Omnibus Legislation; specifically to review and approve Legislative council changes.
- J. Review, discussion and possible action regarding amendment to A.A.C R4-11-1304 reports of adverse occurrences.
- K. Review, discussion and possible action regarding proposed changes to current subpoena procedures for extensions.
- L. For information only – Discussion regarding A.R.S. § 1-501 requirement to demonstrate lawful presence in the United States for licensing and renewal purposes.
- M. Dr. Michael D. Elliott - Review, discussion and possible action including opening an investigation for alleged abuse of prescribing privileges, failure to maintain records, illegal storage and dispensing of drugs, non-dental prescribing and failure to maintain controlled substances in a locked cabinet.
- N. Review, discussion and possible action regarding membership in American Association of Dental Examiners (AADE).

6. ASSISTANT ATTORNEY GENERAL'S REPORT FOR BOARD DIRECTION & POSSIBLE ACTION – Mary DeLaat Williams, AAG

- A. Status of Judicial Review Actions; Information only unless otherwise indicated.
 - i. Dr. Terry J. Lee v. ASBDE (Case 240108)

7. PERSONNEL ISSUES

- A. VACANT

IV. ACTION ON LICENSING

The Board may vote to go into Executive Session to review and discuss confidential records and/or to obtain legal advice from the Board's attorney on any of the following agenda items, pursuant to A.R.S. § 38-431.03 (A)(2) & (3).

8. REQUEST FOR ACTION ON LICENSURE/CERTIFICATE BY EXAMINATION

The Board will review, discuss and take action on the following applications.

- A. VACANT

9. REQUEST FOR ACTION ON DENTAL ASSISTANT RADIOLOGY CERTIFICATION BY CREDENTIAL – CONSENT AGENDA

The Board will review, discuss and take action on the following applications for Dental Assistant Radiology Certification

- A. Ms. Desiree J. Cruz-Boyd – Certified in California
- B. Ms. Janet C. Dollarhide – Certified in Oregon
- C. Ms. Cristina E. Mattes – Certified in California
- D. Ms. Tara Dawn Poelns – Certified in California
- E. Ms. Lynett Rodriguez – Certified in New Mexico
- F. Ms. Rocio Gordillo Rodriguez – Certified in California
- G. Ms. Dulcina Y. Soto – Certified in California
- H. Ms. Wendy Lynne Waers – Certified in California
- I. Ms. Randi C. Wicks – Certified in California

10. REQUEST FOR ACTION ON LICENSURE BY CREDENTIAL

The Board will review, discuss and take action on the following applications

- A. Dr. Gianira I. Lopez – Tabled from December 7, 2007 Board meeting pending documentation on Puerto Rico's 1992 Dental Exam. Puerto Rico is now part of a regional exam Council of Interstate Testing Agencies. Puerto Rico has provided Scores/Components.
- B. Dr. Michael G. Greenberg – Board approved exam; malpractice report.
- C. Dr. George M. Corson – 1969 IN Exam prior to a regional exam.
- D. Dr. Tejpaal S. Johl – 1998 CA exam prior to a regional exam.
- E. Dr. Andy D. Lam – 2000 CA exam prior to a regional exam.
- F. Dr. Roger Cheng-Hugh Ho – 2002 CA exam prior to a regional exam.

- G. Dr. Jin-Young Kim – 2006 CA exam prior to a regional exam.
- H. Peggy S. Paget, RDH – 1971 IA exam prior to a regional exam.
- H.i. Kristin Lord, RDH – Review, discussion and possible action regarding reconsideration of prior license denial. 1973 Utah Dental Hygiene Exam prior to a regional exam.

10.1 REQUEST FOR ACTION ON LICENSURE BY CREDENTIAL – Clinical Examination taken more than 5 years ago.

The following applicants for licensure by credential have, as part of their application, had a detailed report prepared by a Board-recognized organization and forwarded to the Board on their behalf. The Board will review, discuss and take action on the following applications.

- I. Dr. Gregory Whelen – 1988 CRDTS

**10.2 REQUEST FOR ACTION ON LICENSURE BY CREDENTIAL – CONSENT AGENDA
Clinical Examination taken less than five years ago**

The following applicants for licensure by credential have submitted documentation of successful completion of a clinical examination taken less than five years. The Board will review, discuss and take action on the following applications.

- J. VACANT

**11. REQUEST FOR ACTION ON LICENSURE BY CREDENTIAL – CONSENT AGENDA
Board-approved clinical examination**

The following applicants for licensure by credential have submitted documentation of successful completion of a Board-approved clinical examination. The Board will review, discuss, and take action on the following applications.

- A. Dr. Joyce A. Hagin – 1978 NERB
- B. Dr. Anthony E. Nowak – 1978 NERB
- C. Dr. George N. Astalis – 1986 NERB
- D. Dr. Ronald B. Huffman – 1989 NERB
- E. Dr. Rozita Esbah-Tabatabaie – 2001/2002/2003 NERB
- F. Dr. Madhi A. Ali – 2002 NERB
- G. Dr. Alexandra J. Germain – 2004 NERB
- H. Dr. Angelina L. Yap – 2005/2006 NERB
- I. Dr. Donald E. Leonard – 1977 CRDTS
- J. Andrea N. Trattner, RDH – 2006 NERB
- K. Angela M. Kilgallen, RDH – 2007 NERB
- L. Angela S. Riley, RDH – 1999 CRDTS
- M. Kristine H. Castro, RDH – 2006 CA
- N. Robin D. Livingston, RDH – 1995 CA
- O. Emily C. Petersen, RDH – 2007 CRDTS
- P. Dr. Jean A. Lewis – 2001 NERB

**12. REQUEST FOR ACTION ON APPLICATION(S) FOR RENEWAL OF LICENSE
Roll Call Vote is Required**

The Board will review, discuss and take action regarding disclosures on renewal applications.

- A. VACANT

V. STIPULATION CONSENT AND ENFORCEMENT

The Board President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. The Board may vote to go into Executive Session to review and discuss confidential records and/or obtain legal advice from the Board's attorney on any of the following agenda items, pursuant to A.R.S. § 38-431.03 (A)(2) & (3).

13. RECOMMENDATION(S) FROM BOARD MATP MEDICAL DIRECTOR – 8:30 AM

A. REQUEST FOR ACTION ON LICENSURE/CERTIFICATE BY EXAMINATION

The Board will review, discuss and take action on the following applications.

- i. VACANT

B. REQUEST FOR ACTION ON LICENSURE BY CREDENTIAL

The Board will review, discuss and take action on the following applications

- i. VACANT

**C. REQUEST FOR ACTION ON APPLICATION(S) FOR RENEWAL OF LICENSE
 Roll Call Vote is Required**

The Board will review, discuss and take action regarding disclosures on renewal applications.

- i. Dr. Cameron R.C. Smith – Review, discussion and possible action regarding DUI disclosure and status on compliance with interim order for evaluation. Tabled from the December 2007 meeting.

D. HEALTH AND WELL BEING

- i. Catherine K. Klein, RDH – Review, discussion and possible action regarding DUI disclosure. Tabled from the December 2007 meeting.
- ii. Dr. Cameron Skaugrud – Review, discussion and possible action including entrance into the MATP and reinstatement of license.

E. CONSIDERATION OF MATP CONSENT AGREEMENTS & REQUIRED PERSONAL APPEARANCE

The following individuals shall appear to address the Board regarding the Monitored Aftercare Treatment Program. The Board may take action or provide direction to staff regarding these matters.

Item No.	Case No.	Licensee	Board Action Taken
i.	VACANT		

F. UPDATE ON MATP PARTICIPANTS

i.	Dr. Carter Grampp – 260361	ii.	Susan M. Oliver, RDH – 230289
iii.	Dr. Christopher R. Reavis – 240348	iv.	Dr. Gregory P. Edmonds – 260280
v.	Dr. Kelly J. Cook – 270064	vi.	Dr. Thomas J. Hawkes – 260214

vii. Dr. James Lee Davenport II – 230422	viii. Dr. Gregory M. Joseph – 230223
ix. Dr. Jerrold K. Altman – 230123	x. Dr. Monte Begay Wells – 230083
xi. Dr. Phillip L. Cooke – 240366	xii. Dr. Sathish Bhadra Chari – 250091
xiii. Patrick M. McMillan, RDH – 250211	xiv. Dr. Jay H. Spiegel – 260115
xv. Dr. Mark S. Sinnard – 250210	xvi. Dr. Earl Bruce Weisbrod – 260185
xvii. Dr. Randall H. Monroe – 260116	xviii. Dolores L. Victoria, RDH – 240234
xix. Dr. Rogel A. Carlos – 260126	xx. Dr. Chad F. Merrill - 270495

VI. OTHER BUSINESS

The Board President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. The Board may vote to go into Executive Session to review and discuss confidential records and/or obtain legal advice from the Board's attorney on any of the following agenda items, pursuant to A.R.S. § 38-431.03 (A)(2) & (3).

14. OTHER COMMITTEE REPORTS

A. Anesthesia Committee – Dr. Spigner

- i. Review, discussion and possible action regarding recommendations of the Anesthesia Committee for revisions to Arizona Administrative Code (A.A.C.) Title 4, Chapter 11 Articles 1 and 13.
- ii. Review, discussion and possible action regarding Anesthesia Committee recommended revisions to the following definitions in A.A.C. Title 4, Chapter 11 Article 1:
 - a. "Analgesia"
 - b. "Nitrous oxide analgesia"

B. Dental Hygiene Committee – Ms. Bevers

- i. Report and discussion regarding the Dental Hygiene Committee Meeting held on January 18, 2008.
 - a. Election of Committee Chair – Margaret A. Perry, RDH
 - b. Arizona Dental Association's proposed legislation for Community Oral Health Representative – No recommendation from the Committee
- ii. Upon recommendation from the Dental Hygiene Committee, the Board may consider APPROVAL of the 2007 Continuing Education Audit responses from the following:
 - a. Roxanne H. Cook, RDH
 - b. Marilyn P. Vice, RDH

MORNING AGENDA

VII. ACTION ON CASES – 8:30 AM

The Board President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. The Board may vote to go into Executive Session to review and discuss confidential records and/or obtain legal advice from the Board's attorney on any of the following agenda items, pursuant to A.R.S. § 38-431.03 (A)(2) & (3). The Board usually allows 3 – 5 minutes per person for public comment; however, depending on the issue presented, the Board has the discretion to expand that time.

A. ACTION ON CASES

From Investigative Interview or Informal Interview – Roll Call Vote is required

The Board will review, discuss and take action on the following cases. Based on the investigation, the Board may impose discipline, dismiss, issue a letter of concern, terminate, table for further investigation, postpone, and/or forward for further administrative review.

Item No.	Case No.	Licensee	Board Action Taken
15	270334	Dr. Joseph R. Fox	
16	270331	Dr. Dane Q. Robinson	
17	270359	Dr. Martin A. Tricoli	
18	270361	Dr. Patrice S. Winterholler	
19	270348	Dr. Paul R. Snow	
20	270350	Dr. Michael E. Wilkinson	
21	270362	Dr. Michael G. Stojanovic	
22	270221	Dr. Michael K. Braegger	
23	270355	Dr. Carter A. Grampp	

ARIZONA STATE BOARD OF DENTAL EXAMINERS
February 1, 2008
Board Meeting
PAGE 8

B. ACTION ON PREVIOUS ACTION

The Board will review, discuss and vote to take action on the following case(s):

Item No.	Case No.	Licensee	Board Action Taken
24	270210	Dr. Lior Berger	This case was remanded for a clinical evaluation only. The Board will consider the results of the clinical evaluation and adjudicate the case.
25	270003	Dr. Marta C. Persinger	Tabled from the December meeting pending consent agreement.
25A	270098	Dr. Rosalyn D. Keith	Review, discussion and possible action on Stipulated Motion for Interim Order for Practice Assessment.
25B	270224	Dr. Clayton Wainwright	Review, discussion and possible action on Stipulated Motion for Interim Order for Practice Assessment.

C. PETITION TO REHEAR

Roll Call Vote is *required*

The Board will review, discuss and take action on the Petitions for Rehearing in the following cases. If GRANTED, the Board may remand for rehearing at an Investigative Interview or an immediate rehearing and determination.

Item No.	Case No.	Licensee	Board Action Taken
26	270145	Dr. Dennis K. Streich	
27	270148	Dr. John A. Garza	

VIII. CONSENT AGENDA – 10:00 AM

The Board President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. The Board may vote to go into Executive Session to review and discuss confidential records and/or obtain legal advice from the Board's attorney on any of the following agenda items, pursuant to A.R.S. § 38-431.03 (A)(2) & (3).

The Consent Agenda items may be considered for approval as a single action unless a Board member or any other interested party wishes to remove an item for discussion.

A. CASES RECOMMENDED FOR DISMISSAL – CONSENT AGENDA
From Investigative Interview – Roll Call Vote *required if case is pulled*

The Board will review and take action on the following cases. Based on the Investigative Interview Panel's findings, these cases have been recommended for Dismissal.

Item No.	Case No.	Licensee	Board Action Taken
28	270332	Dr. Darin Nelson	
29	270279	Dr. Charles B. Jakobsen	
30	270340	Dr. Brian N. Tong	
31	270311	Dr. Mohamed Nasser Karawi	
32	270365	Ms. Janet Lynn Ruben	
33	270351	Dr. Michael D. Hummitzsch	
34	270188	Dr. Jaffar M. Elahi	
35	270366	Dr. Reid J. Slaughter	

B. CASES RECOMMENDED FOR ISSUANCE OF A LETTER OF CONCERN – CONSENT AGENDA

From Investigative Interview – Roll Call Vote is *required if case is pulled*

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for a Letter of Concern. Letters of concern are advisory letters to notify the licensee that, while the evidence does not warrant disciplinary action, the Board believes that the licensee should modify or eliminate certain practices and that continuation of the activities that led to the information being submitted to the Board may result in Board action against the practitioner’s license. A letter of concern is not a disciplinary action, but is a public record.

Item No.	Case No.	Licensee	Board Action Taken
36	270338	Dr. Craig A. Williams	Stating a patient’s record must contain periodontal charting and documentation of oral cancer screening
37	270345	Dr. Kenneth M. Lepinskas	Stating when placing crowns, contact should be checked to verify they are closed
38	270304	Dr. Mark D. Brannon	Stating there should be a thorough evaluation of the patient’s expectations prior to fabricating implant supported dentures

C. CASES RECOMMENDED FOR ISSUANCE OF A LETTER OF CONCERN – CONSENT AGENDA

From Triage – Roll Call Vote is *required if case is pulled*

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for a Letter of Concern. Letters of concern are advisory letters to notify the licensee that, while the evidence does not warrant disciplinary action, the Board believes that the licensee should modify or eliminate certain practices and that continuation of the activities that led to the information being submitted to the Board may result in Board action against the practitioner’s license. A letter of concern is not a disciplinary action, but is a public record.

Item No.	Case No.	Licensee	Board Action Taken
39	270318	Dr. Geeta Mokhashi	Stating a dentist who is not a specialist and whose advertising implies services rendered are of a specialty, may be subject to discipline under ARS Title 32, Chapter 11
40	270439	Dr. Maria A. Fuentes	Stating prior to any treatment the dentist needs to review the patient record and discuss the treatment with the parent

ARIZONA STATE BOARD OF DENTAL EXAMINERS

February 1, 2008

Board Meeting

PAGE 11

D. CASES RECOMMENDED FOR TERMINATION/LACK OF JURISDICTION – CONSENT AGENDA

Roll Call Vote is *not required*

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for Termination because they do not fall within the jurisdiction of the Agency.

Item No.	Case No.	Licensee	Board Action Taken
41	270376	Dr. Brian G. Mitchell	Per patient letter
42	T-07-060	Dr. Kevin Axx	Rude behavior
43	T-07-061	Family Dentistry	Fee issue; insurance issue
44	T-07-062	Dr. James R. Chaffin	Fee issue
45	270346	Dr. Scott Gene Myers	Per patient letter
46	T-07-064	Phoenix Dental Center	Scheduling issue; staff behavior
47	270480	Dr. Thuy Ngo	Per patient letter
48	270451	Marketplace Smiles	Per patient letter
49	T-07-067	Dr. Jaleh Keyhani	Fee issue; insurance issue
50	270514	Dr. Ronald J. Moon	Per patient letter

E. CASES RECOMMENDED FOR TERMINATION/LACK OF SUPPORTING EVIDENCE – CONSENT AGENDA

From Triage – Roll Call Vote is *not required*

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for Termination because the evidence reviewed is insufficient to support the allegations found in the complaint.

Item No.	Case No.	Licensee	Board Action Taken
51	270308	Dr. Mu-Hun Kim	
52	270303	Dr. Christopher A. Lienau	
53	270301	Dr. Scott P. Wilson	

ARIZONA STATE BOARD OF DENTAL EXAMINERS
February 1, 2008
Board Meeting
PAGE 12

Item No.	Case No.	Licensee	Board Action Taken
54	270270	Dr. Burke D. Frei	
55	270316	Dr. Joseph R. Cohen	
56	270317	Dr. Yong-Suk Cha	
57	270330	Dr. Jack A. Buhrow	
58	270367	Dr. John A. Patterson	
59	270429	Dr. Ellis Burke Jardine	
60	270450	Gentle Dental Mesa East	

F. FAILURE TO COMPLY WITH A BOARD ORDER – CONSENT AGENDA

From Triage – Roll call vote is required

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for discipline.

Item No.	Case No.	Licensee	Board Action Taken
61	270291	Dr. Robert D. Sundberg	An additional administrative penalty of \$1000 with both penalties to be paid within 60 days
62	270396	Dr. Terry J. Lee	Administrative penalty \$1000; completion of the previously ordered C.E.

63. APPROVAL OF RESTRICTED PERMIT(S) (APPLICATION OR RENEWAL) – CONSENT AGENDA

A. VACANT

64. RATIFICATION OF NEW DENTAL AND DENTAL HYGIENE LICENSES – CONSENT AGENDA

Robert J. Waite, Jr., DDS
D 7435, issued: 12/03/2007

Jaren T. Jensen, DDS
D 7457, issued: 12/27/2007

Alan M. Petersen, DDS
D 7436, issued: 12/05/2007

Nam Le Nguyen, DDS
D 7458, issued: 01/02/2008

Benjamin W. Stark, DMD
D 7437, issued: 12/13/2007

Todd G. Wahlin, DDS
D 7459, issued: 01/03/2008

Gregory R. Manning, DDS
D 7453, issued: 12/13/2007

Lonny D. Carmichael, DDS
D 7460, issued: 01/16/2008

Tamir N. Shams, DMD
D 7454, issued: 12/13/2007

Sarosh Salim Habib, DDS
D 7461, issued: 01/22/2008

Robert E. Maurer, DDS
D 7455, issued: 12/13/2007

Carl C. Fairchild, DDS
D 7462, issued: 01/25/2008

Chad F. Merrill, DDS
D 7456, issued: 12/18/2007

Total Dental - 13

Rebekah E. Townsend, RDH
H 6346, issued: 12/03/2007

Tammy Rae Atkins, RDH
H 6363, issued: 12/24/2007

Christine G. Gray, RDH
H 6347, issued: 12/11/2007

Rachel L. Conrad, RDH
H 6364, issued: 01/02/2008

Kelly D. Peck, RDH
H 6361, issued: 12/11/2007

Cassandra M. Nabel, RDH
H 6365, issued: 01/16/2008

Trina M. Berrios, RDH
H 6362, issued: 12/19/2007

Melanie L. Leiske, RDH
H 6366, issued: 01/28/2008

Total Dental Hygiene – 8

65. APPROVAL OF CONSULTANTS AND EXAMINERS – CONSENT AGENDA

- A. H. Charles Hess – Public Consultant
- B. Michael L. Sheedy – Public Consultant
- C. Richard L. Weiss – Public Consultant
- D. Robert Salzman – Public Consultant
- E. Steve Sandler – Public Consultant
- F. C. Donald Herbst – Public Consultant
- G. Fred K. Schomer – Public Consultant
- H. Georgia A. Taylor – Public Consultant

66. APPROVAL OF MINUTES – CONSENT AGENDA

- A. December 7, 2007 Board Meeting Minutes
- B. December 7, 2007 Executive Session Minutes
- C. January 4, 2008 Special Board Meeting Minutes

***** END OF CONSENT AGENDA *****

AFTERNOON AGENDA

IX. ACTION ON CASES – 1:30 PM

The Board President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. The Board may vote to go into Executive Session to review and discuss confidential records and/or obtain legal advice from the Board's attorney on any of the following agenda items, pursuant to A.R.S. § 38-431.03 (A)(2) and (3). The Board usually allows 3 – 5 minutes per person for public comment; however, depending on the issue presented, the Board has the discretion to expand that time.

A. ACTION ON CASES

From Investigative Interview or Informal Interview – Roll Call Vote *is required*

The Board will review, discuss and take action on the following cases. Based on the investigation, the Board may impose discipline, dismiss, issue a letter of concern, terminate, table for further investigation, postpone, and/or forward for further administrative review.

Item No.	Case No.	Licensee	Board Action Taken
67	270337	Dr. Austin A. Wall	
68	270336	Dr. Joseph G. Salkind	
69	270312	Dr. Joseph G. Salkind	
70	270285	Dr. Joseph G. Salkind	
71	270258	Dr. R. Spencer Bramwell	
72	270343	Dr. Paraon N. DeQuiroz	
73	270374	Dr. Kathleen H. Chivari	
74	270382	Dr. Dana A. Perno	
74A	270357	Dr. Gregory J. Lagermeier	

ARIZONA STATE BOARD OF DENTAL EXAMINERS
February 1, 2008
Board Meeting
PAGE 16

B. ACTION ON PREVIOUS ACTION

The Board will review, discuss and vote to take action on the following case(s):

Item No.	Case No.	Licensee	Board Action Taken
75	250157	Dr. Terry J. Lee	Previously forwarded to a Formal Hearing; State requests Board to vacate vote to formal hearing and proceed with informal adjudication of case.
76	260213	Dr. Champa R. Chatterjee	Board granted immediate rehearing in December 2007; Board requested to review Board order due to tape malfunction.

C. PETITION TO REHEAR

Roll Call Vote is *required*

The Board will review, discuss and take action on the Petitions for Rehearing in the following cases. If GRANTED, the Board may remand for rehearing at an Investigative Interview or an immediate rehearing and determination.

Item No.	Case No.	Licensee	Board Action Taken
77	270133	Dr. Steven K. Rubisch	

X. AFTERNOON CONSENT AGENDA – 2:30 PM

The Board President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. The Board may vote to go into Executive Session to review and discuss confidential records and/or obtain legal advice from the Board's attorney on any of the following agenda items, pursuant to A.R.S. § 38-431.03 (A)(2) and (3).

The Consent Agenda items may be considered for approval as a single action unless a Board member or any other interested party wishes to remove an item for discussion.

A. CASES RECOMMENDED FOR DISMISSAL – CONSENT AGENDA

From Investigative Interview – Roll Call Vote *required if case is pulled*

The Board will review and take action on the following cases. Based on the Investigative Interview Panel's findings, these cases have been recommended for Dismissal.

Item No.	Case No.	Licensee	Board Action Taken
78	270307	Dr. Robert N. Hoskyns	

ARIZONA STATE BOARD OF DENTAL EXAMINERS
February 1, 2008
Board Meeting
PAGE 17

Item No.	Case No.	Licensee	Board Action Taken
79	270267	Dr. Michael G. Allard	
80	270296	Dr. George R. Ayoub	
81	270380	Dr. Jeffrey H. Kootman	
82	270277	Dr. Fadi F. Saleh	
83	270412	Dr. Robert A. Meese	
84	270199	Dr. Brice W. Beckstrom	

B. CASES RECOMMENDED FOR ISSUANCE OF A LETTER OF CONCERN – CONSENT AGENDA

From Investigative Interview – Roll Call Vote is *required if case is pulled*

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for a Letter of Concern. Letters of concern are advisory letters to notify the licensee that, while the evidence does not warrant disciplinary action, the Board believes that the licensee should modify or eliminate certain practices and that continuation of the activities that led to the information being submitted to the Board may result in Board action against the practitioner's license. A letter of concern is not a disciplinary action, but is a public record.

Item No.	Case No.	Licensee	Board Action Taken
85	270265	Dr. Jason R. Ballou	Stating when a dentist leaves a practice where he was the dentist of record, he remains responsible for the records and care given to the patient even after he has been replaced by another dentist
86	270352	Dr. Mrinal Bhatt	Stating a dentist is required by ARS §32-1264 to maintain records that contain a diagnosis and dental charting

C. CASES RECOMMENDED FOR ISSUANCE OF A LETTER OF CONCERN – CONSENT AGENDA

From Triage – Roll Call Vote is *required if case is pulled*

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for a Letter of Concern. Letters of concern are advisory letters to notify the licensee that, while the evidence does not warrant disciplinary action, the Board believes that the licensee should modify or eliminate certain practices and that continuation of the activities that led to the information being submitted to the Board may result in Board action against the practitioner’s license. A letter of concern is not a disciplinary action, but is a public record.

Item No.	Case No.	Licensee	Board Action Taken
87	270298	Dr. Andrew Edward Deeb	Stating the Board has adopted the most current OSHA and CDC recommended infection practices for dentistry as the guidelines for infection control. Any dentist who fails to follow these guide lines may be guilty of unprofessional conduct under ARS §32-1201.20(n)
88	270313	Dr. James B. Edwards	Stating a dentist must be available to the patient through the office, an emergency number, an answering service or substitute dentist. If a dentist is not available, this constitutes abandonment and the Board may impose discipline under ARS Title 32, Chapter 11, Article 3
89	270372	Dr. Rudolph G. Bruehl	Stating the dentist is responsible for the accuracy of all communication to the patient by his office
90	270375	Dr. James B. Osmun	Stating on a patient’s request the dentist shall transfer legible and diagnostic quality copies of the patient’s record to the patient pursuant to ARS §32-1264.D

D. CASES RECOMMENDED FOR TERMINATION/LACK OF JURISDICTION – CONSENT AGENDA

Roll Call Vote is *not required*

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for Termination because they do not fall within the jurisdiction of the Agency.

Item No.	Case No.	Licensee	Board Action Taken
91	T-07-065	Dr. George Richard Deeb	Insurance issue
92	T-07-066	Southwest Dental Group	Fee issue; insurance issue
93	270411	Dr. Son T. Nguyen	Per patient letter
94	270368	Dr. L. Mitchell Thomas	Per patient letter

ARIZONA STATE BOARD OF DENTAL EXAMINERS
February 1, 2008
Board Meeting
PAGE 19

Item No.	Case No.	Licensee	Board Action Taken
95	T-07-068	Perfect Teeth	Staff behavior
96	270482	Dr. Andrew J. Kunstman	Per patient letter
97	T-07-069	Dr. Stephen L. Kim	Fee issue
98	T-07-070	Bethany Family Dental Care	Fee issue
99	270407	Dr. Lyle W. Hutchings	Unlicensed dentist
100	270363	Dr. William T. Fergus	Per patient letter
100A	270419	Dr. William T. Fergus	Per patient letter
101	T-07-063	Dr. Patrick A. Carr	Insurance issue

E. CASES RECOMMENDED FOR TERMINATION/LACK OF SUPPORTING EVIDENCE – CONSENT AGENDA

From Triage – Roll Call Vote is *not required*

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for Termination because the evidence reviewed is insufficient to support the allegations found in the complaint.

Item No.	Case No.	Licensee	Board Action Taken
102	270171	Dr. Michael Wade Hudson	
103	270262	Dr. Steven W. Peterson	
104	270309	Dr. Eric Christopher Solberg	
105	270283	Dr. Kristin A. Soraya	
106	270282	Dr. Lana Lee Wong	
107	270371	Dr. Dino L. Drummer	
108	270406	Dr. Rochelle J. Riley	
109	270430	Dr. Robert A. Lindinger	

ARIZONA STATE BOARD OF DENTAL EXAMINERS
February 1, 2008
Board Meeting
PAGE 20

Item No.	Case No.	Licensee	Board Action Taken
110	270432	Dr. Rodney J. Gold	

F. FAILURE TO COMPLY WITH A BOARD ORDER – CONSENT AGENDA

From Triage – Roll call vote is required

The Board will review and take action on the following cases. Based on the investigation these cases have been recommended for discipline

Item No.	Case No.	Licensee	Board Action Taken
111	270394	Dr. Theodore A. Kiersch	
112	270395	Dr. William M. Martin	Administrative penalty of \$500 and completion of previously ordered C.E.
113	270390	Dr. John M. McLaughlin	Administrative penalty of \$500
114	270391	Dr. John P. LaPine	Administrative penalty of \$500
115	270392	Dr. Marc R. Mondragon	Administrative penalty of \$500

G. NONCOMPLIANCE WITH CONSENT AGREEMENT/BOARD ORDER – OPEN A NEW COMPLAINT – CONSENT AGENDA

Item No.	Case No.	Licensee	Board Action Taken
116	270092	Dr. Champa R. Chatterjee	
117	260413	Dr. Henry C. Yu	
117A	260344	Dr. Theodore A. Kiersch	

H. REVIEW AND FILING OF CASES FOR INVESTIGATION – CONSENT AGENDA

The Board will consider the facts and allegations set forth in these reports and vote whether to open investigations.

118	DDL Dental – As a result of case 270284 for allegedly hiring a non-licensed dentist
119	Dr. Amer Zarif – As a result of case 270280 for alleged inadequate dentures, oral surgery and treatment planning
120	Dental Village – As a result of case 270280 for alleged patient abandonment
121	Bright Now! Dental – As a result of case 270254 for alleged failure to comply with a Board subpoena
122	Dr. Orville S. Diggs – Alleged inadequate orthodontic treatment
123	Dr. Daniel Ingel – Alleged inadequate crown and bridge

I. RATIFICATION OF CASES RECOMMENDED FOR INVESTIGATIVE INTERVIEW – CONSENT AGENDA

Roll Call Vote is *not required*

Based on the investigation, the Board will vote to ratify the recommendation that the following cases be forwarded to an Investigative Interview.

Item No.	Case No.	Licensee	Board Action Taken
124	270221	Dr. Michael K. Braegger	
125	270200	Western Dental	
126	270199	Dr. Brice W. Beckstrom	
127	270353	Dr. Terence J. Fowler	
128	270319	Dr. Hassan A. Beyramian	
129	270329	Bright Now! Dental	
130	270335	Dr. Curtis J. Clifford	
131	270341	Western Dental	
132	270409	Ms. Kelly M. Povar	
133	270360	Dr. Nabil Fehmi	

ARIZONA STATE BOARD OF DENTAL EXAMINERS
February 1, 2008
Board Meeting
PAGE 22

Item No.	Case No.	Licensee	Board Action Taken
134	270354	Dr. Paul J. Pease	
135	270393	Dr. Soheyla Marzvaan	
136	270440	Dr. Lam G. Ngo	
137	270431	Dr. Rodney J. Gold	
138	270421	Dr. Steven Ingersoll	
139	270402	Dr. Joseph N. D'Aniello	
140	270364	Dr. Sophon Heng	

***** END OF CONSENT AGENDA *****

XI. CALL TO THE PUBLIC

Consideration of comments from the public. Those wishing to address the Board need not request permission in advance, however, a call to the public form will need to be completed. The Board may not discuss or take any action on any public comment at this meeting except to direct staff to study the matter or reschedule the matter for further consideration and decision at a later date. The Board usually allows 3 – 5 minutes for public comment; however, depending on the issue presented, the Board has the discretion to expand that time.

Note: This is not the time set aside on the meeting agenda to discuss those specific cases that are listed on today's agenda. The participants in those matters will be afforded an opportunity to speak to the Board during the discussion of the item as specified on the agenda. Cases will be called in the order as indicated on the sign-in sheet.

141. **MEMBERS OF THE PUBLIC**

142. **ASSOCIATIONS**

143. **FUTURE AGENDA ITEMS**

144. **NEXT MEETING DATE – April 11, 2008**

145. **ADJOURNMENT**

In accordance with Title II of the Americans with Disabilities Act (ADA), this Board does not discriminate on the basis of disability in admission to and participation in Board Meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Colleen Amos at 602 242-1492. Requests should be made as early as possible to allow time to arrange the accommodation. This Notice and Agenda may be made available in an alternative form.

The Board President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. The Board may vote to go into Executive Session on any of the above agenda items to review and discuss confidential records and/or obtain legal advice from its attorney pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.03 (A)(3) or to discuss statutorily confidential matters pursuant to A.R.S. § 38-431.03 (A)(2).

Saturday, March 14, 2009