UNAPPROVED

BOARD OF DENTISTRY

MINUTES
SPECIAL CONFERENCE COMMITTEE "A"

TIME AND PLACE:	Special Conference Committee "A" convened on August 23, 2013 at 11:30 a.m., at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, VA 23233.
FIRST CONFERENCE:	11:30 a.m.
PRESIDING:	Tammy K. Swecker, R.D.H.
MEMBERS PRESENT:	Bruce S. Wyman, D.M.D.
MEMBERS ABSENT:	Surya P. Dhakar, D.D.S.
STAFF PRESENT:	Kelley W. Palmatier, Deputy Executive Director Donna Lee, Discipline Case Manager Indy Toliver, Adjudication Specialist
QUORUM:	With two members present, a quorum was established.
Stanley D. Dameron, DDS **Case No.: 144845**	Dr. Dameron appeared without counsel to discuss the allegations set forth in a Notice of the Board dated May 23, 2013. The Committee received statements from Dr. Dameron and discussed the allegations with him.
Closed Meeting:	Dr. Wyman moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Stanley D. Dameron, D.D.S. Additionally, Dr. Wyman moved that Ms. Palmatier, Ms. Lee, and Ms. Toliver attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations. The motion was seconded and passed.
Reconvene:	Dr. Wyman moved that the Committee certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.

DECISION:
Case No.: 144845

Ms. Toliver reported that the Committee found that Dr. Dameron, while providing treatment to Patient A, failed to include either his name, address or date on duplicate work orders when ordering veneers for several teeth, when requesting adjustment to teeth #30 and 31, and when ordering crowns for teeth #18 and 19. Dr. Dameron also failed to include a diagnosis in Patient A's treatment record to justify treatment on December 23, 2009, February 22, 2010, and March 16, 2010.

The Committee further found that Dr. Dameron failed to document in Patient A's treatment record the quantity of vasoconstrictor used in the anesthetic that was administered for procedures on December 23, 2009 and numerous treatment dates in the year 2010; and he also failed to note the dosage and duration of nitrous oxide administered to Patient A for procedures on December 23, 2009 and several treatment dates in the year 2010.

The sanctions reported by Ms. Toliver were that Dr. Dameron's license shall be placed on indefinite probation subject to the terms and conditions that within 6 months from the date of entry of the Order he shall successfully complete 7 hours of continuing education in risk management and recordkeeping.

Dr. Wyman moved to adopt the decision of the Committee. The motion was seconded and passed.

SECOND CONFERENCE: 1:10 p.m.

PRESIDING: Tammy K. Swecker, R.D.H.

MEMBERS PRESENT: Surya P. Dhakar, D.D.S.
Bruce S. Wyman, D.M.D.

STAFF PRESENT: Kelley W. Palmatier, Deputy Executive Director
Donna Lee, Discipline Case Manager
Indy Toliver, Adjudication Specialist

QUORUM: All three members of the Committee were present.

Glennetta B. White, DDS
Case Nos.: 143369, 143946, 145239, 146582, 146604, 146886, and 147621

Dr. White did not appear. Kenneth Hirtz, attorney representing Dr. White for Case Numbers 143369 and 143946, stated to the Committee that he was not able to speak to Dr. White regarding the scheduled informal conference. Mr. Hirtz informed the Committee that he has sent letters to all known addresses for Dr. White and he has called all available telephone numbers for Dr.

White; all to no avail because he was not able to contact Dr. White. Mr. Hirtz further stated that since Dr. White was not present at the informal conference, he had no additional evidence to present.

Ms. Palmatier informed the Committee that the Notice was sent by regular and certified mail to Dr. White's address of record with the Board, and that the certified mail receipt card was returned from the post office with a date of delivery of July 13, 2011, and the name of Glennetta White was printed where it indicated "received by" and then a signature of Glennetta B. White. It was noted that the delivery date should be July 13, 2013, since the Notice was mailed from the Board on July 12, 2013. The Committee Chair ruled that proper notice had been provided to Dr. White and the informal conference proceeded in her absence.

The Committee reviewed the allegations set forth in a Notice of the Board dated July 12, 2013. Patient A was present and addressed the Committee.

Closed Meeting:

Dr. Dhakar moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Glennetta B. White, D.D.S. Additionally, Dr. Dhakar moved that Ms. Palmatier, Ms. Lee, and Ms. Toliver attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations. The motion was seconded and passed.

Reconvene:

Dr. Dhakar moved that the Committee certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.

DECISION:
Case Nos.: 143369, 143946, 145239, 146582, 146604, 146886, and 147621

Ms. Toliver reported that after reviewing the facts before it, the Committee found that it could not resolve this matter within the limits of its authority and that a Formal Hearing would be convened.

The decision was unanimously accepted by the Committee.

Approval of Minutes:

Upon a motion by Dr. Dhakar, the minutes from the Informal Conference conducted on July 12, 2013 were approved.

James H. Nottingham, DMD:	The Committee received information from Ms. Palmatier regarding a request by Dr. Nottingham for modification of Term No. 1 of his Board Order dated March 11, 2013.
Closed Meeting:	Dr. Dhakar moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of James H. Nottingham, D.M.D. Additionally, Dr. Dhakar moved that Ms. Palmatier, Ms. Lee, and Ms. Toliver attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations. The motion was seconded and passed.
Reconvene:	Dr. Dhakar moved that the Committee certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.
DECISION:	By consensus, the Committee agreed to deny Dr. Nottingham's request for modification of Term No. 1 of his Board Order dated March 11, 2013.
ADJOURNMENT:	With all business concluded, the Committee adjourned at 2:30 p.m.

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Tammy K. Swecker, R.D.H., Chair

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Sandra K. Reen, Executive Director

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Date

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Date