UNAPPROVED

BOARD OF DENTISTRY

MINUTES
SPECIAL CONFERENCE COMMITTEE "B"

TIME AND PLACE: Special Conference Committee "B" convened on June 10, 2015 at 1:22 p.m., at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, VA 23233.

FIRST CONFERENCE: 1:22 p.m.

PRESIDING: A. Rizkalla, D.D.S.

MEMBERS PRESENT: John M. Alexander, D.D.S.

MEMBERS ABSENT: Charles E. Gaskins, III, D.D.S.

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

QUORUM: With two members present, a quorum was established.

Reza Hangval, D.D.S.
Case No.: 154889

Dr. Hangval appeared with counsel, Helen D. Neighbors, to discuss the allegations set forth in a Notice of the Board dated May 6, 2015. Lisa M. Blair, court reporter, was present on behalf of Ms. Neighbors to provide a verbatim record of the informal conference. The Committee received statements from Dr. Hangval and Ms. Neighbors and discussed the allegations with them.

Closed Meeting: Dr. Alexander 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 Reza Hangval. Additionally, Dr. Alexander moved that Ms. Palmatier, Ms. Lee, and Ms. Roukous 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. Alexander 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.: 154889

Ms. Roukous reported that the Committee dismissed the allegations against Dr. Hangval.

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

SECOND CONFERENCE: 2:30 p.m.

PRESIDING: A. Rizkalla, D.D.S.

MEMBERS PRESENT: John M. Alexander, D.D.S.

MEMBERS ABSENT: Charles E. Gaskins, III, D.D.S.

STAFF PRESENT:
Kelley W. Palmatier, Deputy Executive Director
Donna Lee, Discipline Case Manager
Shevaun Roukous, Adjudication Specialist
Corie Tillman Wolf, Assistant Attorney General

QUORUM: With two members present, a quorum was established.

Reza Hangval, D.D.S., Applicant
Case No.: 158655

Dr. Hangval appeared without counsel to discuss his application for a Permit to Administer Conscious/Moderate Sedation by enteral method in the Commonwealth of Virginia, and the allegations set forth in a Notice of the Board dated May 6, 2015. Brian P. McAndrew, D.M.D., appeared as an expert witness on behalf of the Board. The Committee received statements from Dr. Hangval and Dr. McAndrew and discussed the allegations with them.

Closed Meeting:

Dr. Alexander 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 Reza Hangval. Additionally, Dr. Alexander moved that Ms. Palmatier, Ms. Lee, and Ms. Roukous 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. Alexander 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.: 158655

Dr. Rizkalla stated that the Committee would take this matter under advisement and that a written decision would be issued by the Committee within 7 to 10 business days.

THIRD CONFERENCE: 4:50 p.m.

PRESIDING: A. Rizkalla, D.D.S.

MEMBERS PRESENT: John M. Alexander, D.D.S.

MEMBERS ABSENT: Charles E. Gaskins, III, D.D.S.

STAFF PRESENT:
Kelley W. Palmatier, Deputy Executive Director
Donna Lee, Discipline Case Manager
Shevaun Roukous, Adjudication Specialist
Corie Tillman Wolf, Assistant Attorney General

QUORUM: With two members present, a quorum was established.

Alan Bream, D.D.S., Applicant
Case No.: 158118

Dr. Bream appeared without counsel to discuss his application for a Permit to Administer Conscious/Moderate Sedation by enteral method in the Commonwealth of Virginia, and the allegations set forth in a Notice of the Board dated May 6, 2015. Brian P. McAndrew, D.M.D., appeared as an expert witness on behalf of the Board. The Committee received statements from Dr. Bream and Dr. McAndrew and discussed the allegations with them.

Closed Meeting:

Dr. Alexander 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 Alan Bream. Additionally, Dr. Alexander moved that Ms. Palmatier, Ms. Lee, and Ms. Roukous 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. Alexander 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.: 158118

Dr. Rizkalla stated that the Committee would take this matter under advisement and that a written decision would be issued by the Committee within 7 to 10 business days.

FOURTH CONFERENCE: 6:56 p.m.

PRESIDING: A. Rizkalla, D.D.S.

MEMBERS PRESENT: John M. Alexander, D.D.S.

MEMBERS ABSENT: Charles E. Gaskins, III, D.D.S.

STAFF PRESENT:
Kelley W. Palmatier, Deputy Executive Director
Donna Lee, Discipline Case Manager
Shevaun Roukous, Adjudication Specialist
Corie Tillman Wolf, Assistant Attorney General

QUORUM: With two members present, a quorum was established.

Michael Whyte, D.D.S., Applicant
Case No.: 158117

Dr. Whyte appeared without counsel to discuss his application for a Permit to Administer Conscious/Moderate Sedation by enteral method in the Commonwealth of Virginia, and the allegations set forth in a Notice of the Board dated May 6, 2015. Brian P. McAndrew, D.M.D., appeared as an expert witness on behalf of the Board. The Committee received statements from Dr. Whyte and Dr. McAndrew and discussed the allegations with them.

Closed Meeting:

Dr. Alexander 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 Michael Whyte. Additionally, Dr. Alexander moved that Ms. Palmatier, Ms. Lee, and Ms. Roukous 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. Alexander 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.: 158117

Ms. Roukous 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.

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

The Committee also found that it could not resolve the matters pertaining to Dr. Hangval and Dr. Bream regarding their applications for a Permit to Administer Conscious/Moderate Sedation by enteral method within the limits of its authority and that a Formal Hearing would be convened for each applicant.

ADJOURNMENT:

With all business concluded, the Committee adjourned at 7:50 p.m.

A. Rizkalla, D.D.S., Chair

Sandra K. Reen, Executive Director

Date

Date