

**VIRGINIA BOARD OF DENTISTRY  
FORMAL HEARING  
March 14, 2019**

**TIME AND PLACE:** The meeting of the Virginia Board of Dentistry was called to order at 1:01 p.m., on March 14, 2019 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**PRESIDING:** Tonya A. Parris-Wilkins, D.D.S

**MEMBERS PRESENT:** Patricia B. Bonwell, R.D.H., PhD  
Nathaniel C. Bryant, D.D.S.  
Sandra J. Catchings, D.D.S.  
Jamiah Dawson, D.D.S.  
Perry E. Jones, D.D.S.  
Augustus A. Petticolas, Jr., D.D.S.  
Tammy C. Ridout, R.D.H.  
Carol R. Russek, JD  
James D. Watkins, D.D.S.

**STAFF PRESENT:** Sandra K. Reen, Executive Director  
Sheila Beard, Executive Assistant

**COUNSEL PRESENT:** James E. Rutkowski, Assistant Attorney General

**OTHERS PRESENT:** Lori L. Pound, J.D., Adjudication Specialist  
Marie Whisenand, Court Reporter  
Rachel Horvath, Esquire, Respondent's Counsel

**ESTABLISHMENT OF A QUORUM:** With 10 Board members present, a quorum was established.

**Tracy Ellen Spraker, RDH** Ms. Spraker was present with legal counsel in accordance with the Notice of the Board dated October 24, 2018.

**Reinstatement Applicant** Dr. Parris-Wilkins swore in the witnesses.

Ms. Horvath stated that she had read the order of proceedings and this was her first Formal Hearing. Dr. Parris-Wilkins read the order of proceedings.

In preliminary matters, the Commonwealth added an additional exhibit #4.

Following Ms. Horvath's opening statement; Dr. Parris-Wilkins admitted into evidence Respondent's exhibits A-G.

Following Ms. Pound's opening statement;  
Dr. Parris-Wilkins admitted into evidence Commonwealth's Exhibits 1-4.

Ms. Spraker testified on her own behalf.

Testifying on behalf of the Commonwealth was Joyce Johnson, DHP Senior Investigator via telephone conference.

Ms. Horvath and Ms. Pound provided closing statements.

**Closed Meeting:**

Dr. Petticolas moved that the Board enter into a closed meeting pursuant to §2.2-3711(A)(27) and Section 2.2-3712(F) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Tracy Spraker, RDH. Additionally, he moved that Board staff, Ms. Reen, Ms. Beard, and Board counsel, Mr. Rutkowski attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded and passed.

**Reconvene:**

Dr. Petticolas moved to certify that the Board 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.

The Board reconvened in open session pursuant to § 2.2-3712(D) of the Code.

**Decision:**

Dr. Petticolas moved to accept the Findings of Facts and Conclusion of Law as presented by the Commonwealth, amended by the Board and read by Mr. Rutowski. The motion was seconded and passed.

Mr. Rutkowski reported that Ms. Spraker's reinstatement application is approved by the affirmative vote for reinstatement of three-fourths of the members of the Board present at the formal hearing.

Dr. Petticolas moved the adoption of the decision to reinstate as read by Mr. Rutkowski. The motion was seconded and passed.

**ADJOURNMENT:**

The Board adjourned at 3:06 p.m.

  
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Tonya A. Parris-Wilkins, D.D.S., President

6/21/2019  
\_\_\_\_\_  
Date

  
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Sandra K. Reen, Executive Director

June 21, 2019  
\_\_\_\_\_  
Date

**VIRGINIA BOARD OF DENTISTRY  
FORMAL HEARING  
March 14, 2019**

**TIME AND PLACE:** The meeting of the Virginia Board of Dentistry was called to order at 3:23 PM., on December 13, 2018 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**PRESIDING:** Tonya A. Parris-Wilkins, D.D.S

**MEMBERS PRESENT:** Patricia B. Bonwell, R.D.H., PhD  
Sandra J. Catchings, D.D.S.  
Jamiah Dawson, D.D.S.  
August A. Petticolas Jr., D.D.S.  
Tammy C. Ridout, R.D.H.  
Carol R. Russek, J.D.

**STAFF PRESENT:** Sandra K. Reen, Executive Director  
Sheila Beard, Executive Assistant

**COUNSEL PRESENT:** James E. Rutkowski, Assistant Attorney General

**OTHERS PRESENT:** Erin Weaver, Adjudication Specialist  
Marie Whisenand, Court Reporter

**ESTABLISHMENT OF A QUORUM:** With 7 Board members present, a quorum was established.

**Derrick Broadaway, D.D.S  
Case No. 190376** Dr. Broadaway was present without legal counsel, in accordance with the Notice of the Board dated February 15, 2019.

Dr. Parris-Wilkins swore in the witnesses.

Dr. Broadaway stated he was somewhat familiar with the order of proceedings. Dr. Parris-Wilkins read the Order of Proceedings.

Following Dr. Broadaway's opening statement; Dr. Parris-Wilkins admitted into evidence Applicant's exhibit A.

Following Ms. Weaver's opening statement; Dr. Parris-Wilkins admitted into evidence Commonwealth's exhibits 1-3.

Testifying on behalf of the Commonwealth was Gayle Miller, DHP Senior Investigator.

Dr. Broadaway testified on his own behalf.

Dr. Broadaway and Ms. Weaver provided closing statements.

**Closed Meeting:** Dr. Petticolas moved that the Board enter into a closed meeting pursuant to §2.2-3711(A)(27) and Section 2.2-3712(F) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Dr. Broadaway. Additionally, he moved that Board staff, Ms. Reen, Ms. Beard, and Board counsel, Mr. Rutkowski attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded and passed.

**Reconvene:** Dr. Petticolas moved to certify that the Board 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.

The Board reconvened in open session pursuant to § 2.2-3712(D) of the Code.

**Decision:** Dr. Petticolas moved to accept the Findings of Facts and Conclusion of Law as presented by the Commonwealth, amended by the Board and read by Mr. Rutowski. The motion was seconded and passed.

Mr. Rutkowski reported that Dr. Broadaway's reinstatement application is denied due to a failure to obtain the affirmative vote for reinstatement of three-fourths of the members of the Board present at the formal hearing.

Dr. Petticolas moved the adoption of the sanction imposed as read by Mr. Rutkowski. The motion was seconded and passed.

**ADJOURNMENT:** The Board adjourned at 4:39 p.m.

  
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Tonya A. Parris-Wilkins, D.D.S., President

6/21/2019  
Date

  
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Sandra K. Reen, Executive Director

June 21, 2019  
Date