

APPROVED

BOARD OF DENTISTRY

MINUTES

SPECIAL CONFERENCE COMMITTEE "B"

- TIME AND PLACE:** Special Conference Committee "B" convened on December 5, 2014 at 9:08 a.m., at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, VA 23233.
- FIRST CONFERENCE:** 9:08 a.m.
- PRESIDING:** Charles E. Gaskins, III, D.D.S.
- MEMBERS PRESENT:** A. Rizkalla, D.D.S.
- MEMBERS ABSENT:** John M. Alexander, 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.
- Rodney Mayberry, D.D.S.
Case No.: 158636** Dr. Mayberry appeared with counsel, Art Davis, to discuss his Application for a Permit to Administer Conscious/Moderate Sedation by any method of administration in the Commonwealth of Virginia, and the allegations set forth in a Notice of the Board dated October 20, 2014. The Committee received statements from Dr. Mayberry and Mr. Davis and discussed the allegations with them.
- Closed Meeting:** Dr. Rizkalla 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 Rodney Mayberry. Additionally, Dr. Rizkalla 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. Rizkalla 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

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as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.

**DECISION:
Case No.: 158636**

Ms. Roukous reported that the Committee found that Dr. Mayberry failed to submit a transcript, certification or documentation of training content from a Commission on Dental Accreditation of the American Dental Association (CODA) accredited dental program to confirm that he completed training which meets the educational and training qualifications according to guidelines published by the American Dental Association (Guidelines for Teaching the Comprehensive Control of Anxiety and Pain in Dentistry) in effect at the time the training occurred.

The Committee further found that Dr. Mayberry did not meet the qualifications for a permit to Administer Conscious/Moderate Sedation by any method of administration; therefore, the Committee denied Dr. Mayberry's Application for a Permit to Administer Conscious/Moderate Sedation by any method of administration.

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

SECOND CONFERENCE: 1:10 p.m.

PRESIDING: Charles E. Gaskins, III, D.D.S.

MEMBERS PRESENT: A. Rizkalla, D.D.S.

MEMBERS ABSENT: John M. Alexander, 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.

**Ali Nosrat, D.D.S.,
Applicant
Case No.: 158841**

Dr. Nosrat appeared without counsel to discuss his Application for a License to Practice Dentistry in the Commonwealth of Virginia, and the allegations set forth in a Notice of the Board dated October 31, 2014. The Committee received statements from Dr. Nosrat and discussed the allegations with him.

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Closed Meeting: Dr. Rizkalla 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 Ali Nosrat. Additionally, Dr. Rizkalla 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. Rizkalla 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: Ms. Roukous reported that the Committee found that Dr. Nosrat failed to present evidence that he is a graduate and holder of a diploma or certificate from a dental school or college, or dental department of a university or college accredited by the Commission on Dental Accreditation of the American Dental Association (CODA).

The Committee further found that Dr. Nosrat did not meet the qualifications for a License to Practice Dentistry in the Commonwealth of Virginia; therefore, the Committee denied Dr. Nosrat's Application for a License to Practice Dentistry in the Commonwealth of Virginia.

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

THIRD CONFERENCE: 2:05 p.m.

PRESIDING: Charles E. Gaskins, III, D.D.S.

MEMBERS PRESENT: A. Rizkalla, D.D.S.

MEMBERS ABSENT: John M. Alexander, 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.

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**Claude Richardson, Jr.,
D.D.S.
Case No.: 158839**

Dr. Richardson appeared without counsel to discuss the allegations set forth in a Notice of the Board dated October 31, 2014. The Committee received statements from Dr. Richardson and discussed the allegations with him.

Closed Meeting:

Dr. Rizkalla 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 Claude Richardson. Additionally, Dr. Rizkalla 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. Rizkalla 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.: 158839**

Ms. Roukous reported that the Committee found that Dr. Richardson was ineligible to hold a restricted volunteer license in that he failed to list a sponsor on the Form AA who is a dentist with an unrestricted Virginia license and will supervise his practice since he has not held an active, unrestricted license and been engaged in active practice within the past five years.

Ms. Roukous reported that the Committee offered Dr. Richardson a consent order for the voluntary surrender of his restricted volunteer license.

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

The Consent Order shall be effective upon endorsement by both Dr. Richardson and the Board.

Approval of Minutes:

Upon a motion by Dr. Rizkalla, the minutes from the Informal Conference conducted on October 31, 2014 were approved.

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ADJOURNMENT: With all business concluded, the Committee adjourned at 3:20 p.m.



Charles E. Gaskins, III, D.D.S. Chair

Date

01/30/15



Sandra K. Reen, Executive Director

Date

February 3, 2015