

APPROVED

VIRGINIA BOARD OF DENTISTRY

MINUTES

SPECIAL SESSION – TELEPHONE CONFERENCE CALL

- CALL TO ORDER:** The meeting of the Board of Dentistry was called to order at 5:18 p.m., on August 5, 2021, at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, Board Room 1, 9960 Mayland Drive, Henrico, VA 23233.
- PRESIDING:** Augustus A. Petticolas, Jr., D.D.S., President
- MEMBERS PRESENT:** Patricia B. Bonwell, R.D.H., PhD
Nathaniel C. Bryant, D.D.S.
Sandra J. Catchings, D.D.S.
Sultan E. Chaudhry, D.D.S.
Perry E. Jones, D.D.S.
Margaret F. Lemaster, R.D.H.
J. Michael Martinez de Andino, J.D.
Dagoberto Zapatero, D.D.S.
- MEMBERS ABSENT:** Jamiah Dawson, D.D.S.
- QUORUM:** The Board members were polled, and the Board was unable to achieve a quorum for a meeting at DHP to discuss this matter. With nine members present, a quorum was established.
- STAFF PRESENT:** Jamie C. Sacksteder, Deputy Executive Director
Donna M. Lee, Discipline Case Manager
- OTHERS PRESENT:** James E. Rutkowski, Assistant Attorney General, Board Counsel
James E. Schliessmann, Senior Assistant Attorney General
Rebecca Smith, Adjudication Specialist
- Rodney Mayberry, D.D.S.
Case No.: 207945** The Board received information from Mr. Schliessmann in order to determine if Dr. Mayberry's impairment from substance abuse and/or mental or physical incompetence constitute a substantial danger to public health and safety. Mr. Schliessmann reviewed the case and responded to questions.
- Closed Meeting:** Dr. Catchings moved that the Board 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 Case No. 207945. Additionally, Dr. Catchings moved that Ms. Sacksteder, Ms. Lee, and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and passed.
- Reconvene:** Dr. Catchings moved that the Board 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:

Dr. Bonwell moved that the Board summarily suspend Dr. Mayberry's right to renew his license to practice dentistry in the Commonwealth of Virginia and his moderate sedation permit; and schedule him for a formal hearing. The motion was seconded and passed unanimously.

ADJOURNMENT:

With all business concluded, the Board adjourned at 5:35 p.m.

Augustus A. Petticolas, Jr., D.D.S.
Augustus A. Petticolas, Jr., D.D.S., Chair

Sandra K. Reen
Sandra K. Reen, Executive Director

Sept. 10, 2021
Date

September 10, 2021
Date

APPROVED

VIRGINIA BOARD OF DENTISTRY

MINUTES

SPECIAL SESSION – TELEPHONE CONFERENCE CALL

- CALL TO ORDER:** The meeting of the Board of Dentistry was called to order at 5:38 p.m., on August 5, 2021, at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, Board Room 1, 9960 Mayland Drive, Henrico, VA 23233.
- PRESIDING:** Augustus A. Petticolas, Jr., D.D.S., President
- MEMBERS PRESENT:** Patricia B. Bonwell, R.D.H., PhD
Nathaniel C. Bryant, D.D.S.
Sandra J. Catchings, D.D.S.
Sultan E. Chaudhry, D.D.S.
Perry E. Jones, D.D.S.
Margaret F. Lemaster, R.D.H.
J. Michael Martinez de Andino, J.D.
Dagoberto Zapatero, D.D.S.
- MEMBERS ABSENT:** Jamiah Dawson, D.D.S.
- QUORUM:** The Board members were polled, and the Board was unable to achieve a quorum for a meeting at DHP to discuss this matter. With nine members present, a quorum was established.
- STAFF PRESENT:** Jamie C. Sacksteder, Deputy Executive Director
Donna M. Lee, Discipline Case Manager
- OTHERS PRESENT:** James E. Rutkowski, Assistant Attorney General, Board Counsel
- Darlene Nicoletti, D.D.S.
Case No.: 213765** The Board received information from Ms. Sacksteder regarding a proposed consent order pertaining to Dr. Nicoletti that would modify her March 31, 2021 Order due to Dr. Nicoletti's inability to comply with the terms and conditions of the March 31, 2021 Order.
- Closed Meeting:** Dr. Catchings moved that the Board 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 Case No. 213765. Additionally, Dr. Catchings moved that Ms. Sacksteder, Ms. Lee, and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and passed.
- Reconvene:** Dr. Catchings moved that the Board 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:

Dr. Bonwell moved that the Board offer the proposed consent order to Dr. Nicoletti. The motion was seconded and passed unanimously.

ADJOURNMENT:

With all business concluded, the Board adjourned at 5:55 p.m.

Augustus A. Petticolas, Jr., D.D.S.
Augustus A. Petticolas, Jr., D.D.S., Chair

Sandra K. Reen
Sandra K. Reen, Executive Director

Sept. 10, 2021
Date

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