



# Arizona State Board of Dental Examiners

“Caring for the Public’s Dental  
Health and Professional Standards”

1740 West Adams Street, Suite 2470

Phoenix, Arizona 85007

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## AMENDED NOTICE OF BOARD MEETING OF THE ARIZONA STATE BOARD OF DENTAL EXAMINERS’

Pursuant to Arizona Revised Statute (“A.R.S.”) § 38-431.02, notice is hereby given to the members of the Arizona State Board of Dental Examiners’ (“Board”) and to the general public that the Board will hold a meeting open to the public on **Friday, October 7, 2022 at 8:00 a.m.** The meeting will be held in virtual and telephonic formats. Members of the public may also participate virtually or telephonically. Board members and members of the public may access the meeting telephonically by dialing +1 216-930-9759 followed by the meeting pin – 257 210 962# or virtually, by video conferencing through this link: [meet.google.com/gzs-yaja-gcw](https://meet.google.com/gzs-yaja-gcw). After the start of the meeting, the Board president and/or staff will request that members of the public place their phones/devices on mute.

The meeting is open to the public. However, during the course of the meeting, the Board, upon a majority vote of a quorum of the members, may, when necessary, hold an executive session pursuant to A.R.S. § 38-431.03(A)(2) and/or (3) as indicated on the Board’s Agenda. The executive session is not open to the public.

Information concerning the Board’s Agenda, including a copy of the Agenda and any amendments, can be obtained at the Board’s office, through the Board’s website at [www.dentalboard.az.gov](http://www.dentalboard.az.gov) or by calling the Board’s office at 602-241-1492. The Board Agenda is subject to change up to 24 hours prior to the meeting. Agenda items are noted by number and letter for convenience and reference. The Board may address the agenda items in any order within the time frame, if any, indicated and may set over matters to a later time when necessary. The Board reserves the right to change the order of the agenda items, except for matters set for a specific time.

Title 2 of the Americans with Disabilities Act prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request reasonable accommodation, such as a sign language interpreter, by contacting Board staff at 602-242-1492. Requests should be made as early as possible to allow time to arrange the accommodation.

ARIZONA STATE BOARD OF DENTAL EXAMINERS

Ryan P. Edmonson, Executive Director

Posted on October 5, 2022:

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## October 7, 2022 Amended Board Meeting Agenda

The Arizona State Board of Dental Examiners’ (“Board”) President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time.

During the Board meeting and upon a vote of the majority of a quorum, the Board may go into executive session to obtain legal advice from the Board’s attorney(s) pursuant to Arizona Revised Statute (“A.R.S.”) § 38-431.03(A)(3) on any agenda items listed on the agenda. All meeting attendees whose presence is not required in an executive session will be required to leave the meeting room during executive session. Any and all legal action will take place in open session.

### I. CALL TO ORDER AND ROLL CALL

### II. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

### III. REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES

Upon a vote of the majority of a quorum, the Board may go into executive session for item B pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

- A. Discussion and approval of the Open Session Minutes from the September 2, 2022 board meeting.
- B. Discussion and approval of the Executive Session Minutes from the September 2, 2022 board meeting.
- C. Discussion and approval of the Open Session Minutes from the September 26, 2022 board meeting.

### IV. ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Upon a vote of the majority of a quorum, the Board may go into executive session, pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

#### A. Application(s) for Licensing of Dentist(s) or Hygienist(s) – A.R.S. §§ 32-1231 et seq. and 32-1281 et. seq. respectively

Board to review, discuss and take possible action on the following application(s):

1. Petree, Lori J., DDS (*by Credential*)
2. Pyle, Warren, DMD (*by Examination*)
3. Rux, Harold W., DDS (*by Credential*)
4. Schmidt, Paula J., DDS (*by Credential*)

**The Americans with Disabilities Act:** Persons with disabilities may request reasonable accommodations, such as sign language interpreters. Requests should be made as early as possible to allow time to arrange the accommodation. This document is available in alternative format upon request.

B. Review of Investigation(s)

Board to review, discuss and take possible action on the following case(s):

1. 202100078; Hansen, Sarah
2. 202100088; Vu, Anna
3. 202100286; Smallwood, Trent

C. Review of Investigation(s) – Case(s) Recommended for Issuance of a Non-Disciplinary Order for Continuing Education – A.R.S. § 32-1263.02(F)(3)

Board to review and discuss the results of the investigation(s) and take possible action to *issue/offer* Non-Disciplinary Board Orders on the following case(s):

1. 202100049; Baker, Richard
2. 202100263; Chapman, Brett
3. 202100267; Robles, Jonathan
4. 202200003; Valiyaparambil, Jayasanker
5. 202200033; Mouzoon, Sassan
6. 202200036; Stein, Bruce
7. 202200052; Arora, Manu
8. 202200053; Olsen, Tad
9. 202200114; Osmun, James B.

D. Review of Investigation(s) – Case(s) Recommended for an Offer of a Disciplinary Consent Agreement

Board to review and discuss the results of the investigation(s) and take possible action to *offer* Disciplinary Consent Agreement(s)/Board Order(s) on the following case(s):

1. 202100028; Espinoza, Mark
2. 202100069; Richins, Troy L.
3. 202100079; Levy, Arlyn Berns
4. 202100093; Christensen, Leo
5. 202100284; Magnus, George
6. 202200020; Kayat, Ashwaq
7. 202200080-MP; Torgerson, Spencer
8. 202200083; Koussa, Lawrence
9. 202200088; Kirch, Justin

E. Review of Investigation(s) – Case(s) Recommended for a Formal Interview(s)

Board to review and discuss the results of the investigation(s) and take possible action to *vote the matter* to a Formal Interview on the following case(s):

1. 202200051; Brase, Jon

F. Review of Executive Director Complaint Terminations and Subsequent Grievances Filed by the Complainants – A.R.S. § 32-1263.03

Board to review, discuss and take possible action to *approve, modify or reject* the executive director's termination based on submitted written request(s), from the complainant(s), on the following case(s):

1. 202100115; Anderson, Lori

G. Notice of Violation(s) – A.R.S. §§ 32-1288 & 32-3227

Board to review, discuss and take possible action on the following case(s):

1. 202200075; Kassisieh, Sulieman
2. 202200040; Baeza, Jacqueline

H. Review Draft Board Order(s)/Consent Agreement(s)

Board to review and consider draft Board Order(s)/Consent Agreement(s), and if not accepted, may vote to offer a revised Board Order/Consent Agreement on the following case(s):

1. 202100148; Jensen, Matthew T.

I. Response/Non-Response to Offered/Issued Consent Agreement(s)/Board Order

Board to review, discuss and take possible action regarding any response/non-response and/or counteroffer on the following case(s):

1. 201800220; Christensen; Cory
2. 202000239; Phillips, Matthew D. (*tabled from the 8.05.2022 board meeting*)

J. Formal Interview(s)

Board to conduct formal investigative interviews and review, discuss and take possible action for the following case(s):

*\*Formal interviews are scheduled for 45 minutes*

1. 202100254-MP & 202100255-MP; Oro, Robert and Oro, Debra
  - a. Lead Board Member: Dr. El-Gendy
  - b. Summary of Investigation: Dr. Cutler

K. Malpractice, Adverse Occurrence Report and/or Self-Report Pursuant to A.R.S. § 32-3208

Board to review, discuss and take possible action for the following case(s):

1. 202200152-AO (*tabled from the 8.05.2022 board meeting*)

L. Request to Terminate Interim Consent Agreement for Practice Restriction

Board to review, discuss and take possible action for the following case(s):

1. 202000107-C; Levy, Arlyn

V. **CONSENT AGENDA**

Upon a vote of the majority of a quorum, the Board may go into executive session pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law. (All items listed under the Consent Agenda are considered to be routine or have been previously reviewed by the Board or the Board's Designee and may be considered for approval as a single action, unless a Board Member wishes to remove an item for independent review, discussion and possible action).

A. Executive Director Complaint Terminations – A.R.S. § 32-1263.03

Board to review, discuss and take possible action on the following confidential list of complaints that were terminated by the executive director, with the concurrence of the Board's investigative staff due to the complaints being without merit and termination being appropriate:

1. 202000312
2. 202000356
3. 202000372
4. 202100002
5. 202100006

6. 202100054
7. 202100096
8. 202100100
9. 202100238

B. Termination of Board Orders(s)/Consent Agreements(s)

1. 201000301; Robison, Brent Tyler
2. 202100008-MP; Bains, Harjot K.
3. 202100190; Smith, Bradley

C. Review of Investigation(s) – Case(s) Recommended for Dismissal

Board to review, discuss and take possible action on the following case(s):

1. 202200013; Vizcarra, Sara
2. 202200035; Keber, Kristine
3. 202200049; Scholes, H. Kendall
4. 202200050; Kirch, Justin Alexander
5. 202200059; Velangi, Amogh
6. 202200084; Sheckley, Sal
7. 202200093; Dundas, Mark

D. Review of Investigation(s) – Case(s) Recommended for a Letter of Concern

Board to review and discuss the results of the investigation(s) and take possible action to *issue* Letters of Concern on the following case(s):

1. 202100068; Wainwright, Clayton
2. 202100086; Harmon, Matthew
3. 202100265; Reidhead, Rustin
4. 202100271; Chu, Catherine
5. 202100277; Parks, Tonya
6. 202200021; Le, Keeley
7. 202200042; Merlanti, Morgan
8. 202200054; Fazeli, Cheyanne
9. 202200073; Howard, Jessica
10. 202200082; Zone, Martin

**VI. CALL TO THE PUBLIC**

Pursuant to A.R.S. § 38-431.01(H), the Board may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. However, members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. The Board, however, may ask staff to review a matter or may ask that a matter be put on a future agenda.

**VII. INVESTIGATION COMMITTEE**

Board to review, discuss and take possible action to appoint the Investigation Committee's recommended committee member selections to fill the two current vacancies on the committee.

**VIII. ASSISTANT ATTORNEY GENERAL (“AAG”) REPORT**

Board to review and discuss the AAG’s update and/or summary of the 2022 legislative session, including the following Bills:

Dental Specific

1. SB 1074; and
2. SB 1240.

General Applicability

3. HB 2453;
4. HB 2498;
5. HB 2587;
6. HB 2599;
7. HB 2612;
8. HB 2691;
9. HB 2741;
10. SB 1162;
11. SB 1309;
12. SB 1469;
13. SB 1637; and
14. SB 1639.

Of Interest

15. HB 2429; and
16. HB 2490.

**IX. FEDERATION OF ASSOCIATIONS OF REGULATORY BOARDS (“FARB”)**

Consideration for the approval of Board staff and the Board’s legal counsel’s attendance at the 2023 FARB Forum on Professional Regulation held from Thursday, January 26, 2023 – Saturday, January 28, 2023 in Nashville, Tennessee.

**X. EXECUTIVE DIRECTOR’S REPORT**

Executive Director to provide an update and/or summary on the following items: the listed items are subject to Board discussion and may result in action by the Board.

- A. Budget Update
- B. Agency Operations

**XI. SUMMARY OF CURRENT EVENTS**

By law, the summary of current events is limited to summarizing recent occurrences. The Board cannot propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

**XII. DISCUSSION REGARDING FUTURE MEETINGS AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS**

**XIII. NEXT BOARD MEETING DATE**

- A. November 4, 2022

**XIV. ADJOURNMENT**