



# 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  
P: 602.242.1492

E: [info@dentalboard.az.gov](mailto:info@dentalboard.az.gov)  
W: [www.dentalboard.az.gov](http://www.dentalboard.az.gov)



## OPEN SESSION MINUTES

**August 8, 2023**

### **Investigative Committee Meeting**

On the aforementioned date, members of the Arizona State Board of Dental Examiners’ (“Board”) Investigative Committee (“Committee”) held a virtual/telephonic meeting. The Committee did not meet in executive session.

#### **COMMITTEE MEMBERS**

	Anthony Caputo, DDS	Chairperson
	Brown “Skip” Harris, DDS	Vice-Chairperson
	Mahshid “Mia” Asrari, DDS, MS	Committee Member
	Karren Lea Berrigan, DMD, MS	Committee Member
<b>X</b>	David Dodell, DMD	Committee Member
	Mari Fukami, DMD, MS	Committee Member
	Umar Imtiaz, DDS, MS	Committee Member
	Sabah Kalamchi, DDS, FFDSRS	Committee Member
	Deborah Kappes, RDH	Committee Member
	Katie Lee Martin, DMD, MPH, MS	Committee Member
	Mindy Motahari, DMD, MA Edu	Committee Member
	Joined/deperted as denoted in the body of the minutes	
<b>X</b>	Absent	

#### **STAFF PRESENT**

Ryan P. Edmonson	Executive Director
Kristina C. Gomez	Deputy Director
Roberto Pulver, Esq.	Assistant Attorney General
April Romero	Chief Compliance Officer
Selena Acuna	Compliance Officer
Mary Ford	Compliance Officer
Yazmin Bustamante	Executive Assistant

#### **I. CALL TO ORDER AND ROLL CALL**

The meeting was called to order at 1:00 p.m. by Dr. Caputo. Roll call of the committee members was taken and a quorum was established.

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

Dr. Motahari declared a conflict of interest with agenda item nos. IV.B.30, IV.B.33, IV.B.44, and IV.B.64 .

Dr. Asrari declared a conflict of interest with agenda item no. IV.B.47. Dr. Asrari further indicated that she could impartially review agenda item no. IV.B.33.

Dr. Kalamchi declared that the respondents for agenda item nos. IV.B.26, IV.B.33 and IV.B.44 were former students and he can remain impartial.

Dr. Fukami declared conflicts of interest with agenda item nos. IV.A.5, IV.B.18, IV.B.30, IV.B.33, IV.B.67 and IV.B.68.

Dr. Martin declared a conflict of interest with agenda item no. IV.B.64.

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

A. Discussion and approval of the Open Session Minutes from the May 16, 2023 committee meeting.

**Motion:** Dr. Kalamchi moved to approve the minutes from the May 16, 2023 committee meeting.

**Second:** Dr. Motahari

**Vote:** 9-aye, 0-nay, 1-abstain, 0-recuse, 1-absent. Motion passed.

*Dr. Berrigan's vote was not recorded due to technical difficulties.*

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

The Committee indicated that cases for agenda items IV.B.3, IV.B.52 through IV.B.66 will be addressed at the August 22, 2023 Special Investigative Committee Meeting.

Dr. Caputo recommended dismissal of agenda items IV.A.1.202300035, IV.A.2.202300070, IV.A.4.202300116, IV.A.5.202300122, IV.B.1.202100083, IV.B.2.202100245, IV.B.6.202200266, IV.B.8.202200323, IV.B.9.202200337, IV.B.10.202200343, IV.B.14.202300002, IV.B.17.202300011, IV.B.20.202300023, IV.B.21.202300024, IV.B.22.202300025, IV.B.26.202300036, IV.B.27.202300038, IV.B.28.202300041, IV.B.29.202300043, IV.B.31.202300048, IV.B.34.202300054, IV.B.36.202300057, IV.B.38.202300063, IV.B.39.202300065, IV.B.40.202300068, IV.B.43.202300075, IV.B.45.202300078, IV.B.46.202300079, IV.B.50.202300093, IV.B.51.202300094, IV.B.69.202300123, IV.B.70.202300125, IV.B.71.202300127, IV.B.72.202300128, IV.B.73.202300129, IV.B.74.202300130, IV.B.75.202300132, IV.B.77.202300138, IV.B.78.202300155 and IV.B.79.202300170. During discussion, Dr. Fukami requested to remove IV.B.1.202100083 from the list of cases recommended for dismissal. In addition, Ms. Kappes requested to pull IV.B.2.202100245 for discussion.

**Motion:** Dr. Harris moved to recommend dismissal of agenda items IV.A.1.202300035, IV.A.2.202300070, IV.A.4.202300116, IV.B.6.202200266, IV.B.8.202200323, IV.B.9.202200337, IV.B.10.202200343, IV.B.14.202300002, IV.B.17.202300011, IV.B.20.202300023, IV.B.21.202300024, IV.B.22.202300025, IV.B.26.202300036, IV.B.27.202300038, IV.B.28.202300041, IV.B.29.202300043, IV.B.31.202300048, IV.B.34.202300054, IV.B.36.202300057, IV.B.38.202300063, IV.B.39.202300065, IV.B.40.202300068, IV.B.43.202300075, IV.B.45.202300078, IV.B.46.202300079, IV.B.50.202300093, IV.B.51.202300094, IV.B.69.202300123, IV.B.70.202300125,

IV.B.71.202300127, IV.B.72.202300128, IV.B.73.202300129, IV.B.74.202300130, IV.B.75.202300132, IV.B.77.202300138, IV.B.78.202300155 and IV.B.79.202300170

**Second:** Dr. Berrigan

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

**Motion:** Dr. Berrigan moved to recommend dismissal of IV.A.5.202300122.

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 1-recuse, 1-absent. Motion passed.

*Dr. Fukami was recused and did not participate in the matter.*

**Motion:** Dr. Harris moved to recommend dismissal of IV.B.30.202300044-AO.

**Second:** Dr. Berrigan

**Vote:** 8-aye, 0-nay, 0-abstain, 2-recuse, 1-absent. Motion passed.

*Drs. Motahari and Fukami were recused and did not participate in the matter.*

The Committee proceeded to discuss which cases would be recommended for the Board to issue a letter of concern. Dr. Caputo proposed issuing a letter of concern for agenda items IV.B.13.202200347, IV.B.15.202300007 and IV.B.24.202300028. In addition, Dr. Fukami recommended issuing a letter of concern for agenda items IV.A.3.202300074, IV.B.7.202200294, IV.B.12.202200346-MP and IV.B.13.202200347. However, Dr. Caputo requested to further discuss IV.A.3.202300074, IV.B.7.202200294 and IV.B.12.202200346-MP.

**Motion:** Dr. Kalamchi moved to recommend issuing a letter of concern for agenda items IV.B.13.202200347, IV.B.15.202300007 and IV.B.24.202300028.

**Second:** Dr. Harris

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

B. Review of Investigation(s)

13. 202200347

**Motion:** Dr. Berrigan moved to recommend that the Board issue a letter of concern for appropriate record keeping and documentation.

**Second:** Dr. Harris

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

15. 202300007

**Motion:** Dr. Caputo moved to recommend that the Board issue a letter of concern for appropriate record keeping and documentation.

**Second:** Dr. Harris

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

24. 202300028

**Motion:** Dr. Caputo moved to recommend that the Board issue a letter of concern for appropriate record keeping and documentation.

**Second:** Dr. Kalamchi

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

A. Open Investigation Case(s)

3. 202300074

The Committee reviewed the consultant's report and discussed the recordkeeping issues. The Committee also considered opening a case against Dr. Anderson, as identified by the consultant.

**Motion:** Dr. Caputo moved to recommend that the Board issue a letter of concern for appropriate recordkeeping and documentation.

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 1-abstain, 0-recuse, 1-absent. Motion passed.

*Dr. Kalamchi abstained.*

**Motion:** Dr. Kalamchi moved to recommend that the Board open a case against Dr. Anderson for improper diagnosis and improper treatment for the root canal on tooth number 30.

**Second:** Ms. Kappes

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

B. Review of Investigation(s)

1. 202100083

The Committee reviewed the consultant's report and confirmed that the business entity is registered with the Board. The Committee identified violation of A.R.S. § 32-1263 for failure to comply with a subpoena in a timely manner. The Committee also considered fining the entity.

**Motion:** Dr. Fukami moved to recommend that the Board issue the business entity a \$2,000 fine for violation of A.R.S. § 32-1263.

**Second:** Dr. Harris

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

2. 202100245

The Committee reviewed the consultant's report and discussed whether the name of the dental assistant taking radiographs should be entered in the chart to verify that person is certified to do so. After discussion, the Committee concurred that the dentist should ensure the dental assistants have proper certification or training to take radiographs.

**Motion:** Dr. Caputo moved to recommend that the Board issue a letter of concern for the dentist to ensure assistants are appropriately trained or certified on tasks they are assigned to do.

**Second:** Dr. Berrigan

**Vote:** 8-aye, 2-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

*Drs. Harris and Kalamchi voted against the motion.*

4. 202200264

The Committee reviewed the consultant's report and concurred there was deficient root canal treatment on tooth number 2. The Committee identified violation of A.R.S. §32-1201.01(14).

**Motion:** Dr. Caputo moved to identify violation of A.R.S. § 32-1201.01(14).

**Second:** Dr. Harris

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management, 3 hours in ethics, 4 hours in diagnosis and treatment planning of root canal therapy and 4 hours of managing complications of root canal therapy, including appropriate referral. In addition, 4 hours of hands-on CE in instrumentation.

**Second:** Dr. Kalamchi

The Committee further discussed that not informing the patient of a broken file is a violation. There wasn't a referral for the file to be removed. The Committee also identified recordkeeping and risk management issues.

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

5. 202200265

The Committee reviewed the consultant's report and concurred that the allegations for improper diagnosis and improper crowns are substantiated.

**Motion:** Dr. Caputo moved to identify violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Dr. Harris

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 6 hours of CE in diagnosis and treatment planning for fixed and partial dentures and 4 hours in risk management.

**Second:** Dr. Kalamchi

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

7. 202200294

**Motion:** Dr. Caputo moved to identify violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Dr. Harris

**Vote:** 9-aye, 1-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

*Dr. Fukami voted against the motion.*

The Committee further reviewed the consultant's report and discussed that the allegation for inadequate reduction of crown prep was substantiated and data points were left out, such as the nitrous concentration anesthetic that was administered to the patient. As such, the Committee considered there is a violation of maintenance of records.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 6 hours of CE in diagnosis and treatment plan for restorative, 4 hours in risk management and 4 hours in nitrous oxide oxygen sedation administration and technique.

**Second:** Dr. Kalamchi

**Vote:** 9-aye, 0-nay, 1-abstain, 0-recuse, 1-absent. Motion passed.

*Dr. Fukami abstained.*

11. 202200345

**Motion:** Dr. Caputo moved to identify violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Dr. Harris

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

During review of the consultant's report, the Committee concurred that the allegations for improper root canal, failure to diagnose and inform the patient of failed treatment are substantiated.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 12 hours of CE in root canal therapy technique, to include hands-on CE in instrumentation, diagnosis, treatment planning and management of complications and 4 hours in risk management. Also, probation for no root canal treatment until the CE is completed. In addition, to order restitution for \$3,001.

**Second:** Dr. Kalamchi

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

12. 202200346-MP

The Committee reviewed the consultant's report and identified a violation of A.R.S. § 32-1201.01(14).

**Motion:** Dr. Harris moved to identify violation of A.R.S. § 32-1201.(14).

**Second:** Dr. Imtiaz

**Vote:** 9-aye, 1-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

*Dr. Berrigan voted against the motion.*

The Committee discussed that the respondent should show caution when using auxiliaries.

**Motion:** Dr. Harris moved to recommend that the Board issue non-disciplinary action, requiring the compilation of 4 hours of CE in risk management.

**Second:** Dr. Berrigan

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

16. 202300010

The Committee reviewed the consultant's report and concurred that the sedation records are outside the standard of care and there are improper billing issues.

**Motion:** Dr. Harris moved to identify violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Dr. Kalamchi

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

The Committee proceeded to discuss that the documentation for sedation is not there, including consent, vital signs and poor records.

**Motion:** Dr. Caputo recommended suspension of the respondent's 1303 Permit until 30 hours of CE courses in oral conscious sedation or oral moderate sedation and 4 hours in risk management are completed. In addition, to order \$1,407 in restitution.

**Second:** Dr. Kalamchi

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

18. 202300015

The Committee reviewed the consultant's report and considered the consent was lacking and there was a failure to diagnose a pathologic fracture that occurred. There were also multiple x-rays missing. Of the six allegations, four were substantiated by the investigator.

**Motion:** Dr. Harris moved to identify violation of A.R.S. § 32-1201.01(14).

**Second:** Dr. Kalamchi

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

**Motion:** Dr. Harris moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management and informed consent, 4 hours in opioid prescription management and 4 hours in management of complications and pathological fractures.

**Second:** Dr. Kalamchi

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

19. 202300019

The Committee reviewed the consultant's report and identified that the respondent did not have a 1303 Permit, as required. The Committee discussed whether knowingly practicing without the proper permit rises to a class 6 felony. The Committee also discussed that the patient was classified as an ASA4.

**Motion:** Dr. Caputo moved to identify violations of A.R.S § 32-1201.01(14) and (24).

**Second:** Dr. Harris

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 3 hours of CE in patient evaluation, 4 hours in risk management and 4 hours in diagnosis and treatment planning in restorative. In addition, 6 months of chart auditing and suspension of the 1303 Permit and prevent from obtaining a 1302 and 1304 Permit until all CE requirements have been completed.

**Second:** Dr. Harris

The Committee further discussed that the chart audit should encompass chart notes, treatment planning, and billing records.

**Amended Motion:** Dr. Caputo amended the motion to also recommend that the Board order restitution for \$1,640.

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

23. 202300027

The Committee reviewed the consultant's report and discussed that the dentist did not chart all the decay in the mouth, as visible in the x-rays. After further discussion, the Committee considered recommending dismissal of the case.

**Motion:** Dr. Kalamchi moved to recommend that the Board dismiss the case.

**Second:** Dr. Martin

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

25. 202300032



The Committee reviewed the consultant's report and discussed the closure of the office without providing the patient with their records. The Committee also considered there were inadequate records.

**Motion:** Dr. Motahari moved to identify violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Ms. Kappes

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management and 6 hours in single unit crown restorations.

**Second:** Dr. Kalamchi

**Vote:** 10-aye, 0-nay, 0-abstain, 0-recuse, 1-absent. Motion passed.

*Dr. Kalamchi departed the meeting at 3:53 p.m.*

32. 202300052

The Committee concurred with the allegations for failed bridge, failure to clean all the canals, no dental dam, no consent and failure to provide records.

**Motion:** Dr. Imtiaz moved to identify violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Dr. Berrigan

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management for root canal, 6 hours of root canal treatment planning, including diagnosis, instrumentation and managing complications and 6 hours in crown and bridge restoration.

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

*The Committee took a break from 4:01 p.m. to 4:06 p.m.*

*Roll call of the Committee members was taken and a quorum was established.*

33. 202300053

The Committee reviewed the consultant's report and did not consider there was a violation. The Committee discussed that it is normal to have discomfort the first few months and does not mean the root canal was done improperly.

**Motion:** Dr. Asrari moved to recommend dismissal of the case.

**Second:** Dr. Harris

**Vote:** 7-aye, 0-nay, 0-abstain, 2-recuse, 2-absent. Motion passed.

*Drs. Fukami and Motahari were recused and did not participate in the matter.*

35. 202300055

The Committee reviewed the consultant's report and discussed that the prosthesis was constantly breaking. The Committee also discussed the doctor's failure to refer the patient after 6 years.

**Motion:** Dr. Caputo moved to recommend that the Board issue a letter of concern, emphasizing the importance of knowing limitations and appropriate use of the referral network.

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

37. 202300058

The Committee reviewed the consultant's report and discussed the hostility and threatening behavior that was exhibited by the complainant.

**Motion:** Dr. Caputo moved to recommend that the Board dismiss the case.

**Second:** Dr. Berrigan

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

41. 202300071

The Committee reviewed the consultant's report and discussed the improper billing issue and considered recommending a civil penalty for not providing records.

**Motion:** Dr. Caputo identified violation of A.R.S. § 32-1201.01(14).

**Second:** Dr. Harris

**Vote:** 8-aye, 1-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

*Ms. Kappes voted against the motion.*

The Committee further discussed what control the dentist has over records and billing in a corporation.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in insurance billing. In addition, to issue a \$500 civil penalty to the dentist for not providing records and \$355 in restitution to the patient.

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

42. 202300073

Based on the review of the consultant report, the Committee identified four statutory violations.

**Motion:** Dr. Caputo identified violations of A.R.S. § 32-1201.01(14), (15), (23) and (24).

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management. In addition, to order \$1,500 of restitution to the patient and \$1,580 to the insurance. Consideration of reporting the case to the Arizona Department of Insurance for investigation of billing practices. Also, recommending six months of license suspension, including completion of CE requirements, satisfaction of restitution, payment of a \$500 penalty for failure to respond to the subpoena and outcome of the Arizona Department of Insurance investigation if it is pursued.

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

44. 202300076

The Committee reviewed the consultant's report and concurred that there are violations for poor records, improper billing and overdose of local anesthetics.

**Motion:** Dr. Caputo identified violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Dr. Harris

**Vote:** 8-aye, 0-nay, 0-abstain, 1-recuse, 2-absent. Motion passed.

*Dr. Motahari was recused and did not participate in the matter.*

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management, 4 hours in local anesthesia administration and technique and 4 hours in periodontal diagnosis and treatment planning. In addition, to order \$1,540 in restitution.

**Second:** Dr. Harris

**Vote:** 8-aye, 0-nay, 0-abstain, 1-recuse, 2-absent. Motion passed.

*Dr. Motahari was recused and did not participate in the matter.*

47. 202300082

The Committee reviewed the consultant's report and discussed the lack of consent and failure to comply with a subpoena.

**Motion:** Dr. Caputo identified violations of A.R.S. § 32-1201.01(14), (23) and (24).

**Second:** Dr. Imtiaz

**Vote:** 8-aye, 0-nay, 0-abstain, 1-recuse, 2-absent. Motion passed.

*Dr. Asari was recused and did not participate in the matter.*

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management, 6 hours in diagnosis and treatment planning and 6 hours in single unit crown restorations. In addition, to require 3 months of chart auditing to ensure documentation and consent is appropriately completed and signed by appropriate parties. Also, to issue a \$500 civil penalty for failure to respond to the subpoena.

**Second:** Dr. Harris

**Vote:** 8-aye, 0-nay, 0-abstain, 1-recuse, 2-absent. Motion passed.

*Dr. Asari was recused and did not participate in the matter.*

48. 202300083

**Motion:** Dr. Caputo identified violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management and 4 hours in local anesthesia administration and technique.

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

49. 202300086

**Motion:** Dr. Caputo identified violation of A.R.S. § 32-1201.01(14).

**Second:** Dr. Fukami

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in local anesthesia administration and technique.

**Second:** Dr. Harris

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

67. 202300117

The Committee discussed that the patient was billed as completed treatment; however, treatment was not completed. After further discussion, the Committee took into consideration that the patient left the office and did not give the doctor the opportunity to finish treatment.

**Motion:** Dr. Motahari moved to recommend that the Board dismiss the case.

**Second:** Dr. Berrigan

**Vote:** 8-aye, 0-nay, 0-abstain, 1-recuse, 2-absent. Motion passed.

*Dr. Fukami was recused and did not participate in the matter.*

68. 202300121

The Committee discussed that limiting the amount of time of treatment impacted the quality of care and considered it below the standard of care to partially treat a patient without a valid reason.

**Motion:** Dr. Caputo identified violations of A.R.S. § 32-1201.01(14) and (24).

**Second:** Dr. Harris

**Vote:** 8-aye, 0-nay, 0-abstain, 1-recuse, 2-absent. Motion passed.

*Dr. Fukami was recused and did not participate in the matter.*

**Motion:** Dr. Caputo moved to recommend that the Board issue non-disciplinary action, requiring the completion of 4 hours of CE in risk management, 3 hours in ethics and 4 hours in root canal therapy, including technique and management of complications as well as referral.

**Second:** Dr. Martin

**Vote:** 8-aye, 0-nay, 0-abstain, 1-recuse, 2-absent. Motion passed.

*Dr. Fukami was recused and did not participate in the matter.*

**Motion:** Dr. Caputo moved to recommend opening a case against Dr. Hatch for anesthesia records regarding this case.

**Second:** Dr. Harris

**Vote:** 8-aye, 0-nay, 0-abstain, 1-recuse, 2-absent. Motion passed.

*Dr. Fukami was recused and did not participate in the matter.*

76. 202300137

The Committee reviewed the consultant's report and discussed the restoration.

**Motion:** Dr. Caputo identified violation of A.R.S. § 32-1201.01(14).

**Second:** Ms. Kappes

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

**Motion:** Dr. Caputo moved to recommend that the Board issue disciplinary action, requiring the completion of 4 hours of CE in risk management and 4 hours in removable and complete dental treatment. In addition, to pay \$2,500 in restitution to the patient.

**Second:** Dr. Berrigan

**Vote:** 9-aye, 0-nay, 0-abstain, 0-recuse, 2-absent. Motion passed.

## V. COMPLAINT LOG

The Committee reviewed the Board's open complaints.

**VI. SUMMARY OF CURRENT EVENTS**

None were discussed.

**VII. DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS**

None.

**VIII. NEXT COMMITTEE MEETING DATE**

A. September 19, 2023

**IX. ADJOURNMENT**

Dr. Caputo adjourned the meeting at 5:26 p.m.