



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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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, August 2, 2024 at 8:00 a.m.** The meeting will be held in **Boardroom A** located at 1740 West Adams Street, Phoenix, Arizona 85007. One or more members of the Board may participate in the meeting by telephonic communications. Board members and members of the public may access the meeting telephonically by dialing +1 218-301-2848 followed by the meeting pin – 774 859 106# or virtually, by video conferencing through this link: meet.google.com/oxk-mkmi-tij. 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.

Meetings of the Board are open to the public, and are conducted in a manner to ensure that the Board's deliberations are not disrupted. Therefore, the following statement shall be considered the only warning of proper decorum: "each person who addresses the Board must do so in an orderly manner and must not make impertinent, slanderous, threatening, abusive or profane remarks to any member of the Board, staff, licensee, complainant or general public. Any person who engages in any disorderly conduct that disrupts, disturbs, or otherwise impedes the orderly conduct of any meeting will be removed from the current meeting and closely monitored should they decide to attend future meetings".

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 or by calling the Board’s office at 602.242.1492 The 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 July 19, 2024:

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August 2, 2024 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. WELCOME AND INTRODUCTION OF MARY T. ROSSI, AS THE NEW BUSINESS ENTITY BOARD MEMBER

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

Individual board members may declare specific conflicts with specific agenda items. All conflicts are notated by a signed Conflict of Interest Form declaring the member's actual or perceived conflict, including the full nature of the conflict and the signed form is retained in a special Board file.

IV. 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 June 28, 2024 board meeting.

B. Discussion and approval of the Executive Session Minutes from the June 28, 2024 board meeting.

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

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single action, unless a Board Member wishes to remove an item for independent review, discussion and possible action).

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

1. 202400051; Hawke, Robert

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

Board to review the results of the investigation(s), discuss and take possible action on the following case(s) listed below. Action may also include, but is not limited to, rejection of the recommendation and the issuance of a Letter of Concern, Non-Disciplinary Order, or the Offer of a Disciplinary Consent Agreement:

1. 202300084; Jenkins, Devin
2. 202300278; Roe, Phillip
3. 202300322; Duckworth, Damon (*Bienstock recused*)
4. 202300350; Lilien, Brian (*Bienstock recused*)
5. 202300398; Mohan, Sugandha (*Bienstock recused*)
6. 202300403; Colson, Cynthia (*Bienstock recused*)
7. 202300410; McClement, Matthew
8. 202300417; Santoro, Joseph (*Bienstock recused*)
9. 202300442-MP; Raber, Bobby (*Bienstock and Karmo recused*)
10. 202300445-AO; Snow, Jack (*Bienstock recused*)
11. 202300457; Layman, Stacey
12. 202300461; Evert, Emily (*Morrow recused*)
13. 202300462; Imtiaz, Umar (*Bienstock recused*)
14. 202300468; Curry, Joseph
15. 202300483; Lyn, Sheena
16. 202300491; Fogle, Lizabeth
17. 202300497; Jarvis, Aaron (*Bienstock recused*)
18. 202300502; Hegle, Trond (*Morrow recused*)
19. 202400002; Western Dental F 86
20. 202400010; Urling, Isaac
21. 202400013; Jarvis, Aaron (*Bienstock recused*)
22. 202400015; Gonzalez, Catalina
23. 202400019; Dong, Denis
24. 202400021; Martineau, Brent
25. 202400024; Vander Schaaf, Beth
26. 202400029; Gentle Dental East Bell
27. 202400045; Schmahl, Elizabeth
28. 202400048; Dabestani, Shahin
29. 202400060; Hobson, David
30. 202400074; Brouillette, Mark
31. 202400082; Zuniga, Jacob
32. 202400087; Ahir, Khusbu
33. 202400093; Herbert, David Phillip
34. 202400100; Gummadi, Asha
35. 202400113; Dockstader, Nathaniel
36. 202400126; Carpenter, Hamish
37. 202400127; Ho, David
38. 202400130; Campbell, Margaret

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

Board to review the results of the investigation(s), discuss and take possible action to issue Letters of Concern on the following case(s) listed below. Action may also include, but is not limited to, rejection of the recommendation and Dismissal of the matter, issuance of a Non-Disciplinary Order, or the offer of a Disciplinary Consent Agreement

1. 202300184; Mohan, Sugandha
2. 202400056; Gerken, Leonard
3. 202400073; Waring, Mark

VI. 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. Review of Renewal Application(s)

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

1. Morones, Sarah, RDH

B. Failure to Respond/Timely Respond to Subpoena – A.R.S. § 32-1208

Board to review, discuss and take possible action for failure to comply with a Board subpoena, pursuant to A.R.S. § 32-1208, in the following case(s). Action may include the issuance of a non-disciplinary order or any other action allowed by statute and rule:

1. 202400299; Thompson, Kenneth

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 the results of the investigation(s), discuss and take possible action to *issue/offer* Non-Disciplinary Board Orders on the case(s) listed below. Action may also include, but is not limited to, rejection of the recommendation, Dismissal of the matter, offer of a Disciplinary Consent Agreement and/or any other action allowed by Board statute and rule:

1. 202300016; Jackson, Marvin
2. 202300251; Fulcher, William
3. 202300298-AO; Mayelzadeh, Behzad
4. 202300327; Margolis, Martin
5. 202300384; Badyl, Manpreet
6. 202300409; Im, Jinna
7. 202300418; Shin, T. Phillip
8. 202300454; Berger, Lior
9. 202300458; Hazard, Amelia
10. 202300459; Van Dusen, Justin
11. 202300469; Kerbs, Eric
12. 202300480; Marsh, Christopher

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

Board to review the results of the investigation(s), discuss and take possible action to *offer* Disciplinary Consent Agreement(s)/Board Order(s) on the case(s) listed below. Action may also include, but is not limited to, rejection of the recommendation, Dismissal of the matter, issue/offer Non-Disciplinary Board Order(s) and/or any other action allowed by Board statute and rule:

1. 202300347; Creekview Family Dental
2. 202300368; Thulsaides, Shreedevi
3. 202300404; Aspen Dental
4. 202300441; Stratman, Matthew
5. 202300447; Tapia, Javier
6. 202300472; Perfect Teeth Olive
7. 202400007; Murray, Nicholas
8. 202400026; Zenner, Robert

E. Adverse Occurrence Report and/or Self-Report Pursuant to A.R.S. § 32-3208 and/or 32-1272, et seq.

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

1. 202400243-AO
2. 202400300-AO

F. Formal Interview(s)

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

**Formal interviews are scheduled for 45 minutes*

1. 202000333; Patterson, John
 - a. Lead Board Member: Dr. Christensen
 - b. Summary of investigation: Dr. Dovgan

G. Petition for Rehearing/Review – A.A.C. R4-11-1701

Board to review, discuss and take possible action regarding the petition for rehearing or review on the following case(s):

1. 202200278-AO; Sheth, Rajan

H. Review of Investigation(s) – Case(s) Recommended for Dismissal without prejudice and referral to AHCCCS.

Board to review, discuss and take possible action on the following case(s) listed below. Action may include, but is not limited to, referral to the appropriate regulatory agency:

1. 202400160; Jones, Richard (*Bienstock recused*)
2. 202400165; Imtiaz, Umar (*Bienstock recused*)
3. 202400166; Nehrer, Ernest (*Bienstock recused*)
4. 202400167; Ponce, Daniel (*Bienstock recused*)

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

Board to review, discuss, and take possible action on approving previously determined draft Board Order(s)/Consent Agreement(s). Action may include the offer of a modified Board Order/Consent Agreement, rescission of its previous motion for

Board Order/Consent Agreement, or any interim action as allowed by statute including remand for further investigation, for the following case(s):

1. 202300330; Suncoast/Westwind Dental

VII. 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.

VIII. ASSISTANT ATTORNEY GENERAL (“AAG”) REPORT

AAG to provide an update and/or summary on the following item(s): 202200187, 202300066, 202300073 & 202300416. The listed items are subject to Board review and discussion.

IX. 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

1. Review of fees pursuant to A.R.S. §§ 32-1236, 32-1276.02, 32-1287, 32-1297.06 and A.A.C. R4-11-403. The review may include discussions of HB2897 and HB2910 and the bills' effects on the Board's ability to continue operations. Additionally, the review may include discussion and possible action to implement the fee structure listed in A.A.C. R4-11-403.

B. Agency Operations

C. Complaint Log

D. Proposed Meeting Dates for 2025

1. January 17, 2025
2. February 28, 2025
3. April 11, 2025
4. May 16, 2025
5. June 27, 2025
6. August 8, 2025
7. September 12, 2025
8. October 24, 2025
9. December 5, 2025

X. ASSISTANCE AND ADVICE

Board to review and discuss any potential assistance and/or advice offered, including in person offerings, related to the regulation of any of the Board’s regulated communities. The Board may review, discuss and take possible action regarding the assistance or advice offered, which may include documents received prior to, or during the Board’s meeting.

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. September 6, 2024

XIV. ADJOURNMENT