



Arizona State Board of Dental Examiners
 “Caring for the Public’s Dental Health
 and Professional Standards”

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OPEN SESSION MINUTES

February 25, 2025

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

- | | | |
|----------|---|------------------|
| X | Anthony Caputo, DDS | Chairperson |
| | Brown “Skip” Harris, DDS | Vice-Chairperson |
| X | Mahdi Ali, DMD, MPH, MHSM | Committee Member |
| | Mahshid “Mia” Asrari, DDS, MS | Committee Member |
| | Mari Fukami, DMD, MS | Committee Member |
| | Umar Intiaz, 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 |
| | Vacant | Committee Member |
| | Joined/deperted as denoted in the body of the minutes | |
| X | Absent | |

STAFF PRESENT

- | | |
|-----------------------|----------------------------|
| Kristina C. Gomez | Deputy Director |
| Seamus Monaghan, Esq. | Assistant Attorney General |
| April Romero | Chief Compliance Officer |
| Jessica Solis | 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. Harris. 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 for agenda item no. IV.B.1.

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

- A. Discussion and approval of the Open Session Minutes from the January 21, 2025 committee meeting.

Audio Start Time: 0:02:05

Motion: Ms. Kappes moved to approve the Open Session Minutes from the January 21, 2025 committee meeting.

Second: Dr. Imtiaz

Vote: 6-aye, 0-nay, 0-abstain, 0-recuse, 4-absent, 1-vacancy. Motion passed.

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

Drs. Kalamchi and Motahari joined the meeting at 1:04 p.m.

Motion: Dr. Kalamchi moved to recommend that the Board dismiss cases for agenda item nos. IV.A.2.202400430, IV.A.5.202400509, IV.B.2.202400322, IV.B.3.202400324, IV.B.4.202400326, IV.B.7.202400361, IV.B.8.202400386, IV.B.10.202400396, IV.B.14.202400427, IV.B.15.202400436, IV.B.17.202400445, IV.B.18.202400446, IV.B.19.202400461, IV.B.23.202400468-MP, IV.B.24.202400469, IV.B.25.202400470, IV.B.26.202400501, IV.B.27.202400508, IV.B.28.202400510 and IV.B.29.202400511.

Second: Dr. Imtiaz

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

A. Open Investigation Case(s)

1. 202400384

Audio Start Time: 0:07:32

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

Second: Dr. Harris

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

Motion: Dr. Motahari moved to recommend disciplinary action against Dr. R, requiring the completion of the CRDTS C.A.R.E. program, including 4 hours of CE in risk management, 4 hours in restorative dentistry and 4 hours in diagnosis and treatment planning.

Second: Dr. Kalamchi

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

Motion: Dr. Harris moved to open investigations against Dr. D. and Dr. H, as identified in the consultant report.

Second: Dr. Kalamchi

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

3. 202400437

Audio Start Time: 0:14:15

Motion: Ms. Kappes moved to identify violation of A.R.S. § 32-1201.01(14).

Second: Dr. Imtiaz

Vote: 7-aye, 1-nay, 0-abstain, 0-recuse, 2-absent, 1-vacancy. Motion passed.

Dr. Fukami voted against the motion.

Motion: Dr. Kalamchi moved to recommend that the Board offer disciplinary action, requiring the completion of 4 hours of CE in risk management and 4 hours in post-operative surgical care.

Second: Dr. Martin

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

The Committee further directed staff to open an investigation against the business entity owner for possible violation of A.R.S. § 32-1264(C) for failure to provide patient records.

4. 202400475

Audio Start Time: 0:19:55

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

Second: Dr. Kalamchi

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

The Committee further indicated that the Board should consider reviewing the issue of FDA approval for implants.

Motion: Dr. Harris moved to recommend that the Board offer disciplinary action, requiring the completion of the CRDTS C.A.R.E. program, including 4 hours of CE in treatment planning, 4 hours in recordkeeping and 4 hours in the use of local anesthesia

Second: Dr. Imtiaz

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

Motion: Ms. Kappes moved to recommend that the Board open a complaint against Dr. G, as identified in the consultant report, and to offer disciplinary action for violations of A.R.S. § 32-1201.01(14) and (24).

Second: Dr. Imtiaz

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

Motion: Dr. Kalamchi moved to recommend that the Board offer disciplinary action, requiring the completion of the CRDTS C.A.R.E. program, including 4 hours of CE in local anesthesia and 4 hours in risk management.

Second: Dr. Imtiaz

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

B. Review of Investigation(s)

1. 202400313

Audio Start Time: 0:29:50

Motion: Dr. Fukami moved to recommend that the Board issue a letter of concern.

Second: Dr. Asrari

Vote: 7-aye, 0-nay, 0-abstain, 1-recuse, 2-absent, 1-vacancy. Motion passed.

Dr. Motahari was recused.

The Committee concurred that the content of the letter of concern should emphasize the importance of showing caution and professional judgment with language and physical contact with staff in a professional environment.

5. 202400349

Audio Start Time: 0:31:50

Motion: Ms. Kappes moved to recommend that the Board issue non-disciplinary action, requiring the completion of 4 hours of CE in risk management.

Second: Dr. Kalamchi

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

6. 202400350

Audio Start Time: 0:35:00

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

Second: Ms. Kappes

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

Motion: Dr. Motahari moved to recommend that the Board offer disciplinary action, requiring completion of the CRDTS C.A.R.E. program, including 4 hours of CE in diagnosis and treatment planning and 4 hours in fixed restorative. In addition, to order restitution in the amounts of \$559.50 to the patient and \$259.50 to the insurance.

Second: Dr. Kalamchi

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

9. 202400387

Audio Start Time: 0:38:30

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

Second: Dr. Fukami

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

Motion: Dr. Motahari moved to recommend that the Board offer disciplinary action, requiring completion of the CRDTS C.A.R.E. program, including 4 hours of CE in diagnosis and treatment planning, 4 hours in recordkeeping and 4 hours in restorative. In addition, to order restitution for \$910 to the patient.

Second: Ms. Kappes

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

11. 202400400

Audio Start Time: 0:40:55

Motion: Dr. Motahari moved to recommend that the Board issue a letter of concern.

Second: Dr. Asrari

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

The Committee concurred that the content of the letter of concern should state that care should be shown in the evaluation of occlusion and aesthetics when performing restorative work.

12. 202400419

Audio Start Time: 0:43:20

Motion: Ms. Kappes moved to identify violations of A.R.S. § 32-1201.01(14), (23) and (24).

Second: Dr. Motahari

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

Motion: Dr. Motahari moved to recommend that the Board offer disciplinary action, imposing a \$500 penalty for failure to comply with a subpoena. In addition, to require completion of the CRDTS C.A.R.E. program, including 4 hours of CE in diagnosis and treatment planning, 4 hours in recordkeeping and 4 hours in radiology.

Second: Dr. Imtiaz

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

13. 202400425

Audio Start Time: 0:47:30

Motion: Dr. Harris moved to identify violation of A.R.S. § 32-1201.01(15).

Second: Ms. Kappes

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

Motion: Dr. Harris moved to recommend that the Board offer disciplinary action, requiring the completion of 4 hours of CE in ethics and 4 hours in recordkeeping. In addition, to refer the matter to the appropriate law enforcement agency.

Second: Ms. Kappes

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

16. 202400438

Audio Start Time: 0:54:55

Motion: Dr. Harris moved to identify violations of A.R.S. § 32-1201.01(14), (23) and (24).

Second: Dr. Fukami

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

Motion: Dr. Fukami moved to recommend that the Board offer disciplinary action, requiring the completion of the CRDTS C.A.R.E. program, including 4 hours of CE in dental implants, 4 hours in recordkeeping, 4 hours in local anesthesia management and 4 hours in ethics. Also, to refer the matter to the Nursing Board for the CRNA involved in the case. In addition, to impose a \$500 penalty for failure to comply with a subpoena and recommend suspension of the 1304 Permit based on the facts in the consultant report.

Second: Dr. Kalamchi

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

20. 202400462

Audio Start Time: 1:03:00

Motion: Dr. Fukami moved to recommend that the Board issue non-disciplinary action, requiring the completion of 4 hours of CE in recordkeeping.

Second: Dr. Kalamchi

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

21. 202400464

Audio Start Time: 1:08:00

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

Second: Dr. Asrari

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

Motion: Ms. Kappes moved to recommend that the Board offer disciplinary action, requiring completion of the CRDTS C.A.R.E. program, including 4 hours of CE in diagnosis and treatment planning, 4 hours in radiographs, 4 hours in endo, 4 hours in crown and bridge, 4 hours in risk management and 4 hours in referring to a specialist. In addition, to order restitution in the amounts of \$1,610.80 to the patient and \$1,460.80 to the insurance.

Second: Dr. Kalamchi

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

22. 202400467

Audio Start Time: 1:10:55

Motion: Dr. Kalamchi moved to recommend disciplinary action.

Motion failed due to lack of a second.

Motion: Dr. Fukami moved to recommend that the Board issue non-disciplinary action, requiring the completion of 4 hours of CE in risk management and 4 hours in oral sedation.

Second: Dr. Kalamchi

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

30. 202500003

Audio Start Time: 1:16:50

Motion: Dr. Kalamchi moved to identify violation of A.R.S. § 32-120.01(14).

Second: Ms. Kappes

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

Motion: Dr. Kalamchi moved to recommend that the Board offer disciplinary action, requiring the completion of the CRDTS C.A.R.E. program, including 4 hours of CE in risk management, 4 hours in recordkeeping and 4 hours in diagnosis and treatment planning.

Second: Dr. Motahari

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

V. **RECOMMENDATIONS FOR COMMITTEE MEMBER VACANT POSITION**

The Committee directed staff to accept new curriculum vitae/résumés for a general dentist to fill the new vacant committee member position.

VI. COMPLAINT LOG

The Committee reviewed the Board's open complaints.

VII. SUMMARY OF CURRENT EVENTS

None were discussed.

VIII. DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

None.

IX. NEXT COMMITTEE MEETING DATE

A. April 1, 2025

X. ADJOURNMENT

Dr. Harris adjourned the meeting at 2:27 p.m.