UNAPPROVED

BOARD OF DENTISTRY

MINUTES
SPECIAL CONFERENCE COMMITTEE "A"

TIME AND PLACE:	Special Conference Committee "A" convened on April 25, 2014 at 1:04 p.m., at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, VA 23233.
PRESIDING:	Tammy K. Swecker, R.D.H.
MEMBERS PRESENT:	Bruce S. Wyman, D.M.D.
MEMBERS ABSENT:	Surya P. Dhakar, D.D.S.
STAFF PRESENT:	Kelley W. Palmatier, Deputy Executive Director Donna Lee, Discipline Case Manager Gerald A. Milsky, Adjudication Specialist
QUORUM:	With two members present, a quorum was established.
Mark Hebertson, D.D.S. **Case No.: 146507**	Dr. Hebertson appeared with counsel, Marc Brown, to discuss the allegations set forth in a Notice of the Board dated October 22, 2013. The Committee received statements from Dr. Hebertson and Mr. Brown and discussed the allegations with them.
Closed Meeting:	Dr. Wyman moved that the Committee 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 Mark Hebertson. Additionally, Dr. Wyman moved that Ms. Palmatier, Ms. Lee, and Mr. Milsky attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations. The motion was seconded and passed.
Reconvene:	Dr. Wyman moved that the Committee 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:
Case No.: 146507

Mr. Milsky reported that the Committee found that while providing treatment to Patient A, who complained of pain on the abutment #19 of a bridge placed on teeth #18-20, Dr. Hebertson provided endodontic treatment to Patient A's tooth #18 on July 23, 2012, despite the fact that his treatment notes do not indicate there was evidence of any pathology associated with Patient A's tooth #18.

The Committee further found that Dr. Hebertson failed to perform additional testing to aid in the final diagnosis of tooth #18.

The sanctions reported by Ms. Milsky were that Dr. Hebertson's license shall be placed on indefinite probation subject to the terms and conditions that within 6 months from the date of entry of the Order he shall successfully complete 7 hours of continuing education in endodontic diagnosis and treatment planning.

Dr. Wyman moved to adopt the decision of the Committee. The motion was seconded and passed.

Approval of Minutes:

Upon a motion by Dr. Wyman, the minutes from the Informal Conference conducted on March 14, 2014 were approved.

ADJOURNMENT:

With all business concluded, the Committee adjourned at 2:40 p.m.

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Tammy K. Swecker, R.D.H., Chair

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Sandra K. Reen, Executive Director

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Date

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Date