VIRGINIA BOARD OF DENTISTRY
FORMAL HEARING
June 09, 2017

TIME AND PLACE: The meeting of the Virginia Board of Dentistry was called to order at 1:10 p.m., on March 09, 2017 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

PRESIDING: A. Rizkalla, D.D.S

MEMBERS PRESENT: Nathanial C. Bryant, D.D.S.
Tonya A. Parris-Wilkins, D.D.S.
James D. Watkins, D.D.S.
Tammy C. Ridout, R.D.H.
Bruce S. Wyman, D.M.D.

MEMBERS ABSENT: Patricia B. Bonwell, R.D.H., PhD

STAFF PRESENT: Sandra K. Reen, Executive Director
Sheila Beard, Executive Assistant

COUNSEL PRESENT: James E. Rutkowski, Assistant Attorney General

OTHERS PRESENT: Julia Bennett, Assistant Attorney General
Lori L. Pound, Adjudication Specialist
Juan Ortega, Court Reporter

ESTABLISHMENT OF A QUORUM: With 6 Board members present, a quorum was established.

Rebecca Mostatab, D.M.D Rebecca Mostatab was present without legal counsel in accordance with the Notice of the Board dated May 5, 2017.

Case No. 173391 Dr. Rizkalla swore in the witnesses.

Prior to opening statements, Dr. Mostatab asked to withdraw her application. Ms. Bennett stated Dr. Mostatab requested the formal hearing and the Commonwealth is prepared to go forward. Ms. Bennett then asked that the Board discuss in closed session whether to go forward with case or grant Dr. Mostatab' s request to withdraw her application for a dental license in Virginia.

Closed Meeting: Dr. Parris-Wilkins moved that the Board enter into a closed meeting pursuant to §2.2-3711(A)(27) and Section 2.2-3712(F) of the Code

of Virginia for the purpose of deliberation to reach a decision in the matter of Dr. Mostatab. Additionally, she moved that Board staff, Ms. Reen, Ms. Beard, and Board counsel, Mr. Rutkowski attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded and passed

Reconvene: Dr. Parris-Wilkins moved to certify that the Board 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.

Dr. Rizkalla reported that the Board decided to proceed with the hearing.

Dr. Mostatab gave her opening statement.

Following Ms. Bennett's opening statement; Dr. Rizkalla admitted into evidence Commonwealth's exhibits 1-2.

Testifying on behalf of the Commonwealth was Joyce Shelton-Jones, DHP Senior Investigator.

Dr. Mostatab testified on her own behalf.

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The Board reconvened in open session pursuant to § 2.2-3712(D) of the Code.

Decision: Dr. Parris-Wilkins moved to accept the Findings of Facts and Conclusion of Law as presented by the Commonwealth, amended by the Board and read by Mr. Rutowski. The motion was seconded and passed.

Mr. Rutkowski reported that Dr. Mostatab's application for a dental license in Virginia is denied.

Dr. Parris-Wilkins moved the adoption of the sanction imposed as read by Mr. Rutkowski. The motion was seconded and passed.

ADJOURNMENT: The Board adjourned at 2:30 p.m.

A. Rizkalla, D.D.S., President

Sandra K. Reen, Executive Director

Date

Date