APPROVED

BOARD OF DENTISTRY

MINUTES
SPECIAL CONFERENCE COMMITTEE "B"

TIME AND PLACE:	Special Conference Committee "B" convened on August 26, 2011 at 9:10 a.m., Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, VA 23233.
PRESIDING:	Herbert R. Boyd, III, D.D.S.
MEMBERS PRESENT:	Surya P. Dhakar, D.D.S. Myra Howard
MEMBERS ABSENT:	Robert B. Hall, Jr., D.D.S.
STAFF PRESENT:	Alan Heaberlin, Deputy Executive Director Donna Lee, Discipline Case Manager Gail Ross, Adjudication Specialist
QUORUM:	With three members present, a quorum was established.
Ailin Shan, DMD **Case No.: 135185**	Dr. Shan appeared with counsel, Kenneth T. Roeber, to discuss the allegations set forth in a Notice of the Board dated June 9, 2011. The Committee received statements from Dr. Shan and Mr. Roeber and discussed the allegations with them.
Closed Meeting:	Ms. Howard 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 Ailin Shan. Additionally, Ms. Howard moved that Mr. Heaberlin, Ms. Lee and Ms. Ross 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:	Ms. Howard 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. 135185

Ms. Ross reported that the Committee found that in providing treatment to Patient A, Dr. Shan failed to completely fill and obturate the canals of tooth #3; delivered an ill-fitting crown with open margins on tooth #3; provided "hard composites" on tooth #2, despite the fact that she was unable to remove all decay; failed to use a rubber dam during root canal treatment; and failed to use a lead apron when taking digital radiographs.

Ms. Ross further reported that the Committee found that Dr. Shan failed to maintain complete and accurate treatment records for Patient A.

The sanctions reported by Ms. Ross were that Dr. Shan shall complete 7 hours of continuing education in recordkeeping and risk management; 4 hours of continuing education in endodontics; and 4 hours of continuing education in restorative dentistry. Dr. Shan was assessed a $2,500 monetary penalty.

Ms. Howard moved to adopt the decision of the Committee. The motion was seconded and passed.

Approval of Minutes:

Upon a motion by Ms. Howard, the minutes from the Informal Conferences conducted on May 7, 2010; December 2, 2010; June 10, 2011; and July 15, 2011 were approved.

ADJOURNMENT:

With all business concluded, the Committee adjourned at 11:08 a.m.

Herbert R. Boyd, III, DDS, Chair

12/9/11
Date

Sandra K. Reen, Executive Director

December 12, 2011
Date

APPROVED

BOARD OF DENTISTRY

MINUTES
CREDENTIALS COMMITTEE

TIME AND PLACE:	The Credentials Committee convened on August 26, 2011 at 1:05 p.m., at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, VA 23233.
PRESIDING:	Myra Howard
MEMBERS PRESENT:	Herbert R. Boyd, III, D.D.S. Surya P. Dhakar, D.D.S.
MEMBERS ABSENT:	Robert B. Hall, Jr., D.D.S.
STAFF PRESENT:	Alan Heaberlin, Deputy Executive Director Donna Lee, Discipline Case Manager Gail Ross, Adjudication Specialist
QUORUM:	With three members present, a quorum was established.
FIRST CONFERENCE:	1:05 p.m.
William L. Outten, III, D.D.S. Reinstatement Applicant Case No.: 139724	Dr. Outten appeared with counsel, Gerald C. Canaan, II, to discuss his Reinstatement Application for Licensure to practice dentistry in the Commonwealth of Virginia, and the allegations set forth in a Notice of the Board dated August 9, 2011. The Committee received statements from Dr. Outten and Mr. Canaan and discussed the allegations with them.
Closed Meeting:	Dr. Boyd 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 William L. Outten, III. Additionally, Dr. Boyd moved that Mr. Heaberlin, Ms. Lee and Ms. Ross 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. Boyd 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.: 139724

Ms. Ross reported that the Committee approved Dr. Outten's Reinstatement Application for Licensure to practice dentistry in the Commonwealth of Virginia. The sanctions reported by Ms. Ross were that Dr. Outten was issued a reprimand and assessed a $10,000 monetary penalty.

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

SECOND CONFERENCE: 2:30 p.m.

PRESIDING: Myra Howard

MEMBERS PRESENT: Herbert R. Boyd, III, D.D.S.
Surya P. Dhakar, D.D.S.

MEMBERS ABSENT: Robert B. Hall, Jr., D.D.S.

STAFF PRESENT: Alan Heaberlin, Deputy Executive Director
Donna Lee, Discipline Case Manager
Gail Ross, Adjudication Specialist

QUORUM: With three members present, a quorum was established.

Fillini D. Burnette,
Dental Assistant II
Applicant
Case No.: 139166

Ms. Burnette appeared without counsel to discuss her Application for Registration by endorsement to practice as a Dental Assistant II in the Commonwealth of Virginia as set forth in a Notice of the Board dated August 4, 2011. The Committee received statements from Ms. Burnette and discussed the application with her.

Closed Meeting:

Dr. Boyd 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 Fillini D. Burnette. Additionally, Dr. Boyd moved that Mr. Heaberlin, Ms. Lee and Ms. Ross 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. Boyd 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.: 139166

Ms. Howard reported that the Committee found Ms. Burnette did not meet the qualifications for registration by endorsement to practice as a Dental Assistant II as required by § 54.1-2729.01(B) of the Code of Virginia, and 18 VAC 60-20-61 and 18 VAC 60-20-72 of the Regulations Governing Dental Practice.

The Committee agreed to recommend to the Board that Ms. Burnette's Application for Registration by endorsement to practice as a Dental Assistant II in the Commonwealth of Virginia be denied.

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

Approval of Minutes:

Upon a motion by Dr. Boyd, the minutes from the Credentials Committee conducted on June 10, 2011 were approved.

ADJOURNMENT:

With all business concluded, the Committee adjourned at 3:18 p.m.

Myra Howard
Myra Howard, Chair

10.7.11
Date

Sandra K Reen
Sandra K. Reen, Executive Director

October 11, 2011
Date