**APPROVED**

# VIRGINIA BOARD OF DENTISTRY

## MINUTES
## SPECIAL SESSION - TELEPHONE CONFERENCE CALL

**CALL TO ORDER:** The meeting of the Board of Dentistry was called to order at 5:05 p.m., on October 11, 2012, at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, Virginia 23233.

**PRESIDING:** Herbert R. Boyd, III, D.D.S., President

**MEMBERS PRESENT:**
Martha C. Cutright, D.D.S.
Charles E. Gaskins, III, D.D.S.
Jeffrey Levin, D.D.S.
Melanie C. Swain, R.D.H.
Tammy K. Swecker, R.D.H.
James D. Watkins, D.D.S.

**MEMBERS ABSENT:**
Surya P. Dhakar, D.D.S.
Myra Howard
Evelyn M. Rolon, D.M.D.

**QUORUM:** With seven members present, a quorum was established.

**STAFF PRESENT:**
Sandra K. Reen, Executive Director
Kelley W. Palmatier, Deputy Executive Director
J. Fielding Yelverton, Adjudication Specialist
Donna Lee, Discipline Case Manager

**OTHERS PRESENT:**
Erin L. Barrett, Assistant Attorney General
Wayne Halbleib, Senior Assistant Attorney General

**Michelle Rice, R.D.H.**
**Case No.: 145441**

The Board received information from Mr. Halbleib in order to determine if Ms. Rice's impairment from mental illness constitutes a substantial danger to public health and safety. Mr. Halbleib reviewed the case and responded to questions.

**Closed Meeting:** Dr. Levin moved that the Board 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 Michelle Rice. Additionally, Dr. Levin moved that Ms. Reen, Ms. Palmatier, Ms. Lee and Ms. Yelverton attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and passed.

**Reconvene:** Dr. Levin moved that the Board 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:** Dr. Levin moved that the Board summarily suspend Ms. Rice's license to practice dental hygiene in that she is unable to practice dental hygiene safely due to impairment resulting from mental illness, and schedule her for a formal hearing. The motion was seconded and a roll call vote was taken. The motion passed unanimously.

**ADJOURNMENT:** With all business concluded, the Board adjourned at 5:25 p.m.

Herbert R. Boyd, III, D.D.S., President

Sandra K. Reen, Executive Director

Date

December 7, 2012
Date