



STATE OF IOWA

IOWA DENTAL BOARD

TERRY E. BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

MELANIE JOHNSON, J.D.
EXECUTIVE DIRECTOR

IOWA DENTAL BOARD - TELEPHONIC MEETING -

OPEN SESSION MINUTES

September 13, 2013
Conference Room
400 S.W. 8th St., Suite D
Des Moines, Iowa

Board Members

Steven Bradley, D.D.S.,
Steven C. Fuller, D.D.S.
Matthew J. McCullough, D.D.S.
Thomas M. Jeneary, D.D.S.
Kaaren G. Vargas, D.D.S.
Mary C. Kelly, R.D.H.
Nancy A. Slach, R.D.H.
Diane Meier, Public Member
Lori Elmitt, Public Member

September 13, 2013

Present
Present
Present
Present
Absent
Present
Present
Absent
Present

Staff Members

Melanie Johnson, Christel Braness, Phil McCollum, Dee Ann Argo

I. CALL TO ORDER FOR SEPTEMBER 13, 2013

Dr. Bradley called the open session meeting of the Iowa Dental Board to order at 2:01 p.m. on Thursday, September 13, 2013. This meeting is being held by electronic means in compliance with Iowa Code section 21.8. The purpose of the meeting is to review the issuance of a final hearing decision; review proposed settlement agreements and other enforcement matters. It was impossible for the Board to schedule a meeting in person on such short notice and impractical to meet with such a short agenda.

A quorum was established with six (6) members present.

Roll Call:

<u>Member</u>	<u>Bradley</u>	<u>Elmitt</u>	<u>Fuller</u>	<u>Jeneary</u>	<u>Kelly</u>	<u>McCullough</u>	<u>Meier</u>	<u>Slach</u>	<u>Vargas</u>
Present	x	x	x	x	x	x			
Absent							x	x	x

II. OPPORTUNITY FOR PUBLIC COMMENT

Dr. Bradley allowed the opportunity for public comment.

No comments were received.

III. ADMINISTRATIVE HEARINGS

- *Final Hearing Decision – Consideration of Final Decision in the Matter of Andre Q. Bell, D.D.S.*

This item was discussed in closed session.

IV. CLOSED SESSION – ORDERS AND COMPLAINTS

- ❖ MOVED by JENEARY, SECONDED by MCCULLOUGH, to go into closed session pursuant to Iowa Code Section 21.5(1)(a) to discuss and review complaints and investigative reports which are required by state law to be kept confidential and Iowa Code Section 21.5(1)(f) to discuss a decision to be rendered in a contested case proceeding.

- Nancy Slach, R.D.H. joined the meeting at 2:03 p.m.

<u>Member</u>	<u>Bradley</u>	<u>Elmitt</u>	<u>Fuller</u>	<u>Jeneary</u>	<u>Kelly</u>	<u>McCullough</u>	<u>Meier</u>	<u>Slach</u>	<u>Vargas</u>
Yes	x	x	x	x	x	x		x	
No									
Absent							x		x

Motion APPROVED by ROLL CALL

- The Board went into closed session at 2:04 p.m.

V. RETURN TO OPEN SESSION

At 2:08 p.m., while still in a closed session, all members present voted in favor of a motion by JENEARY, SECONDED by KELLY, to return to open session.

- The Board reconvened in open session at 2:09 p.m.

In open session, the Board took the following actions:

VI. OTHER OPEN SESSION BUSINESS, IF ANY

There weren't any items to discuss for this agenda item.

VII. ACTION, IF ANY, ON CLOSED SESSION ITEMS

LICENSURE/REGISTRATION APPLICATIONS

There weren't any items to discuss for this agenda item.

STATEMENT OF CHARGES

There weren't any items to discuss for this agenda item.

COMBINED STATEMENT OF CHARGES, SETTLEMENT AGREEMENT AND FINAL ORDER

- *In the matter of Justin G. Hurst, D.D.S.*
- ❖ MOVED by JENEARY, SECONDED by MCCULLOUGH, to **approve** the proposed Combined Statement of Charges, Settlement Agreement and Final Order in the Matter of Justin G. Hurst, D.D.S., file number 12-021. Motion APPROVED unanimously.

SETTLEMENT AGREEMENTS

There weren't any items to discuss for this agenda item.

FINAL HEARING DECISIONS

- *In the Matter of Andre Q. Bell, D.D.S.*
- ❖ MOVED by JENEARY, SECONDED by MCCULLOUGH to **approve** the Findings of Fact, Conclusions of Law, Decision and Order in the Matter of Andre Q. Bell, D.D.S., file numbers #06-055, #06-069, #06-075, #06-094, #06-095, and #06-102. Motion APPROVED unanimously.

REVIEW OF REQUEST TO MODIFY EXISTING ORDER

- *In the Matter of Masih Safabakhsh, D.D.S.*
- ❖ MOVED by JENEARY, SECONDED by ELMITT to **table** a final decision until more information can be reviewed. Motion APPROVED unanimously.

FINAL ACTION ON NON-PUBLIC CASES LEFT OPEN

There weren't any items to discuss for this agenda item.

FINAL ACTION ON NON-PUBLIC CASES CLOSED

There weren't any items to discuss for this agenda item.

OTHER CLOSED SESSION ITEMS

There weren't any items to discuss for this agenda item.

OPPORTUNITY FOR PUBLIC COMMENT

Dr. Bradley allowed the opportunity for public comment.

No comments were received.

XIII. ADJOURN

- ❖ MOVED By KELLY, SECONDED ELMITT to adjourn. Motion APPROVED unanimously.

Chairman Bradley adjourned the meeting at 2:11 p.m. on September 13, 2013.

NEXT MEETING OF THE BOARD

The next meeting of the Board is scheduled for October 31-November 1, 2013, in Des Moines, Iowa.

These minutes are respectfully submitted by Christel Braness, Program Planner 2, Iowa Dental Board.