

GEORGIA BOARD OF DENTISTRY
Conference Call
2 Peachtree St., N.W., 36th Floor
Atlanta, GA 30303
November 18, 2016
12:00 p.m.

The following Board members were present:

Dr. Bert Yeargan, President
Dr. Tom Godfrey, Vice-President
Ms. Becky Bynum
Dr. Tracy Gay
Dr. Steve Holcomb
Ms. Wendy Johnson
Dr. Dale Mayfield
Dr. Logan Nalley
Dr. Antwan Treadway

Staff present:

Tanja Battle, Executive Director
Bryon Thernes, Assistant Attorney General
Ryan McNeil, Chief Investigator
Anil Foreman, Attorney
Brandi Howell, Business Operations Specialist

Visitors:

T. Malveaux, Fortis College
D. Gonzalez, Fortis College
Amanda Ventre, Fortis College
Jasha Lowe, Fortis College
Nida Ali, Fortis College
Brittney Smith, Fortis College
Darina Cretice, Fortis College
Rachel Gelabert, Fortis College
Jeremy Betts, JSB Public Affairs
Julie Ball, Fortis College
Tisha Jordan, Fortis College
Devin Krecl, Association Strategy Group
Stephanie Lotti, GDA
Mariah Flowers, Fortis College
Latosha Ingram, Fortis College
Angie Carter, Fortis College

Open Session

Dr. Yeargan established that a quorum was present and called the meeting to order at 12:02 p.m.

Introduction of Visitors

Dr. Yeargan welcomed the visitors.

Approval of Minutes

Dr. Nalley made a motion to approve the Public and Executive Session minutes for the October 14, 2016 meeting. Dr. Mayfield seconded and the Board voted unanimously in favor of the motion.

Licenses to Ratify

Dr. Godfrey made a motion to ratify the list of licenses issued. Dr. Holcomb seconded and the Board voted unanimously in favor of the motion.

Correspondence from Diana Castro

The Board considered this correspondence requesting to know what the appropriate course of action would be regarding notice to patients following the death of an orthodontist. Dr. Nalley made a motion to direct staff to respond to Ms. Castro by referring her to Board Rule 150-8-.01(q). Dr. Treadway seconded and the Board voted unanimously in favor of the motion.

Correspondence from Stephanie Lotti, GDA

The Board considered this correspondence regarding patient generated referrals and whether or not it is permissible for a dentist to extend a token of appreciation to the referring patient and if so, are there restrictions on the value of such a gift or service. Dr. Godfrey responded by stating that this topic has previously been referred to the Rules Committee and made a motion to include this correspondence with the previous correspondences being considered. Dr. Mayfield seconded and the Board voted unanimously in favor of the motion.

Correspondence from Dr. Randy L. Kluender, The Georgia School of Orthodontics

The Board considered this correspondence requesting guidance on whether an active Georgia dental license is required for participants in the school's non-accredited fellowship program, or if participants can be treated the same as its orthodontic program residents who do not need an active Georgia dental license. Dr. Nalley made a motion to direct staff to respond to Dr. Kluender by stating that because the fellowship program is non-accredited, participants would be required to hold a Georgia dental license. Dr. Holcomb seconded and the Board voted unanimously in favor of the motion.

Dr. Steve Holcomb made a motion and Dr. Logan Nalley seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §43-1-19(h)(2), §43-11-47(h) and §43-1-2(k) to deliberate and receive information on applications, investigative reports, and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Ms. Becky Bynum, Dr. Tracy Gay, Dr. Tom Godfrey, Dr. Steve Holcomb, Ms. Wendy Johnson, Dr. Dale Mayfield, Dr. Logan Nalley, Dr. Antwan Treadway and Dr. Bert Yeagan.

Executive Session

Applications

- J.M.R.
- H.J.
- L.T.H.
- H.A.
- F.Y.
- J.R.C.
- S.J.C.
- R.C.G.
- C.D.M.
- C.L.B.
- E.B.U.
- H.N.B.
- N.M.W.
- S.L.
- Y.H.T.
- M.A.C.
- J.M.Y.

Investigative Committee Report

Report presented:

- DENT150324
- DENT170037
- DENT170053
- DENT170094
- DENT160482
- DENT170080
- DENT160317
- DENT160486
- A.G.

Correspondence

- G.M.K.

No votes were taken in Executive Session. Dr. Yeargan declared the meeting back in Open Session.

Open Session

Dr. Holcomb made a motion to approve all recommendations based on deliberations in Executive Session as follows:

Applications

- J.M.R. Dental Exam Applicant Approved application
- H.J. Dental Exam Applicant Approved application
- L.T.H. Dental Exam Applicant Approved application
- H.A. Dental Exam Applicant Approved application
- F.Y. Dental Exam Applicant Approved application
- J.R.C. Denied Credentials Applicant Overturn denial and approve application
- S.J.C. Dental Faculty Applicant Table pending receipt of additional information
- R.C.G. Dental Volunteer Applicant Approved application
- C.D.M. Dental Hygiene Reinstatement Approved application
- C.L.B. Dental Hygiene Reinstatement Approved application
- E.B.U. Dental Reinstatement Approved application
- H.N.B. Dental Reinstatement Approved application
- N.M.W. Dental Reinstatement Refer to Legal Officer
- S.L. Dental Reinstatement Approved application
- Y.H.T. Conscious Sedation Applicant Denied application
- M.A.C. General Anesthesia Applicant Approved application
- J.M.Y. General Anesthesia Applicant Approved evaluation

Investigative Committee Report

Report presented:

Complaint Number	Allegations	Recommendation
DENT150324	Quality of care/substandard practice	Close with no action
DENT170037	Records release	Close with a letter of concern

DENT170053	Unlicensed practice	Accept voluntary C&D and close the case
DENT170094	Billing	Close with no action
DENT160482	Quality of care/substandard practice	Refer to the Department of Law
DENT170080	Quality of care/substandard practice	Close with no action
DENT160317	Quality of care/substandard practice	Close with no action on the merits, but refer to the Department of Law for discipline
DENT160486	Quality of care/substandard practice	Close with no action on the merits, but if individual is unable to produce the missing CE, then refer to Department of Law for standard deficient CE order on the grounds of failure to obtain required continuing education and falsification of renewal application
A.G.	Impairment/substance abuse	Refer to the Department of Law

Correspondence

- G.M.K. Request for waiver of reinstatement Denied request

Dr. Nalley seconded and the Board voted unanimously in favor of the motion.

Dr. Mayfield moved to suspend Johnny B. Murphy’s license to practice as a Dentist for failure to pay child support. His license number is DN011513. Dr. Mayfield further moved that this suspension will cease upon receipt by the Board of a “Notice of Release” from the Department of Human Services. Dr. Godfrey seconded and the Board voted unanimously in favor of the motion.

With no further business, the Board meeting adjourned at 12:45 p.m.

The next scheduled meeting of the Georgia Board of Dentistry will be held on Friday, December 9, 2016, at 10:00 a.m. at the Department of Community Health’s office located at 2 Peachtree Street, N.W., 36th Floor, Atlanta, GA 30303.

Minutes recorded by Brandi Howell, Business Operations Specialist
 Minutes edited by Tanja D. Battle, Executive Director