



October 3, 2022, BoDE Public Meeting Minutes

Dental Examiners Board

Oct 3, 2022 at 8:30 AM EDT

@ OPLC - 7 Eagle Square, Concord, NH 03303 - Meeting in person required - Public

Attendance available via Zoom

<https://us02web.zoom.us/j/87485332355?pwd=di9idW10MElqOXROWldrZkp4eUkxZz09>

Attendance

Members Present:

Roger Achong, John Giral, Puneet Kochhar, Howard Ludington, Virginia Kapetanakis Moore, Jay Patel, Lisa Scott

Members Absent:

Muhenad Samaan, Linda Tatarczuch

Guests Present:

Mark Abel, Jessica Whelehan - Board Administrator, Jenna Wilson - Board Administrator, Mike Auerbach, Tommy Burk, Sheri Phillips - Board Counsel, Dwayne Thibeault

Roger Achong, Member, arrived at 1:17 pm.

Jay Patel, Member, left at 2:51 pm.

I. Call to Order

Puneet Kochhar called the meeting to order at 8:51 am.

II. Approval of Public Minutes

Motion:

Approve the public minutes from the September 12, 2022, meeting as submitted.

Motion moved by Howard Ludington and motion seconded by John Giral. Unanimously approved.

III. Non-Public Session

Motion:

Conduct a Non-Public session for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges.

Motion moved by Puneet Kochhar and motion seconded by John Giraldo. Unanimously passed by roll call vote at 8:52 am.

IV. Resume Public Session

Public session was resumed at 11:12 am.

Motion:

Seal the minutes of the non-public session to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

Motion moved by Howard Ludington and motion seconded by Lisa Scott. Motion passed unanimously.

V. Old Business

A. NH Dental Society Update - Mike Auerbach

Mike Auerbach provided the following comments:

- As this Board knows, the NHDS continues to have concerns about new anesthesia rules requiring additional personnel. Like the BoDE and the oral surgeons from whom this Board has heard for the last several months, we are focused on patient safety as well as the access issues that are raised when the costs for having additional personnel on hand become prohibitive for Medicaid-eligible patients. The NHDS has reached out to the Board, oral surgeons, nurse anesthetists and oral health stakeholders in the hopes that we can have a meaningful dialogue during which the most up-to-date information can be shared so that the Board can make educated decisions when writing these rules. We hope that the Board will work with the dentists and everyone else involved in this initiative.
- We are gearing up to send a delegation to the ADA House of Delegates next week. Among the many topics that will be taken up will be a governance reform that will make the ADA more flexible and agile in the post-pandemic environment.
- On November 4, we will be hosting the NHDS Annual Fall/Winter Meeting in Concord. The all-day program will feature speakers Dr. Meredith Bailey, Dr. Chris Balaban and Dr. Ali Shazib, our Annual Fall/Winter

Business Meeting and a reception to welcome dental students to New Hampshire. I hope you all can attend.

- B. ADEX meetings (tabled from August meeting) - discuss sending a member to meetings

The Board discussed the possibility of sending someone to the ADEX meetings, at the request of ADEX. No decision was reached. This item will be discussed once the next ADEX meeting date and location has been determined and announced.

- C. Anesthesia/Sedation ongoing rules discussion

- 1. Howard Ludington, DDS - 2 Provider Exemption Discussion

Howard Ludington presented to the Board an argument that the blanket exemption (RSA 317-A:12, XII-a, (g), (1) issued in 2019 to all oral and maxillofacial surgeons in New Hampshire should be withdrawn. Howard Ludington discussed why this was an important step to take, in that it would allow those who wanted an exemption to request one from the Board, and it would allow the Board to consider each applicant on their merits. Dwayne Thibeault and Mark Abel also contributed to the discussion. Sheri Phillips suggested the Board consider rescinding the blanket exemption, and setting forth conditions that, if met, would allow the Board to safely issue an exemption, while also being able to track who held an exemption. Puneet Kochhar suggested that Howard Ludington develop some of the criteria that would need to be met in order for the exemption to be issued. Howard Ludington stated he would work on the criteria set.

VI. Non-Public Session

Motion:

Conduct a Non-Public session for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges.

Motion moved by Puneet Kochhar and motion seconded by John Girald. Motion passed unanimously by roll call vote at 11:57 am.

VII. Resume Public Session

Public session was resumed at 2:47 pm.

Motion:

Seal the minutes of the non-public session to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

Motion moved by Puneet Kochhar and motion seconded by Roger Achong. Motion passed unanimously.

VIII. Old Business (Continued)

A. 2022 CEU Audit

All show-cause hearings to be scheduled for the December 5, 2022, meeting.

1. Peter Thomas, DMD - CEUs

The CEUs were reviewed, and it was noted that Dr. Thomas had only obtained 2 hours of pain management/addiction disorder training, and was required to have 3 hours, per rule.

Motion:

Schedule a show cause to determine if the licensee had met the requirements of the CEU audit.

Motion moved by Howard Ludington and motion seconded by Lisa Scott. Motion passed unanimously.

2. Eliot Paisner, DMD - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

3. Richard Berryman, DDS - Notice of Retirement

Motion:

Accept the notice of retirement.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

4. Dana Bartlett, DMD - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

5. Ronald Brenner, DDS - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Lisa Scott and motion seconded by Roger Achong. Motion passed unanimously.

6. AJ Homicz, DDS - CEUs

The CEUs were reviewed, and it was noted that Dr. Homicz had only obtained 2 hours of pain management/addiction disorder training, and was required to have 3 hours, per rule.

Motion:

Schedule a show cause to determine if the licensee had met the requirements of the CEU audit.

Motion moved by Howard Ludington and motion seconded by Puneet Kochhar. Motion passed unanimously.

7. Donald Neely, DMD - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Lisa Scott and motion seconded by Roger Achong. Motion passed unanimously.

8. Francis Quaratiello, DMD - CEUs

The CEUs were reviewed, and it was noted that Dr. Quaratiello had not submitted the required medical emergencies training, nor had he submitted proof of a valid BLS-HCP course, only submitting proof of "adults only" CPR.

Motion:

Schedule a show cause to determine if the licensee had met the requirements of the CEU audit.

Motion moved by Virginia Kapetanakis Moore and motion seconded by Lisa Scott. Motion passed unanimously.

9. Michael Stevener, DDS - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Lisa Scott and motion seconded by Roger Achong. Motion passed unanimously.

10. Robert Tatro, DMD - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Lisa Scott and motion seconded by Virginia Kapetanakis Moore. Motion passed unanimously.

11. Charles White, DMD - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Virginia Kapetanakis Moore and motion seconded by Howard Ludington. Motion passed unanimously.

12. James Ferraiolo, DMD - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Lisa Scott and motion seconded by Howard Ludington. Motion passed unanimously.

13. Ronald Randazzo, DDS - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Virginia Kapetanakis Moore and motion seconded by Howard Ludington. Motion passed unanimously.

14. Fred Salvatoriello, DMD - CEUs

The CEUs were reviewed, and it was determined that Dr. Salvatoriello had not submitted the required medical emergencies training, nor had he submitted the requisite 40 hours of CEUs.

Motion:

Schedule a show cause to determine if the licensee had met the requirements of the CEU audit.

Motion moved by Puneet Kochhar and motion seconded by Roger Achong. Motion passed unanimously.

15. Jean Chagnon, DDS - CEUs

Motion:

Accept the CEUs as completion of the CEU audit requirements.

Motion moved by Lisa Scott and motion seconded by Roger Achong. Motion passed unanimously.

B. Conditional Reinstatements

1. Lynette Nyberg, DMD - CEUs

Motion:

Accept the CEUs, noting that this completes the conditions on Dr. Nyberg's conditional reinstatement.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed; Roger Achong recused.

IX. New Business

A. Public Health Supervision Programs

1. Children's Dental Network and Salem Children's Dental Network Collaborative Agreement

Motion:

Accept and approve the Collaborative Agreement.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motion passed unanimously.

2. Head Start Berlin NH Dental Program

Motion:

Accept and approve the program.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motion passed unanimously.

3. Cheshire Smiles Summary Report

Motion:

Accept the Summary Report Form.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motion passed unanimously.

4. Concord Dental Sealant Coalition Summary Report

Motion:

Accept the Summary Report Form.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motion passed unanimously.

5. Coos County Family Dental Summary Report

Motion:

Accept the Summary Report Form.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motion passed unanimously.

6. Milford School Dental Clinic Summary Report

Motion:

Accept the Summary Report Form.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motion passed unanimously.

7. APD Upper Valley Smiles Program Dental Program Application and Hygienist Application for Public Health Supervision Status

Motion:

Accept and approve the Supervision Status.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motions passed unanimously.

8. Seacoast Healthy Grins Summary Report

Motion:

Accept the Summary Report Form.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motion passed unanimously.

9. Manchester Oral Health Program Application

Motion:

Accept and approve the program application.

Motion moved by Roger Achong and motion seconded by Howard Ludington. Motion passed unanimously.

- B. Inquiry from Dr. James Predmore regarding Delta Dental

Motion:

Inform Dr. Predmore that any information the insurance agencies received regarding his license status (lapsed/unlicensed) was accurate, and there is no further action the Board may take.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

- C. ADEX Report of the 18th Annual Meeting of the American

The Board reviewed the report.

- X. Licensure Approval

- A. Dentist Applications

1. Dentist Apps approved and pending

 [Dentist Apps approved and pending.pdf](#)

Motion:

Accept and approve the list of dentists approved and pending approval.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

2. Mariana Braga, DMD, Lic #04724, Filler Certificate (Dr. Braga says this covers Botox as well)

Motion:

Accept the CEUs for filler and Botox.

Motion moved by Howard Ludington and motion seconded by Puneet Kochhar. Motion passed unanimously.

3. Slava Abdelrehim, DDS, Lic #03314, Botox Certificate

Motion:

Accept the CEUs for Botox.

Motion moved by Howard Ludington and motion seconded by Roger Achong. Motion passed unanimously.

4. Madalyn Hoerz, DMD, Lic #04566, Botox Certificates

Motion:

Accept the CEUs for Botox.

Motion moved by Howard Ludington and motion seconded by Lisa Scott. Motion passed unanimously.

5. Andrea Herold, DMD, Lic #03843, Botox and Filler Certificates

Motion:

Accept the CEUs for Botox and filler.

Motion moved by Howard Ludington and motion seconded by Lisa Scott. Motion passed unanimously.

6. Jason Keshian, DMD, Lic #04753, Botox and Filler Certificate

Motion:

Accept the CEUs for Botox and filler.

Motion moved by Lisa Scott and motion seconded by Howard Ludington.
Motion passed unanimously.

7. Mohammed Ahmed, BDS, Initial Application for Licensure and Waiver Request

Motion:

Deny the application for licensure and request for waiver as the applicant does not meet the educational requirements set forth in RSA-A:8 and rule Den 301.02 (i).

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

8. Myles Clancy, DMD, Initial Application for Licensure

Motion:

Approve the initial application for licensure.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

9. SCHILTZ Christina DDS Application and Waiver (CRDTS)

Motion:

Approve the initial application for licensure.

Motion moved by Puneet Kochhar and motion seconded by Roger Achong. Motion passed unanimously.

B. Hygienist Applications

1. Hygienist Apps approved and pending

 [Hygienist Apps approved and pending.pdf](#)

Motion:

Accept and approve the list of hygienists approved and pending approval.

Motion moved by Puneet Kochhar and motion seconded by Roger Achong. Motion passed unanimously.

C. Anesthesia/Sedation applications

1. Jennifer O'Brien, CRNA, to administer at 3 locations for Dr. Sameer Dogra, Lic #03726

Motion:

Accept notice of CRNA O'Brien providing anesthesia for Dr. Dogra.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

XI. New Business (Continued)

A. 2023 Schedule Discussion

The Board discussed the 2023 schedule. Jessica Whelehan and Sheri Phillips stressed the importance of the Board allowing themselves enough time to accomplish everything that was on their agenda, noting that items had been tabled for the past two months due to the fact that the meetings were going so late into the evening. Jessica also stated that the LBA audit, although almost over, would result in much more work, due in large part to the massive amount of changes the Board was agreeing to attempt to make in the future. Jessica stressed the fact that she was not saying the meetings had to begin in the morning, simply that they needed to be done by 4:00 pm (business hours), and with their current workload, beginning a meeting at 3:00 pm, or even 1:00 pm, was not allowing the 6 to 9 hours that was required. The Board members acknowledged that they did not like staying as late as they had been, and they could see that there would be a lot of work in the future.

Motion:

Accept the 2023 Monday meeting schedule as presented, with the meetings to begin at 8:30 am.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

XII. Non-Public Session

Motion:

Conduct a Non-Public session for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges.

Motion moved by Puneet Kochhar and motion seconded by John Giraldo. Motion passed unanimously by roll call vote at 3:47 pm.

XIII. Resume Public Session

Public session resumed at 3:51 pm.

XIV. Seal the Minutes of the Non-Public Session

Motion:

Seal the minutes of the non-public session to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

Motion moved by Puneet Kochhar and motion seconded by Howard Ludington. Motion passed unanimously.

XV. Adjourn meeting

Puneet Kochhar adjourned the meeting at 3:54 pm.