

MINUTES

TENNESSEE BOARD OF DENTISTRY

Date: February 25, 2022

Location: Tennessee Department of Health
665 Mainstream Dr.
Nashville, TN 37243

Members Present: Phillip Kemp, DDS- President
Robert Caldwell, DMD
Greg Kemp, DDS (electronically)
Thao Kinsey, RDH
Naomi Martin, RDA
Edward Moody, DDS (electronically)
Maricela Rodriguez, DDS (electronically)
Jayson Tabor, DDS
Steven Zambrano DDS (electronically)

Staff Present: Ailene Macias, Director
Michael Brown, Administrative Manager
Paetria Morgan, Senior Associate General Counsel

The board meeting came to order at 12:06 PM. Dr. Phillip Kemp asked the members participating electronically if they could hear the members in the room alright and turned the meeting over to Ms. Morgan.

Ms. Morgan took a roll call to ensure that all members were present. Ms. Richert and Ms. Puckett were not in attendance. Ms. Morgan took another roll call to ask if all board members present on the call could hear the responses of the other board members during the previous attendance roll call. All board members confirmed they could hear everyone's responses during the roll call. Another roll call was taken to confirm if all board members who were participating electronically were alone at the location that they were joining the meeting from. All electronic participating board members confirmed they were alone at their location during the meeting.

Ms. Morgan stated the purpose of the meeting was to ratify approvals of licenses, reinstatements, renewals, certification courses, waivers, ratify orders, and to consider other time sensitive matters. The electronic meeting was deemed necessary due to bad weather conditions preventing the board from meeting in person during the scheduled January meeting. A motion was made by Ms. Kinsey to proceed with the meeting for the previously stated purpose. Dr. Tabor seconded the motion, and motion carried following a roll call vote.

Ms. Morgan stated that only certain matters are deemed appropriate for an electronic meeting and a motion was necessary to confirm the matters to be discussed met those requirements. Ms. Martin made a

motion that the meeting was necessary and met the requirements for an electronic meeting. Ms. Kinsey seconded the motion, and the motion carried following a roll call vote.

Ms. Morgan took a roll call to confirm the board members had received all necessary materials before the board meeting. All board members confirmed they had received all materials to be discussed. Ms. Morgan reminded the board members to keep their microphones muted unless they would like to speak, asked that they identify themselves prior to speaking, and that the law requires all votes during an electronic meeting be by roll call vote.

CONFLICT OF INTEREST

The conflict-of-interest statement was reviewed by Ms. Morgan before the meeting was turned back over to Dr. Phillip Kemp. He started by thanking the board members for being present and Ms. Macias for getting the meeting together on short notice, so that the needs of the applicants could be met in a timely manner. Dr. Phillip Kemp welcomed the newest board member, Dr. Greg Kemp DDS, to the board.

MINUTES

October 2021 Board of Dentistry Meeting - Dr. Tabor made the motion to accept the minutes from the October meeting and Ms. Martin seconded the motion. Dr. Phillip Kemp reminded the members that after each motion a roll call vote would be necessary, after a roll call vote the motion carried

RATIFICATIONS

1. New licenses, reinstatements/reactivations, and retirements
2. Specialties, certifications, and permits
3. Administrative revocations

Dr. Phillip Kemp asked if there were any ratifications to be voted on at that time. Ms. Macias confirmed there were the licenses and certifications/permits that needed to be ratified due to the canceled January 6th board meeting. After Dr. Phillip Kemp informed the other board members that this make-up meeting was primarily scheduled so the administrative staff could get these licenses out to the license holders instead of holding on to them until April. Dr. Tabor made the motion to accept all ratifications (1-3) on the agenda, and Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

APPROVAL OR DENIAL OF WAIVERS AND EXEMPTIONS

Ms. Martin made a motion to approve the following waiver requests:

1. Blankenship, Pamela RDH
2. Campbell, Madison RDA
3. Longfellow, Lauren RDH
4. Morrison, Mary RDH
5. Pace, Larramine RDH
6. Schneider-Morris, Tracy DDS
7. Sprinkle, Ashley RDH

Dr. Tabor seconded the motion. The motion carried following a roll call vote.

APPROVAL OR DENIAL OF CONTINUING EDUCATION, CPR COURSES AND/OR COURSES SUBMITTED BY INDIVIDUALS

Dr. Tabor made a motion to approve the following:

1. Dr. Mark Whaley – “Opioid and Diversion Awareness” (Approved)
2. Dr. Michael Johnson – “3D Initial Remote Training” (Approved)
3. Dr. Michael Johnson – “Radiation Safety Training” (Approved)
4. Baird Business Concepts – “The Dentist, Boss, Leader Conundrum” (Approved)
5. Gluck Orthodontics – “Cultivating Legendary Service in Your Practice” (Approved)
6. Gluck Orthodontics – “Invisalign Treatment in Adults and Teens” (Approved)
7. Gluck Orthodontics – “Overview of Orthodontic Problems in Children” (Approved)
8. Gluck Orthodontics – “Cone Beam CT in Orthodontics” (Approved)

Ms. Martin seconded the motion. The motion carried following a roll call vote.

DENTAL ASSISTING PROGRAM

Ms. Martin made a motion to approve the following program:

1. Competitive Edge Dental Assisting Academy, LLC

Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

PROGRAMS AND CERTIFICATION COURSES

Ms. Martin made a motion to approve the following courses:

1. *Administration of Local Anesthesia*
 - a. Dent-Ed-Online
2. *Administering and Monitoring Nitrous Oxide*
 - a. Chattanooga State Community College
 - b. Dent-Ed-Online
 - c. Excel Dental Training Institute
 - d. South College
3. *Coronal Polishing*
 - a. Chattanooga State Community College
 - b. Competitive Edge Dental Assisting Academy, LLC
 - c. Dental Staff School of TN
 - d. Excel Dental Training Institute
 - e. Northeast State Community College
 - f. South College
 - g. TN College of Applied Technology at Nashville
4. *Dental Radiology*
 - a. Dental Certificate Training Foundation
 - b. Dent-Ed-Online

- c. Excel Dental Training Institute
5. *Sealant Application*
 - a. Chattanooga State Community College
 - b. Competitive Edge Dental Assisting Academy, LLC
 - c. Dent-Ed-Online
 - d. Dental Staff School of TN
 - e. Excel Dental Training Institute
 - f. Northeast State Community College
 - g. South College
 - h. TN College of Applied Technology
 6. *Nitrous Oxide Monitoring Course*
 - a. Chattanooga State Community College
 - b. Competitive Edge Dental Assisting Academy, LLC
 - c. Dent-Ed-Online
 - d. Dental Staff School of TN (Online Course)
 - e. Dental Staff School of TN
 - f. Dr. Bob Dalsania Family & Cosmetic Dentistry
 - g. Excel Dental Training Institute
 - h. Northeast State Community College
 - i. South College

Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

EQUILVALENCY COURSES

Dr. Phillip Kemp informed the board members that the courses in sections 1-4 were for courses deemed equivalent and were approved by the board consultant. This section could be voted as one group. Ms. Kinsey made the motion to approve the following:

1. *Local Anesthesia*
 - a. Brooks, Brittany – Intra Oral Local Infiltration and Nerve Block Anesthesia
2. *Administering and Monitoring Nitrous Oxide*
 - a. Allen, Stacy – Maricopa Community College
 - b. Amos, Kaeleigh – Wytheville Community College
 - c. Beisegel, Heidi – Loma Linda University
 - d. Conlon, Kimberly – Manhattan Area Tech College
 - e. Glende, Cindy – Normandale Community College
 - f. Merwin Schultz, Jennifer – Normandale Community College
 - g. Orrell, Jade – Concorde Career College
 - h. Peterson, Tara – Loma Linda University
 - i. Rees, Kathryn – Dixie State University
 - j. Rothery, Kristen – Cypress College
 - k. Santos, Jessica – San Joaquin Valley College
 - l. Smith, Beatra – West Los Angeles College District
 - m. Tighe, Gretchen – Cabrillo College

3. *Radiology*

- a. Bach, Elizabeth – Madison Adult Career Center
- b. Beck, Hannah – Arkansas Northeastern College
- c. Garcia, Miriam – Hinds Community College
- d. LeBlanc, Alyssa – Houston Dental Assisting School
- e. Santoro, Adriana – Dental Assisting Training Center

4. *Multiple Courses*

- a. Klei, Jamiee – Eastern WA University – Restorative Part I & II
- b. Rhodes, Kalyn – John A. Logan College – Radiology, Sealant, Nitrous Oxide Monitoring, Coronal Polishing, & Restorative
- c. Wood, Kristina RDH – OHSU School of Dentistry – Admin. & Monitoring Nitrous Oxide and Local Anesthesia

Ms. Martin seconded the motion. The motion carried following a roll call vote.

Dr. Phillip Kemp informed the board members that the denied course section was for the equivalency courses that were denied for any reason, such as lack of information in the application or not meeting the minimum course requirements. He also reminded them that it was not the course itself being denied, but the application for equivalency for the certifications.

Ms. Martin made a motion to accept the denials of the following equivalency courses:

1. *Denied*

- a. Barbieri, Autumn – Dental Assisting Academy of Palm Beach – Radiology, Nitrous Oxide Monitoring, Coronal Polishing, and Sealant
- b. Cheeks, Emily – Walter State Community College – Radiology
- c. Davis, Mikayla – UT Memphis College of Dentistry – Sealant
- d. Fischer, Shawntavia – Remington College
- e. Garcia, Miriam – Hinds Community College – Nitrous Oxide Monitoring
- f. Rhodes, Kalyn – John A. Logan College – Prosthetic Functions
- g. Smith, Diamond – Miller Motte Community College – Radiology
- h. Smith, Kaitlyn – Dental Staff School of Tennessee – Sealant
- i. Taylor, Abigail – UT Memphis College of Dentistry – Prosthetic
- j. Trinch, Kim – Dental Staff School of TN (Knox) – Radiology

Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

AGREED CITATIONS

Continuing Education

Dr. Rodriguez made the motion to accept the agreed citations for continuing education:

1. Cox, Rachel RDH
2. Dash, James DDS
3. Dinwiddie, Amelia DDS
4. Duff, Marlin DDS
5. Eckel, Greg DDS
6. Frost, Lora RDH
7. Gallery, Julie RDA
8. Grieves, Bradley DDS
9. Hardin, Victoria RDA
10. Hatcher, Tiffany

11. Jackson, Tanisha DDS
12. Lee, Kim RDA
13. Lucas, Charlotte RDA
14. Parker, Karon RDH
15. Payne, Paul DDS
16. Polk, Brittany RDA

17. Richardson, Christie RDA
18. Simental, Laura RDA
19. Sweeney, Elisha RDA
20. Swingle, Kathleen RDH
21. Thomas, Paige RDA
22. Whitfield, James RDA

Ms. Martin seconded the motion. The motion carried following a roll call vote.

Lapsed Licenses

Ms. Kinsey made a motion to approve the following citations for lapsed licenses:

1. King, Annelise RDH
2. Statham, Shannon RDH

Ms. Martin seconded the motion. The motion carried following a roll call vote.

Dr. Phillip Kemp asked why the citations for continued education and lapsed licenses are separated, for clarification for the board members. Ms. Macias informed him that she groups them separately on the agenda because they are two different types of citations and for different issues resulting in discipline on a license.

CONSENT ORDERS/AGREED ORDERS

Byrd, Daryl DDS – Dr. Moody was recused from the order. Dr. Byrd was the owner and only dentist at Signature Smiles Dentistry, which was closed down by the Rutherford County Sheriff's Office due to Dr. Byrd failing to pay rent at the practice location. After this occurred, Dr. Byrd failed to provide notice to patients of the office closure, failed to maintain access to patient records, and he failed to respond to dental record requests for those patients. The recommended discipline is for the license to be reprimanded. This would require the payment civil penalties in the total amount of \$1000. Dr. Byrd would also be required to pay costs not to exceed \$5000 for the presentation of the order. Dr. Tabor made the motion to accept the order as stated, and Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

Collier, Jason DDS – There were no recusals for this order. Dr. Collier was audited by the board in accordance with his Comprehensive Sedation Permit for the years 2017-2018, and he was found deficient 4 continuing education hours in the subject of sedation/anesthesia. As part of the order, Dr. Collier would be required to pay a total of \$400 in civil penalties, must make up the continuing education hours, and pay the costs of the presentation of the order not to exceed \$1000. The disciplinary action will be reported to the National Practitioner Databank. Ms. Martin made the motion to accept the order as written, and Dr. Tabor seconded the motion. The motion carried following a roll call vote.

Garrett, Kenneth DDS – Dr. Rodriguez was recused from the order. In May 2021, Dr. Garrett plead guilty to felony reckless aggravated assault. To follow the terms of his conviction, Dr. Garrett has agreed to the permanent revocation of his dental license. Ms. Morgan stated that the respondent as well as his legal counsel had already signed the order that was being presented at the board meeting. Ms. Kinsey made the motion to accept the order as written, and Ms. Martin seconded the motion. The motion carried following a roll call vote.

Jones, Keyona RDA –Ms. Jones was selected for the 2017-2018 continuing education audit. She failed to provide proof of compliance with the audit by being short 2 hours of continuing education in the subject of chemical dependency and failure to provide proof of CPR for the entire cycle. Ms. Jones did not complete the agreed citation sent to her for audit non-compliance by the board office. As part of the order, Ms. Jones must pay a \$150 civil penalty, submit proof of current CPR certification, and make up the deficient continuing education hours. She must also pay the costs of the presentation of the order, not to exceed \$1000. The disciplinary action will be reported to the National Practitioner Databank. Ms. Martin made the motion to accept the order as written, and Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

Larkins, Teresa DMD –Dr. Caldwell was recused from the order. Dr. Larkins failed to provide proof of 4 continuing education hours in sedation/anesthesia during the audit as required in order to maintain her Limited Conscious Sedation Permit. Dr. Larkins must pay a total of \$400 in civil penalties, must make up the deficient hours from the audit, and must pay the costs not to exceed \$2000 for the presentation of the order. The disciplinary action will be reported to the National Practitioner Databank. Ms. Martin made a motion to accept the order as written, and Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

Mehr, Kamran DDS –Dr. Rodriguez was recused from this order. Ms. Morgan informed the board that Dr. Mehr provided proof of continuing education in the subject of local anesthesia/nitrous oxide in response to the sedation audit. However, a permit is not required for a dentist to administer local anesthesia or nitrous oxide, so the hours could not be used for their Limited Conscious Sedation Permit audit. Dr. Mehr was found to be deficient 4 continuing education hours in the subject of sedation/anesthesia required for maintaining a sedation permit. He also failed to provide proof that he was certified in ACLS for the period of June 2017 – July 2018. As part of the order, Dr. Mehr must pay a total of \$1700 in civil penalties, will need to make up the deficient continuing hours from the audit, and must pay the costs of the presentation of the order not to exceed \$2000. Ms. Martin made the motion to accept the order as written, and Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

Moore, Brittany RDA –Dr. Rodriguez was recused from this order. Ms. Morgan informed the board that Ms. Moore entered into a consent order with this board in July of 2019 for failing to provide proof of 24 continuing education hours for the 2015-2016 continuing education cycle. Ms. Moore failed to complete the required continuing education hours or provide proof of CPR certification, that was required as part of that order. Additionally, Ms. Moore was audited for the 2017-2018 continuing education cycle, and she failed to provide proof of compliance with the audit and did not complete the resulting agreed citation from the board office. As part of the new consent order, Ms. Moore's license will be placed on probation for 1 year due to being a repeat offender, she must pay a civil penalty in the amount of \$300, within 90 days she must submit the 24 continuing education make up hours for 2017 – 2018, and within 120 days she must make up the 24 hours she was deficient from the 2015 – 2016 audit cycle. Ms. Moore must also pay the costs of the presentation of the order, not to exceed \$2000. She respondent can petition the board to lift the probation on her license at the end of the 1-year period, and she will need to appear before the board to make this request. The disciplinary action will be reported to the National Practitioner Databank. Ms. Kinsey made the motion to accept the order as written, and Ms. Martin seconded the motion. The motion carried following a roll call vote.

Sloan, Lucy DDS – Ms. Morgan informed Dr. Moody that he will need to recuse himself from this review and asked if there were any additional recusals, there were none. Respondent failed to provide proof that she acquired 4 hours of continuing education in the subject of sedation in conjunction with her Limited Conscious Sedation Permit while also failing to provide proof of ACLS certification for the period of August 2020 – December 2020. Ms. As part of the order, Dr. Loan must pay a total of \$800 in civil

penalties and must pay the costs not to exceed \$200 for the presentation of the order. The disciplinary action will be reported to the National Practitioner Databank. Ms. Kinsey made the motion to accept the order as written, and Ms. Martin seconded the motion. The motion carried following a roll call vote.

Stooksberry, Patrick DDS – Dr. Stooksberry failed to provide proof of ACLS certification or the period of January 2017 – August 2017 as part of the requirements to maintain his sedation permit. As part of the order, he must pay a total of \$800 in civil penalties and must pay costs not to exceed \$2000 for the presentation of the order. The disciplinary action will be reported to the National Practitioner Databank. Ms. Martin made the motion to accept the order as written, and Ms. Kinsey seconded the motion. The motion carried following a roll call vote.

Hall, Eric DDS – Dr. Moody was recused from this order. Dr. Hall was licensed in Texas, and in December 2020 the Texas board filed a formal complaint against him alleging sub-standard care in the form of poor documentation in reference to 10 patients. Dr. Hall did not respond to the formal complaint, and in March of 2021 the Texas Board of Dental Examiners issued an order permanently revoking his license. Ms. Morgan gave the board members a few moments to read over detailed information regarding the findings from each patient from the Texas board while also informing the members that the respondent attorney, Mr. Crumble was on the line and available if the members had additional questions. Ms. Morgan informed the board that in accordance with Statute 63-5-124(a)(21) that Tennessee could reprimand the license based off the disciplinary action taken in Texas.

As part of the order, Dr. Hall voluntarily retired his Tennessee license, and he agreed to not apply for reinstatement of his license for 5 years from the date of entry of the consent order. As part of the consent order, Dr. Hall must pay a civil penalty in the amount of \$1000 for the care he provided to the Texas patients and he must pay the cost for prosecuting the case, not to exceed \$4000. The disciplinary action will be reported to the National Practitioner Databank. Ms. Morgan informed the board members that this was an agreed order, meaning this was set for a contested case but the settlement was reached after she had already filed the charges.

Dr. Zambrano asked if Dr. Hall practiced in Tennessee, and if he had any patient complaints that had been filed here. Ms. Morgan stated that complaints whether open or closed are not allowed to be discussed. She reminded the board members that the statute in place allows for the board to discipline a license holder for disciplinary matters which occurred in another state, because if those offenses would be disciplined if they had occurred here. Ms. Morgan again clarified that these charges took place in the state of Texas. Dr. Caldwell asked if Dr. Hall does decide to apply for Tennessee licensure again, whether the board would be able to review the disciplinary documentation on Dr. Hall again at that time. Ms. Morgan informed the board that if they do choose to ratify the order that it would be public record, that the board could request certain things be provided to them prior to reinstatement, and they would not be required to approve the reinstatement. No additional questions were asked. Ms. Kinsey made a motion to ratify the order, and Ms. Martin seconded the motion. The motion carried following a roll call vote.

ORDER OF COMPLIANCE

Wiggins, Kenneth DDS – Dr. Wiggins began by thanking the board for letting him speak regarding his order of compliance. Before going any further, Ms. Morgan wanted to confirm with the board members participating by phone that they were able to hear Dr. Wiggins speaking in the board room. Dr. Zambrano and Dr. Rodriguez stated they could hear him very faintly. Dr. Wiggins was asked to make sure he was speaking directly into the microphone so all board members would be able to hear him clearly. Dr. Wiggins acknowledged that he did make mistakes in the past, and that he did pay for those mistakes. He stated that during this time he was unable to practice, but he did volunteer work and has helped over 90

people obtain their GED. Ms. Morgan informed the board that in November 2013 a superior court in Georgia found Dr. Wiggins guilty of Medicare fraud, resulting in him being ordered to pay \$2.2 million in restitution along with being sentenced to serve 7 years of confinement, followed by 3 years of probation. In January 2015, Dr. Wiggins entered a consent order with the board that suspended to license for 7 years and gave him the opportunity to petition the board for the suspension to be lifted once the 7 years ended. If the board chooses to lift the suspension the license would automatically go on probation in conjunction with the respondent's sentence.

Dr. Zambrano asked if Dr. Wiggins had ever practiced as a dentist in Tennessee. Dr. Wiggins stated that he had not practiced in Tennessee, but he was serving in other states while maintaining his Tennessee license received in 1994 after graduating from Meharry School of Dentistry. Dr. Zambrano asked whether Dr. Wiggins was currently licensed in other states. Dr. Wiggins confirmed that he was not currently licensed in any state. Ms. Morgan informed the board members that he has been incarcerated for the last 7 years, therefore had not had an active license during that time.

Dr. Tabor questioned if there was any sort of precedent for this situation that would be helpful, but Ms. Morgan informed the members that there was not one available for guidance. The original board order did not require Dr. Wiggins to do anything in the interim, but Ms. Morgan did recommend that if the board chose to lift the suspension that they at least required the respondent to meet the requirements for the license reinstatement at the minimum. Dr. Phillip Kemp asked what those requirements were, Ms. Morgan informed the board that in accordance with rule 0460-02-.08, the respondent would have to pay past renewal fees, pay the reinstatement fee, provide proof of completed continuing education for the entire time the license was expired. Ms. Macias informed the board that the reinstatement application would require continuing education to be completed for every continuing education cycle since the cycle before the license expired.

Dr. Zambrano stated the packet for Dr. Wiggins contained CE from 2020-2021 he believed, and he was wondering if that was the additional information the board could require. Ms. Morgan stated that this is the board members decision, and she cannot step into their roles but can only give them legal advice and the board members would have to determine what they would like to require for the suspension to be lifted. Ms. Morgan made the board members aware that what they were tabling is anything additional to the reinstatement requirements, something such as competency testing. Dr. Tabor asked about what was required for license reactivation if a license is retired status. Ms. Macias informed him that the requirements can be different for a reactivation because the retiree could still be practicing in another state, just not in Tennessee. Dr. Tabor asked Dr. Wiggins if he felt he was ready to return to practice, Dr. Wiggins stated he feels he could be ready with help. Dr. Wiggins stated that his wife is a licensed dentist in Georgia, and she could help him with hands on practice before returning to work full time once he petitions for his Georgia license to be reinstated. Dr. Wiggins stated he was planning to petition Georgia for his license to be reinstated, once the process was complete for his license in Tennessee.

Dr. Tabor asked if the continuing education could be broken down by percentage of categories to what he is required to take. Ms. Macias informed the board that the continuing education for reinstatement is just requiring the subject general dentistry except for the 2 hours of controlled substance prescribing or chemical dependency, per cycle to be submitted for the application. Ms. Macias stated what we would need to look at with any general reinstatement application would be competency evaluation requirement as listed on the instructions. Anyone not in practice for 5 years or more, is required to complete the competency evaluation unless the evaluation was waived by the board consultant. Since Dr. Wiggins had not practiced in 7 years, the evaluation would be required as part of the application process. The competency evaluation would need to be completed at a school of dentistry, and the school would send us a letter concerning the evaluation once it had been completed.

Dr. Phillip Kemp suggested reaching out to Dr. Reagan and Dr. Farmer-Dixon, to see if they have an evaluation program for dentists, in addition to the more commonly used program for hygienists. Dr. Wiggins stated that if the school can do the testing, he would be willing to take the courses and complete an evaluation. Ms. Morgan stated the initial problem is that the license had expired during the suspension period, so Dr. Wiggins cannot practice until the reinstatement process is completed and the license has the suspension lifted. Dr. Zambrano asked what process was required to lift the suspension from the license. Ms. Morgan informed the board the order already drafted for their review states the suspension will not be lifted until Dr. Wiggins completes the reinstatement requirements, and at that point the license will be placed on probation. Morgan stated that an option would be for the board to consider requiring Dr. Wiggins to complete a certain number of hours under the supervision of a specific dentist as part of the order, to show competency to practice. The dentist responsible for supervising Dr. Wiggins would then inform the board of the outcome of their observations.

Ms. Morgan read the new language in the drafted order per the board members requests, which stated that after the consultant determines that Dr. Wiggins had met the requirements for reinstatement of an expired license, and that he had present himself to one of the approved schools of dentistry for an evaluation of current competency to practice properly. Once those requirements were met, the suspension would be lifted from the license. At that time the license would be placed on probation for a minimum of 3 years. Dr. Caldwell made the motion to accept the language in the order as stated by Ms. Morgan, and Ms. Martin seconded the motion. The motion carried following a roll call vote. Ms. Morgan informed Dr. Wiggins that she will get an executed copy of the order signed by Dr. Phillip Kemp, and he would be sent a copy for his records.

INTERVIEW/REQUESTS

Durante, Catherine DMD – Dr. Durante came before the board due some issues that were reported on her application for licensure. She was accompanied by Dr. Sain, from the Tennessee Wellness Foundation. Dr. Sain reported that during Dr. Durante’s oral surgery residency some issues arose which resulted in her seeking assistance on her own. Dr. Durante is also a physician and completed the Alabama physician health program with a clean bill of health. She then contacted TMF, the Tennessee physician health program, who got her in touch with Dr. Sain because she is planning on practicing oral surgery in Tennessee. Dr. Sain stated that she has already been seen and evaluated with the Tennessee Wellness Foundation and has signed a contract with the agency. Dr. Sain stated that he fully advocates for Dr. Durante being licensed based off the evaluations she already completed with the Wellness Foundation. Dr. Zambrano had some questions regarding how long Dr. Durante had been dealing with those issues. Dr. Durante stated that it has been a disease she has been dealing with her entire life, but in 2019 she chose to seek treatment on her own. Dr. Zambrano and Dr. Phillip Kemp disagreed on how the situation should be handled, and whether any stipulations or restrictions should be placed on the license if the board chose to approve the application. Ms. Morgan suggested adding an amendment to making the licensure contingent upon Dr. Durante signing an authorization form to allow Dr. Sain and the Tennessee Wellness Foundation to freely share information regarding any concerns with Dr. Durante’s progress in their program that could affect her ability to practice safely. Dr. Caldwell made the motion to approve the application once the authorization form was signed by Dr. Durante through the Wellness Foundation. Ms. Kinsey seconded the motion. Dr. Zambrano voted “no” to the motion during the roll call vote. The motion carried based off the majority vote.

Vaughn, Gracie RDA – Was not present in the board room when called for her interview. Ms. Macias informed the board members that Ms. Vaughn had agreed to attend the October 2021 and February 2022 meetings, and had not contacted the board office before either meeting to indicate she would not make it. Ms. Morgan suggested the board either give her one more opportunity to present herself for an interview

or deny the application. She reminded them that any application denial by the board would be reported to the National Practitioner Databank. Ms. Martin made the motion to grant Ms. Vaughn one last opportunity to appear before the board, and the application would be denied at the April 2022 meeting if she did not appear for her interview. Dr. Rodriguez seconded the motion, and the motion carried following a roll call vote.

PUBLIC COMMENTS/Q&A OPPORTUNITY – Dr. Wiggins addressed the board to thank them again for the motion previously approved regarding his order of compliance. No one else present wished to make a public comment or ask questions of the board members.

The meeting was adjourned at 2:24 p.m.