

WEST VIRGINIA BOARD OF DENTISTRY

MINUTES

Dates: September 29, 2017

Location: WV Board of Dentistry
1319 Robert C Byrd Drive
Crab Orchard, WV 25827

Members Present: Stan Kaczkowski, DDS, President
Charles L. Smith, DDS , Secretary
Byron H. Black, DDS
John E. Bogers, DDS
C. Richard Gerber, DDS
Mary Beth Shea, RDH
Beverly L. Stevens, COMSA
Samuel V. Veltri, DDS

Members Absent: William E. Ford, III

Staff Present: Mrs. Susan M. Combs, Executive Secretary

Board Counsel: Ms. Mary Downey, Assistant Attorney General

September 29, 2017

The Board's President, Dr. Kaczkowski, determined this meeting was properly noticed with the Secretary of State's office and a sufficient number of Board members were in attendance to constitute a quorum. The quorum was determined by the presence of Dr. Kaczkowski, Dr. Smith, Dr. Black, Dr. Bogers, Dr. Gerber, Mrs. Shea, Mrs. Stevens and Dr. Veltri. Therefore, the meeting of the West Virginia Board of Dentistry was called to order.

The first order of business was the meeting notice to the Secretary of State which was distributed for information purposes only.

At this time the President announced the need for an Executive Session to consider matters under provisions contained in Chapter 6, Article 9A, Section 4, not limited to, but primarily for those contained in Subsections (4) and (6). Specifically to review complaints and investigations.

Upon motion by Dr. Charles L. Smith, and properly seconded by Mrs. MaryBeth Shea, and unanimously passed, the Board went into an Executive Session. Thereafter, the Board came back into a general session upon motion by Mrs. Beverly L. Stevens, properly seconded by Mrs. MaryBeth Shea, and unanimously passing.

The next order of business were developments in case #2015-DB-0057D. Since the Board signed the Consent Decree and Order in this case in July, 2017, the dentist in this matter signed a written pleas of guilty to a felony, a violation of 18 U. S. C. § 1347 (health care fraud). The complaint committee recommended the Board take further disciplinary actions against the dentist in this case as to the guilty plea to a felony and the altering of patient records in order to obstruct. Further, the complaint committee recommended the Board issue a Statement of Charges scheduling a hearing within thirty days of service and offer a Consent Decree and Order to surrender his license to practice dentistry in the State of West Virginia simultaneously. Upon motion by Mrs. Beverly L. Stevens, and properly seconded by Dr. Samuel V. Veltri, and unanimously passing, the Board accepted the recommendation of the complaint committee.

The next order of business was case #2016-DB-0001D. The complaint committee recommended the Board take no further action in this case. Upon motion by Dr. Jack E. Bogers, and properly seconded by Mr. MaryBeth Shea, and unanimously passed, the Board accepted the recommendations of the complaint committee.

The next order of business was case #2016-DB-0016D. The complaint committee requested the Board, as the complainant in this matter, extend the time-frame for a final ruling. Upon motion by Dr. Byron H. Black, and properly seconded by Dr. Samuel V. Veltri, and unanimously passed, the Board voted to extend the time-frame for a final ruling in this matter.

The next order of business was case #2017-DB-0003D. The complaint committee recommended the Board take no further action in this case. Upon motion by Mrs. MaryBeth Shea, and properly seconded by Mrs. Beverly L. Stevens, and unanimously passed, the Board accepted the recommendations of the complaint committee.

The next order of business was case #2017-DB-0006D. The complaint committee recommended the Board issue a Statement of Charges to take disciplinary actions against the dentist's license in this matter due to violations of the dental practice act, specifically improper diagnosis and circumstances surrounding the improper diagnosis. Upon motion by Mrs. Beverly L. Stevens, and properly seconded by Mrs. MaryBeth Shea, and unanimously passed, the Board accepted the recommendations of the complaint committee.

At this time the meeting was adjourned.