

**MINUTES OF THE SPECIAL MEETING OF THE  
LOUISIANA STATE BOARD OF DENTISTRY  
HELD AT ITS BOARD OFFICE LOCATED AT  
ONE CANAL PLACE-SUITE 2680-365 CANAL STREET  
NEW ORLEANS, LOUISIANA 70130  
BEGINNING AT 10:30 AM ON  
FRIDAY, MAY 16, 2014**

A special meeting of the Louisiana State Board of Dentistry was held on Friday, May 16, 2014, at the offices of the Louisiana State Board of Dentistry located at One Canal Place, Suite 2680, 365 Canal Street, New Orleans, Louisiana 70130. The meeting was held pursuant to public notice, each member received notice, and notice was properly posted. The meeting was called to order at 10:30 a.m. by Dr. Wilton Guillory, President.

At the request of Dr. Guillory, a roll call was taken. Dr. Guillory stated that a quorum of the Board was present.

**PRESENT WERE**

Dr. Wilton Guillory, President  
Dr. Aubrey Baudean, Vice President  
Dr. Russell Mayer, Secretary-Treasurer  
Dr. H.O. Blackwood, Member  
Dr. Leonard Breda, Member  
Mrs. Patricia Cassidy, R.D.H., Member  
Dr. Claudia Cavallino, Member  
Dr. Marija LaSalle, Member  
Dr. Dean Manning, Member  
Dr. Ronald Marks, Member  
Dr. David L. Melancon, Member  
Dr. Lynn Philippe, Member  
Dr. J. Jerome Smith, Member  
Dr. Richard Willis, Member

**ALSO PRESENT BY BOARD INVITATION WERE**

Arthur Hickham, Jr., Executive Director  
Brian Bégué, Board Counsel  
Erin Conner, Director of Licensing  
Rachel Daniel, Board Staff

Camp Morrison, Board Investigator

Peyton Burkhalter

Ward Blackwell, LDA

Dr. John Gallo, LSUSD

Dr. Chris Brown, LDA

Suzanne Farrar, R.D.H., LSUSD, LDHA

Julie Alleman, Physicians Health Foundation

Dr. Peter Igoe

Dr. Joshua LeBlanc

Brian Samuel

Dr. Guillory thanked everyone for attending the meeting and stated that it had been an interesting couple of months since the last board meeting. Dr. Guillory then asked all guests to introduce themselves. After the introductions, Dr. Guillory asked for public comment. Hearing none, he turned to Agenda item number 4 wherein Dr. Blackwood made the motion which was seconded by Dr. Breda that it be

**RESOLVED**, that the minutes, as circulated, of the Annual Board meeting of March 7, 2014 in New Orleans, Louisiana, are hereby adopted, ratified and approved in their entirety.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Next, Dr. Manning made the motion which was seconded by Dr. Blackwood that it be:

**RESOLVED**, that the acts and decisions taken by the President, Vice-President, Secretary/Treasurer and Executive Director in the general conduct and transactions of Board business since March 7, 2014, be and they are hereby approved, adopted, and ratified in full by the board.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Dr. Guillory then referred to Agenda item number 6, **Licensing and Credentials Committee**, Dr. Dean Manning, Chairman. Dr. Manning turned the members' attention to the list of applicants for a license by credentials. Dr. Melancon made the motion which was seconded by Dr. Marks that it be

**RESOLVED**, having considered the application for licensure by credentials in the State of Louisiana by the persons named below, the Louisiana State Board of Dentistry hereby approves said applications and awards them their requested license to practice dentistry in the State of Louisiana, granting them all the privileges, duties, and responsibilities associated therewith.

- a. Dr. Cynthia Abella
- b. Dr. Nathan Burns
- c. Dr. Jeffrey Davis
- d. Dr. Matthew Fowlkes
- e. Dr. Todd Gathright
- f. Dr. Laura Guidry
- g. Dr. Frederic Smith,III
- h. Dr. George Zakhary

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Next, Dr. Mayer made the motion which was seconded by Dr. Baudean that it be

**RESOLVED**, that under the authority of R.S. 37:760 (A) (12), the Louisiana State Board of Dentistry hereby approves the issuance of a restricted dental license to the following persons:

- |                           |                         |
|---------------------------|-------------------------|
| a. Dr. Spencer Armuth     | LSU Hospital            |
| b. Dr. Jordan Benton      | LSU School of Dentistry |
| c. Dr. Chijioke Eseonu    | LSU Hospital            |
| d. Dr. Marco Galvez       | LSU School of Dentistry |
| e. Dr. Blake Garrett      | LSU Hospital            |
| f. Dr. Sergei Kuznetsov   | LSU School of Dentistry |
| g. Dr. Diana Lin          | LSU Hospital            |
| h. Dr. Wendell Neeley, II | LSU Hospital            |
| i. Dr. Steven Nelson      | LSU School of Dentistry |
| j. Dr. Omid Niavarani     | LSU School of Dentistry |
| k. Dr. Taylor Northern    | LSU School of Dentistry |
| l. Dr. Joseph Phillips    | LSU School of Dentistry |
| m. Dr. Mark Scott, II     | LSU School of Dentistry |
| n. Dr. Bashar Snober      | LSU School of Dentistry |
| o. Dr. Danielle Wilt      | LSU School of Dentistry |
| p. Dr. David Yates        | LSU Hospital            |
| q. Dr. Ahmed Zaidi        | LSU Hospital            |
| r. Dr. Gregory Zilinski   | LSU School of Dentistry |

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Next, Dr. Guillory referred to Agenda item number 7, **Office Management Committee**, Dr. Lynn Philippe, Chairman.

Dr. Philippe began his committee report by discussing the Office Management Committee meeting which had been conducted on May 15, 2014. Dr. Philippe asked that Mr. Peyton Burkhalter, former executive director, review the financial statements for the previous nine months. Mr. Burkhalter reviewed the information and reported that they showed a necessity in revising the board's 2013-2014 budget. He stated that the board was experiencing reduced expenses due to lower contractor costs than budgeted. The board was also experiencing reduced revenues than had been budgeted. Dr. Baudean then made the motion which was seconded by Dr. Manning that it be

**RESOLVED**, the Louisiana State Board of Dentistry having reviewed its budget for fiscal year 2013-2014 hereby revises the budget to decrease its expenses projection a total of \$254,600, reflecting decreases in the following categories: attorney fees; investigation fees; expert fees; management consultant fees; subcontractor/per diem fees; and travel; and to decrease its revenue projection a total of \$56,000, reflecting changes in the following categories: delinquent fees (increase), new license fees (decrease), dental health (decrease), and license by renewals (decrease).

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Mr. Burkhalter then brought the board's attention to the 2014-2015 LASERS employer contribution rate increase. He explained that all state agencies contribute a set percentage of each employee's salary every year to offset the state's retirement systems' unfunded accrued liability. It was noted that this percentage is set by LASERS and the other state retirement system.

Dr. Guillory then referred to Agenda item 8, **Examination Committee**, Dr. Aubrey Baudean, Chairman. Dr. Baudean reviewed the recent ADEX dental examinations and CITA hygiene examinations administered by CITA at the LSU School of Dentistry. He stated that the examinations went well, and all participants seemed pleased with the ADEX examination. Dr. Baudean then made the motion which was seconded by Dr. Blackwood that it be

**RESOLVED**, the Louisiana State Board of Dentistry hereby authorizes the following board members to actively participate in the American Association of Dental Boards and the Council of Interstate Testing Agencies for 2014-2015:

Dr. Dean Manning  
Dr. J. Jerome Smith  
Ms. Patricia Cassidy

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

The board then reviewed the CITA examination dates for the 2015 examination cycle. It was noted that CITA would administer its examinations at LSU School of Dentistry March 19-21, May 29-30, and July 31-August 1 of 2015.

At this point, Dr. Marks made the motion which was seconded by Dr. Baudean that it be

**RESOLVED**, the Louisiana State Board of Dentistry hereby amends its agenda to discuss agenda items 9 and 10 following agenda item number 16.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Dr. Guillory then referred to Agenda item 11, **Impaired Dentist Committee**, Dr. Blackwood, chairman. Dr. Blackwood stated that he had no report. Ms. Julie Alleman of the

Physicians Health Foundation then gave her report on the Physician's Health Foundation activity. It was noted that the recent renewal cycle was the first time the board had collected the fees to be paid to the Physician's Health Foundation for the licensees' well-being program. Ms. Alleman reviewed the foundation's informational sessions throughout the state. She also updated the board on the monitoring activity of its licensees.

Dr. Guillory then referred to agenda item number 12, **Dental Hygienists Laser Utilization Committee**, Ms. Patricia Cassidy, chairperson. Ms. Cassidy suggested that if the Louisiana dentists were amenable, there was certainly interest in the hygiene community regarding hygienists using lasers. She stated that perhaps the LDA could poll its members to see if there was interest among the dentists to allow their hygienists to use lasers. She stated that her committee had discussed amendments to Rules 701 and 1301 which would effectively allow hygienists to use lasers. Dr. Brown stated that Louisiana dentists are very interested in this idea.

Dr. Guillory then moved on to Agenda item number 13, **CDC and Anesthesia Inspection Protocol Committee**, Dr. Lynn Philippe, Chairman. Dr. Philippe related that the committee had met the day before and had finalized the recommendations for the CDC and anesthesia inspection protocol. After he reviewed the recommendations, Dr. Manning made the motion which was seconded by Dr. Baudean that it be

**RESOLVED**, the Louisiana State Board of Dentistry has considered the proposed inspection protocol for CDC and Anesthesia inspections and hereby directs, empowers, and authorizes its president, executive director, and investigators to implement the protocol for future inspections.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

At this point, Dr. Guillory informed the board that lunch had arrived. Dr. Baudean then made the motion which was seconded by Dr. Blackwood that it be

**RESOLVED**, that the Louisiana State Board of Dentistry go into Executive Session for the purpose of discussing investigations, adjudications, litigations, and professional competency of individuals and staff; and

**BE IT FURTHER RESOLVED**, that the Louisiana State Board of Dentistry may discuss litigation in Executive Session when an open meeting would have a detrimental effect on the bargaining and litigating position of the Louisiana State Board of Dentistry.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Upon returning from executive session, Dr. Guillory referred to Agenda item 14, **New business and any other business which may properly come before the board.** Dr. Manning then made the motion which was seconded by Dr. Cavallino that it be

**RESOLVED**, that the action of the President in entering into a resolution in the matter involving Robert H. Carlson, D.D.S. via First Amendment to Agreement Containing Consent Decree by and between the Louisiana State Board of Dentistry and Robert H. Carlson, D.D.S.. (as per copy of the First Amendment to Agreement Containing Consent Decree which is attached hereto and made a part hereof), be adopted, confirmed, and ratified by this Board; and further that all acts of the President, Board members, and Executive Director in the furtherance of this purpose are hereby ratified.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed. Drs. Breda and Philippe were absent for the vote.

Dr. Manning then made the motion which was seconded by Dr. Cavallino that it be

**RESOLVED**, that the action of the President in entering into a resolution in the matter involving Gordon E. Fletcher, D.D.S., via Consent Decree by and between the Louisiana State Board of Dentistry and Gordon E. Fletcher, D.D.S., (as per copy of Agreement Containing Consent Decree which is attached hereto and made a part hereof), be adopted, confirmed, and ratified by this Board; and further that all acts of the President, Board members, and Executive Director in the furtherance of this purpose are hereby ratified.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed. Drs. Breda and Philippe were absent for the vote.

Dr. Manning then made the motion which was seconded by Dr. Melancon that it be

**RESOLVED**, the Louisiana State Board of Dentistry hereby approves and ratifies the contract entered into by the board president with Jerome G. Alesi, D.D.S.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed. Drs. Breda and Philippe were absent for the vote. Dr. Manning then made the motion which was seconded by Dr. Melancon that it be

**RESOLVED**, the Louisiana State Board of Dentistry hereby approves and ratifies the contract entered into by the board president with Continuum Technology Services, Inc.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed. Drs. Breda and Philippe were absent for the vote. Dr. Manning then made the motion which was seconded by Dr. Melancon that it be

**RESOLVED**, the Louisiana State Board of Dentistry hereby approves and ratifies the contract entered into by the board president with Dennis J. Waldron.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed. Drs. Breda and Philippe were absent for the vote.

Discussion then ensued on the scheduling of board meeting dates for calendar year 2015.

The board decided on the following dates.

February 27, 2015	board meeting
May 15, 2015	board meeting
August 21, 2015	board meeting
December 4-5, 2015	annual board meeting

Mr. Hickham then brought the board's attention to the LDA Peer Review report. The board was satisfied with the report.

At this point, Drs. Philippe and Breda then entered the meeting.

Discussion then ensued on a possible revision to the education and training requirements for pediatric enteral moderate sedation permits. Dr. Cavallino brought the board's attention to the requirements in other states, and she pointed out that Louisiana was one of only six states that have no clinical requirement in its training standards. After much discussion, Dr. Melancon made the motion which was seconded by Dr. Breda that

**RESOLVED**, the Louisiana State Board of Dentistry has considered amendments to the educational and training requirements for pediatric moderate sedation permits and hereby instructs its Anesthesia Committee to study the matter and report to the board at its next meeting.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

At this point, Dr. Guillory asked the latest guest, Mr. Ward Blackwell, to introduce himself.

At this point Dr. Manning made the motion which was seconded by Dr. Blackwood that it be

**RESOLVED**, the Louisiana State Board of Dentistry does hereby authorize, confirm, and ratify the signature of any of the officers elected this day and listed herein on all accounts of the Louisiana State Board of Dentistry.

President	<u>Dr. Wilton Guillory</u>
Vice president	<u>Dr. Aubrey Baudean</u>
Secretary-Treasurer	<u>Dr. Rusty Mayer</u>
Executive Director	<u>Arthur F. Hickham, Jr.</u>
Director of Licensing	<u>Erin K. Conner</u>

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Dr. Melancon then made the motion which was seconded by Dr. Manning that it be

**RESOLVED**, the Louisiana State Board of Dentistry hereby grants authority to the President and Executive Director to release bank security on board bank accounts.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Discussion then ensued on the board's collection of dentists' DEA numbers.. Ms. Conner explained that the search function on the Louisiana Board of Pharmacy's Prescription Monitoring Program required the dentist's DEA number. It was noted that the board currently collects DEA numbers from those dentists who hold anesthesia permits; however, ideally, the board would collect DEA numbers when the licensee renews his or her license. Dr. Melancon then made the motion which was seconded by Dr. Baudean that it be

**RESOLVED**, that the Louisiana State Board of Dentistry has considered adding a request to renewal and initial licensing applications to secure DEA registration numbers of licensees and hereby instructs its staff to collect licensees' DEA registration numbers.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Dr. Guillory then referred to the appointment of a board representative to the ADEX Dental Examination Committee. Dr. Mayer then made the motion which was seconded by Dr. Philippe that it be

**RESOLVED**, that the Louisiana State Board of Dentistry hereby appoints Dr. Dean Manning as the representative to the ADEX Dental Examination Committee.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Mr. Hickham then brought the board's attention to a possible revision of Rule 1609. He explained the difficulties in collecting and maintaining the large numbers of continuing education forms along with the inability of board staff to review each form for compliance with CE requirements. The board instructed the staff to research additional options for receiving and reviewing continuing education records of its licensees.

Mr. Hickham then discussed the public comment that had been received regarding the Notice of Intent for LAC 46:XXXIII.1206. The board reviewed the comment and took no action.



Dr. Guillory then referred to Agenda item number 16, **Per Diem**. Dr. Manning then made the motion which was seconded by Dr. Melancon that it be

**RESOLVED**, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those board members in connection with the March 7, 2014 board meeting and hearings held in New Orleans, Louisiana; and

**BE IT FURTHER RESOLVED**, that the Secretary-Treasurer is authorized and directed to pay up to two additional travel days in per diem to board members requiring same in connection with their attendance at said meeting.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Dr. Baudean then made the motion which was seconded by Dr. Blackwood that it be

**RESOLVED**, that the Louisiana State Board of Dentistry hereby authorizes and directs its Secretary-Treasurer to pay all per diem and authorized expenses to those board members in connection with the April 6-8, 2014 Council of Interstate Testing Agencies meeting held in Chicago, Illinois; and

**BE IT FURTHER RESOLVED**, that the Secretary-Treasurer is authorized and directed to pay up to two additional travel days in per diem to board members requiring same in connection with their attendance at said meeting.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Dr. Guillory then returned to Agenda item 9, **Legislative Committee**, Dr. Claudia Cavallino, chairperson. Dr. Cavallino reviewed the current legislation affecting the board. It was noted that the board had elected to not go forward with House Bill 245. She then brought the board's attention to Senate Bill 167. The board noted that this bill would allow dentists three opportunities for correcting advertisements before being sanctioned for violations.

Discussion then ensued on Senate Bill 507 and the provision that the board's domicile be moved to Baton Rouge. Mr. Blackwell stated that the LDA continued to support the board's move to Baton Rouge as well as lifetime term limits for board members. He went on to state that the provisions calling for DHH oversight and approval of contracts and DHH's investigation of complaints and disciplinary action were not supported by the LDA. It was noted that changing the board's domicile to Baton Rouge would likely result in all staff members' resignations which would necessarily put a halt to all licensing and credentialing in the state. The board will continue to monitor the progress of SB 507.

Dr. Guillory then referred to Agenda item 10, **Rulemaking Committee**, Dr. David Melancon, Chairman. Dr. Melancon asked Mr. Hickham to review the board's current and proposed rule changes.

Mr. Hickham had Ms. Conner review LAC 46:XXXIII.1709. She explained that 1709 allows the board to license dentists by examination after completion of the ADEX examination regardless of the administering agency.

Mr. Hickham then reviewed the proposed changes to LAC 46:XXXIII.1508. Dr. Blackwood then made the motion which was seconded by Dr. Baudean that it be

**RESOLVED**, the Louisiana State Board of Dentistry has considered the proposed changes to LAC 46:XXXIII.1508 “Oral Administration of Versed”; and hereby directs, empowers, and authorizes its Rulemaking Committee, President, Executive Director, and Counsel to proceed with the revisions; and

**BE IT THEREFORE RESOLVED**, those parties are instructed to commence promulgation of these rules as soon as possible.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

At this point, Dr. Blackwood made the motion which was seconded by Dr. Baudean that it be

**RESOLVED**, the Louisiana State Board of Dentistry hereby grants its director of licensing, Erin Conner, a raise in the amount of \$3,000 effective July 1, 2014.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Dr. Cavallino then made the motion which was seconded by Dr. Melancon that it be

**RESOLVED**, that the Louisiana State Board of Dentistry hereby adjourns its meeting of May 16, 2014.

After the board voted unanimously in the affirmative, Dr. Guillory declared the motion passed.

Dr. Guillory then adjourned the meeting at 2:40 PM.

---

**Russell Mayer, D.D.S.**  
**Secretary/Treasurer**  
**Louisiana State Board of Dentistry**