

WEST VIRGINIA BOARD OF DENTISTRY

MINUTES - EMERGENCY MEETING

Dates: April 17, 2019

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

Members Present: C. Richard Gerber, DDS, President
Samuel V. Veltri, DDS, Secretary
John E. Bogers, DDS
Mr. William E. Ford, III
Stan W. Kaczkowski, DDS
MaryBeth Shea, RDH
Charles L. Smith, DDS
Beverly L. Stevens, COMSA

Members Absent: Byron H. Black, DDS

Staff Present: Mrs. Susan M. Combs, Executive Secretary
Mr. Walt Williams

Board Counsel: Ms. Betty Adkins, Board Counsel
Mr. Keith Fisher, Assistant Attorney General

April 17, 2019

The Board President, Board Counsel, and Complaint Committee for an investigation concluded that an emergency meeting of the Board was necessary to expedite the consideration of a previous Board action in consolidated case nos. 2019-DB-0008D and 2019-DB-0019D.

The Board's President, Dr. Gerber, determined this emergency 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. Gerber, Dr. Veltri, Dr. Bogers, Mr. Ford, Dr. Kaczkowski, Mrs. Shea, Dr. Smith & Mrs. Stevens. 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. Stan W. Kaczkowski, and properly seconded by Mrs. MaryBeth Shea, and unanimously passed, the Board went into executive session for the reasons

stated. Thereafter, the Board came back into a general session upon motion by Dr. Stan W. Kaczkowski , and properly seconded by Mrs. Beverly L. Stevens, and unanimously passing.

At the beginning of the Executive Session Mr. Walt Williams recused himself from the remainder of the meeting.

The next order of business was consideration of the Board's previous Order in consolidated Case numbers 2019-DB-0008D and 2019-DB-0019D concerning Dr. John E. Brock. Mr. William E. Ford, made a motion that the Board vacate the Summary Suspension of Dr. Brock on the condition that the parties reach an agreement as to a scheduling order governing the further prosecution of this matter, and a hearing be set before an Administrative Law Judge within the next 12 months. Should an agreement not be reached the Summary Suspension will remain intact until further Order of the Board. Dr. Stan W. Kaczkowski seconded the motion. The motion passed unanimously.

At this time the meeting was adjourned upon motion by Mr. William E. Ford, and properly seconded by Mrs. Beverly L. Stevens, and unanimously passed.