

Minutes of the South Carolina Board of Dentistry  
Business Meeting, Presentation, Application Hearing, and Disciplinary Hearing  
July 13, 2012  
Synergy Business Park, Kingstree Building, Room 108  
110 Centerview Drive, Columbia, SC 29210

Board members present:

David W. Jones, D.M.D., President  
Charles F. Wade, D.M.D., Vice President  
John M. Whittington, D.M.D., Secretary  
Douglas J. Alterman, D.M.D.  
Thomas M. Dixon, D.M.D.  
Felicia L. Goins, D.D.S.  
Z. Vance Morgan, IV, D.M.D.  
Sherie Williams Barbare, R.D.H.  
Eric C. Schweitzer, Esquire, Public Member

Staff and others present were:

Erin Baldwin, LLR Litigation Attorney, Office of General Counsel (OGC)  
Darra Coleman, LLR Advice Counsel  
Tia Cooper, RPP  
Kate K. Cox, LLR Administrator  
William Cranford, D.M.D.  
Lisa Hawsey, LLR Administrative Assistant  
David Love, OIE  
Christopher McCoy, RPP  
Kathy Meadows, OIE  
Jerry Merritt, OIE  
Robin Spaniel, Thompson Court Reporter  
Terri Stephens, OIE  
Rick Wilson, RPP

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CALL TO ORDER:

The Regular Session of the South Carolina Board of Dentistry was held at the Synergy Office Park, Kingstree Building, 110 Centerview Drive, Room 108, in Columbia, South Carolina. Whereas, proper notice of date, time, place and agenda information having been properly provided to THE STATE NEWSPAPER AND ASSOCIATED PRESS and proper notice also having been posted at the LLR Office Building 24 hours prior to the time scheduled for the meeting and a quorum having been noted as present, Dr. Jones, President, called the meeting to order at 9:12 a.m. All votes referenced herein were unanimous unless otherwise noted. One excused absence was noted.

These minutes are a record of the motions and official actions taken by the Board and brief summary of the meeting. A transcript of this meeting providing more detail will be available on the Board's website:  
[www.llr.state.sc.us/pol/dentistry](http://www.llr.state.sc.us/pol/dentistry)

APPROVAL OF THE AGENDA:

**Motion:** A motion was made by Dr. Dixon to approve the Agenda. Dr. Wade seconded the motion. The motion carried.

APPROVAL OF THE MINUTES:

**Motion:** A motion was made by Dr. Wade to approve the Minutes of the April 27, 2012 Board meeting. Dr. Goins seconded the motion. The motion carried.

COMPLAINT PROCESS PRESENTATION:

Ms. Baldwin, Mr. Love, and Ms. Coleman reviewed the complaint process, as well as the Freedom of Information Act. Topics regarding sanctions, appeals, complainant and respondent, confidentiality, and taint of Board members were discussed. Questions were asked. Copies of the presentation were made available to all Board members electronically. One member of the IRC was in attendance for questions.

DISCIPLINARY ISSUES REPORTS:

Investigative Review Committee (IRC) Report:

The IRC report was presented by Mr. Love.

**Motion:** A motion was made by Dr. Wade to approve the IRC report authorizing twenty-three (23) dismissals, one (1) dismissal with a Cease and Desist, eight (8) authorizations for Formal Complaint, and five (5) letters of Caution to be issued. Dr. Whittington seconded the motion. The motion carried.

OIE and OGC Management Reports:

The OIE and OGC Management Reports were presented and accepted as information.

REINSTATEMENT APPLICATION HEARING BY TELECONFERENCE: Elizabeth D. Hathcock, D.D.S.

An application hearing was held before the Board for Dr. Hathcock by agreed upon teleconference by all parties. Ms. Coleman advised the Board. Dr. Hathcock was not required to attend in person and she was not represented by counsel. A court reporter was present. The hearing commenced.

**Motion:** Dr. Whittington made a motion to reinstate Dr. Hathcock based on her application and statements. Dr. Goins seconded the motion. The motion carried.

DISCIPLINARY HEARING WITH CONSENT AGREEMENT: Jonathan G. Smith, D.M.D

A disciplinary hearing was held with a Consent Agreement presented by Ms. Baldwin. Ms. Coleman advised the Board. Dr. Smith was not required to attend and he was not represented by counsel. Mr. McCoy represented RPP. A court reporter was present. The hearing commenced.

**Motion:** Dr. Whittington made a motion to go accept the Consent Agreement. Dr. Alterman seconded the motion. The motion carried.

DISCIPLINARY HEARING WITH CONSENT AGREEMENT: James Bradley Wisner, D.M.D.

A disciplinary hearing was held with a Consent Agreement presented by Ms. Baldwin. Ms. Coleman advised the Board. Dr. Wisner was not required to attend and he was not represented by counsel. Ms. Cooper represented RPP. A court reporter was present. The hearing commenced.

**Motion:** Dr. Wade made a motion to go accept the Consent Agreement. Dr. Whittington seconded the motion. The motion carried.

**DISCIPLINARY HEARING WITH CONSENT AGREEMENT:** Thomas Frank Figliorelli, D.M.D.

A disciplinary hearing was held with a Consent Agreement presented by Ms. Baldwin. Ms. Coleman advised the Board. Dr. Figliorelli was not required to attend and he was not represented by counsel. A Court reporter was present.

**Motion:** Dr. Alterman made a motion to accept the Consent Agreement. Dr. Goins seconded the motion. The motion carried.

**DISCIPLINARY MATTER WITH AGREEMENT OF VOLUNTARY SURRENDER:** Ralph E. Rivers, D.M.D.

A voluntary surrender of the license of Ralph E. Rivers, D.M.D. was presented by Ms. Baldwin. Dr. Rivers was not required to attend and he was not represented by counsel. A Court reporter was present.

**Motion:** Dr. Dixon made a motion to accept the Voluntary Surrender Agreement. Dr. Alterman seconded the motion. The motion carried.

**ADMINISTRATIVE REPORTS:**

**Administrative Report:**

The Administrative Report was given by Mrs. Cox to include: the staffing report for the Board; the introduction of Lisa Hawsey as administrative assistant for the Board; the statistical report on number of licensees and licensing actions; the biennial renewal notification to begin in mid October; the passage of the "Clean-up" Bill 4232 ; the passage of District 7 legislation and board membership totals; Specialty Exams announced for July 20, 2012; travel approval for Dr. Goins to attend AADB; the offering of the Insurance Reserve Fund (IRF ) class; and monitoring of the status of investigations. Ms. Cox also reviewed the approval of nitrous oxide classes by Georgetown Horry Technical College, as well as continued approval, for Aiken Tech and Midlands Tech. The next meeting date was given as October 12, 2012. District elections were discussed.

Make-up exams for nitrous oxide were discussed and efficient use of staff time. Timeframes on processing applications and having a license issued were discussed. It was reported that the Board has two fulltime staff people and a shared administrator for over 10,600 credentials plus applicants; and that work flow is discussed and reviewed for highest efficiency.

**Financial Report:**

Financial Report of the Board was given as information by Mrs. Cox.

**UNFINISHED BUSINESS:**

**Anesthesia and Sedation Committee Update Report:**

Dr. Wade reported on the Committee's initial findings and the draft report. Discussion followed on many points to include evaluating offices, putting together evaluation teams, designing forms to be used, checking other states' procedures, and reviewing Board of Dentistry laws on anesthesia and sedation.

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NEW BUSINESS:

Proxy Votes for SERTA:

There was discussion on exam review for SERTA. The proxies for voting were discussed for assignment.

**Motion:** Dr. Goins made a motion to affirm the attendees for exam review to be Dr Jones and Ms. Barbare. Mr. Schweitzer seconded the motion. The motion carried.

Membership in CREDTS ERC for Exam Review:

It was noted Dr. Cosby and Ms. Barbare are representing South Carolina at this time.

**Motion:** Dr. Dixon made a motion to name Dr. Cosby and Ms. Barbare to the CREDTS Exam Review Committee. Dr. Goins seconded the motion. The motion carried.

Response to ADA: Portfolio-Style Examination for Initial Licensure:

Discussion was held on a portfolio style examination vs. a patient based examination for initial licensure. The Board decided to write a letter to the ADA to oppose the portfolio style examination for initial licensure. It was stated Dr. Jones will sign the letter.

Ratification of Licenses and Registrations:

Newly issued licenses and registrations were presented to the Board for ratification for the dates April 23, 2012 through June 25, 2012.

**Motion:** Dr. Alterman made a motion to ratify the lists of licensed dentists, licensed dental hygienists, and registered dental technicians. Dr. Whittington seconded the motion. The motion carried.

DISCUSSION:

There was a discussion on what surrender of license means and compliance or non compliance with RPP. It was noted all discipline is posted on the Board's web site and reported to the ADA.

PUBLIC COMMENT:

There was no public comment

ADJOURNMENT:

There being no further business Dr. Jones adjourned the meeting at 12:25 p.m.

Respectfully submitted,

Kate K. Cox  
Administrator