

**COMMONWEALTH OF MASSACHUSETTS**

**NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE  
BOARD OF REGISTRATION IN DENTISTRY**

July 1, 2015  
239 Causeway Street ~ Room 417 A&B  
Boston, Massachusetts 02114

**AGENDA**

Time	#	Item	Exhibits	Contact
8:30 a.m.	I	<b>CALL TO ORDER AND WELCOME TO DR. PAUL LEVY, NEW MEMBER</b>		
8:31	II	<b>DETERMINATION OF QUORUM AND APPROVAL OF AGENDA</b>		
8:32	III	<p><b>EXECUTIVE SESSION (closed to the public)</b> The Board will meet in Executive Session as authorized pursuant to M.G.L. c. 30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual.</p> <p>Specifically, the Board will discuss and evaluate pending disciplinary complaints that involve patient records and treatment of patients.</p> <p>Specifically, the Board will discuss and evaluate the Good Moral Character of applicants for licensure.</p>		
10:00	IV	<p><b>COMPLAINT RESOLUTION: PENDING BOARD MATTERS</b></p> <ol style="list-style-type: none"> <li>1. DEN-2014-0115: Dr. Theodora Silva</li> <li>2. DEN-2014-0116, Ana Chambers, RDH</li> <li>3. DEN-2014-0117: Melissa Martinez, RDH</li> <li>4. SA-INV-6410: Dr. Brian Mangano</li> <li>5. DEN-2015-0008: Megan Pendergast, RDH</li> </ol>	Investigation Reports	K. O'Connell B. Yates D. Taylor
10:30	V	<p><b>ADMINISTRATIVE MATTERS</b></p> <ol style="list-style-type: none"> <li>1. Advisory Ruling on Electronic Signatures</li> <li>2. Advisory Ruling on Advertising</li> <li>3. MDS Radiation Health and Safety Course—Proposed Changes</li> <li>4. Updated Inspection/Compliance Form</li> <li>5. Good Moral Character Licensure Report</li> <li>6. Credential Application—Dr. Ruth Elaine Rounsley</li> <li>7. Staff Disposition 14-02: Late Renewal Unlicensed Practice</li> <li>8. Conflict of Interest Issue—Prosecuting Counsel Eugene Langner</li> <li>9. Licensure by Credential and PGY1 Issues</li> <li>10. Review of General Session Minutes—Meeting of April 1, 2015</li> </ol>	Memos and Attachments, Draft Minutes	S. Leadholm, B. Young, L. DiFabio E. Langner
11:25	VI	<b>FLEX SESSION</b>		

11:30 a.m.	VII	M.G.L.c.112, §65C SESSION (closed to the public)		
12 noon	VIII	ADJUDICATORY SESSION (closed to the public)		
12:30 p.m.	IX	ADJOURNMENT		

**MASSACHUSETTS BOARD OF REGISTRATION IN DENTISTRY**  
**239 Causeway Street, Boston, MA 02114**  
**Room 417**  
**GENERAL SESSION MINUTES**  
**July 1, 2015**

**Present:** Dr. David Samuels, Board Chair; Ms. Ailish Wilkie, Board Secretary; Dr. Paul Levy; Dr. Ward Cromer; Ms. Lois Sobel, RDII; Ms. Kathleen Held; Ms. Jacyn Stultz, RDII; Dr. Cynthia Stevens; Dr. Stephen DuLong; Dr. John Hsu

**Absent:** Dr. Keith Batchelder; Ms. Diane Grondin

**Staff Present:** Barbara A. Young, Executive Director; Jeffrey Mills, Assistant Executive Director; Samuel Leadholm, Esq., Board Counsel; Dr. Lilita DiFabio, Supervisor of Investigations; OPP Investigators Sarah Millar, Eileen Mulligan, Kathleen O'Connell, Lisa Seeley-Murphy and Barbara Yates.

*Dr. John Hsu arrived at 8:55 a.m.*

*Dr. Ward Cromer left the meeting for the day at 12:40 p.m.*

**Motion:** At 8:30 a.m., to commence the meeting.

**Motion Made By:** Ms. Lois Sobel

**Second:** Dr. Cynthia Stevens

**Vote:** Unanimous

**Motion:** To adopt the proposed agenda for today's meeting.

**Motion Made By:** Ms. Lois Sobel

**Second:** Dr. Cynthia Stevens

**Vote:** Unanimous

**Administrative Matters:**

**A. Dr. Paul Levy**

Dr. Samuels welcomed the newest Board member, Dr. Paul Levy, a periodontist who practices in Medford, MA and a former Board member. Each Board member introduced themselves to Dr. Levy. Dr. Levy stated he was happy to rejoin the Board and looked forward to working with the Board on its important issues.

*At 8:33 a.m., Dr. Samuels announced that the Board will meet in closed session as authorized pursuant to M.G.L. c. 30A, §21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than the professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. Specifically, the Board will meet in Executive Session and will discuss and evaluate the Good Moral Character as required for registration of pending applicant(s) for licensure. Additionally, the Board will discuss and evaluate pending disciplinary complaints that involve patient records and treatment of patients. The Board will also approve prior Executive Session minutes in accordance with M.G.L. c. 30A, §22(f). Executive Session is closed to members of the public, except as provided for in M.G.L. c. 30A, §21(a) (1). At the conclusion of the Executive Session, the Board will return to the general session.*

**Motion:** At 8:34 a.m., to enter Executive Session pursuant to M.G.L. c. 30A, §21(a)(1)

**Motion Made By:** Ms. Lois Sobel

**Second:** Dr. Cynthia Stevens

**Vote:** **In Favor:** Dr. David Samuels; Ms. Ailish Wilkie; Dr. Paul Levy; Dr. Ward Cromer; Ms. Lois Sobel; Ms. Kathleen Held; Ms. Jaeyn Stultz; Dr. Cynthia Stevens; Dr. Stephen DuLong; Dr. John Hsu  
**Opposed:** None  
**Abstain:** None

**Motion:** At 10:10 a.m., to leave Executive Session

**Motion Made By:** Ms. Lois Sobel

**Second:** Dr. Stephen DuLong

**Vote:** **In Favor:** Dr. David Samuels; Ms. Ailish Wilkie; Dr. Paul Levy; Dr. Ward Cromer; Ms. Lois Sobel; Ms. Kathleen Held; Ms. Jaeyn Stultz; Dr. Cynthia Stevens; Dr. Stephen DuLong; Dr. John Hsu  
**Opposed:** None  
**Abstain:** None

**Complaint Resolution—Investigator Kathleen O’Connell**

**--In the Matter of DEN-2014-0115: Dr. Teodora Silva**

*Ms. Jaeyn Stultz and Ms. Kathleen Held recused themselves from the discussion and vote of the Board on DEN-2014-0115: Dr. Teodora Silva.*

*The licensee was present for the discussion and vote of the Board on this matter answering all questions as appropriate*

**Allegation:** Infection Control Violations

**Discussion:** Dr. DuLong asked the licensee if she practiced general dentistry and provided Botox injections or if she just offered Botox to her patients; the licensee replied she does both. Dr. DuLong asked the licensee about the percentage of her patients that are provided Botox injections; the licensee replied approx. 1% of her patients receive Botox injections.

Dr. Samuels asked about the licensee’s compliance with CEUs; Ms. O’Connell replied the licensee only completed 7 CEUs for the 2012-2014 licensure cycle and has since completed 40+ CEUs.

**Motion:** **To offer a Consent Agreement for Probation for 6 Months to include the following remedial coursework:**

- **6 Hours: Infection Control**
- **6 Hours: Risk Management**
- **3 Hours: Managing Emergencies in a Dental Office**

**If this agreement is not accepted by the licensee, the matter will be referred to prosecution.**

**Motion Made By:** Ms. Ailish Wilkie

**Second:** Dr. Paul Levy

**Discussion (cont'd):** Ms. O'Connell noted the licensee has made up her CEU deficiencies from the 2012-2014 licensure cycle. Dr. DuLong asked why the proposed consent agreement included an infection control course if the licensee had already completed an infection control course; Atty. Leadholm advised the Board it may include a remedial course on infection control requirements if it finds a significant violation of infection control protocols.

**Complaint Resolution—Investigator Kathleen O'Connell**

**--In the Matter of DEN-2014-0116: Ann Chambers, RDH**

*Ms. Jacyn Stultz and Ms. Kathleen Held recused themselves from the discussion and vote of the Board on DEN-2014-0116: Ann Chambers, RDH.*

*The licensee was not present for the discussion and vote of the Board on this matter.*

**Allegation:** Infection Control Violations

**Discussion:** Ms. O'Connell informed the Board this licensee is employed part-time by Dr. Silva and graduated from dental hygiene school in 2012. Ms. Sobel suggested the complaint be dismissed as the licensee only worked once per week for Dr. Silva. Dr. Levy suggested dismissing the complaint with an advisory letter on infection control requirements. Dr. Cromer asked if this licensee was the only hygienist employed by Dr. Silva; Ms. O'Connell replied no. Dr. Stevens asked if this licensee was involved in the Botox injections offered by Dr. Silva; Ms. O'Connell replied no. Dr. Levy noted the dentist is ultimately responsible and this licensee has received an important message by virtue of a complaint being opened against her.

**Motion:** **To dismiss the complaint as no evidence of violation found with an advisory letter on infection control requirements.**

**Motion Made By:** Dr. Paul Levy

**Second:** Ms. Lois Sobel

**Vote:** Unanimous

**Complaint Resolution—Investigator Kathleen O'Connell**

**--In the Matter of DEN-2014-0117: Melissa Martinez, RDH**

*Ms. Jacyn Stultz and Ms. Kathleen Held recused themselves from the discussion and vote of the Board on DEN-2014-0116: Ann Chambers, RDH.*

*The licensee was not present for the discussion and vote of the Board on this matter.*

**Allegation:** Infection Control Violations

**Discussion:** Ms. O'Connell informed the Board this licensee was also employed part-time two days per week as a hygienist by Dr. Silva and only began working for Dr. Silva four months before the unannounced inspection.

**Motion:** **To dismiss the complaint as no evidence of violation found with an advisory letter on infection control requirements.**

**Motion Made By:** Ms. Ailish Wilkie

**Second:** Dr. Paul Levy

**Vote:** Unanimous

**Complaint Resolution—Investigator Barbara Yates**

**--In the Matter of SA-INV-5294: Dr. Brian K. Mangano**

*The licensee and Seema Lynch, Esq. were present for the discussion and vote of the Board on this matter.*

**Allegation:** Business Practice Issues

**Discussion:** Ms. Yates informed the Board no patient records were available on this case as the patient complainant had not been treated by the licensee.

**Motion:** **To not open a formal complaint as no evidence of violation found.**

**Motion Made By:** Ms. Ailish Wilkie

**Second:** Dr. Stephen DuLong

**Vote:** Unanimous

**Complaint Resolution—Investigator Danielle Taylor**

**--In the Matter of DEN-2015-0009: Megan Prendergast, RDH**

*The licensee was not present for the discussion and vote of the Board on this matter.*

**Allegation:** Unlicensed Dental Hygiene Practice

**Discussion:** Ms. Taylor informed the Board the licensee practice dental hygiene without a license from March 2013 through January 2015. Ms. Wilkie noted the Board typically offers licensees a consent agreement for a reprimand in these situations. Dr. DuLong agreed but noted that is only offered to licensees if they've been compliant with CEU requirements noting this licensee did not complete any CEUs.

**Motion:** **To offer a Consent Agreement for Probation for 6 Months to include the completion of the deficient 20 CEUs for the 2011-2013 licensure cycle and remedial coursework as follows:**

- **6 Hours: Ethics**

**If this agreement is not accepted by the licensee, the matter will be referred to prosecution.**

**Motion Made By:** Ms. Lois Sobel

**Second:** Dr. John Hsu

**Discussion (cont'd):** Ms. Wilkie asked why probation instead of a reprimand; Atty. Leadholm advised the Board both resolutions are considered disciplinary but it is difficult to monitor a licensee's compliance with CEUs through a consent agreement for reprimand.

**Vote:** Unanimous

*The Board took its morning recess at 10:47 a.m. and resumed its meeting at 10:59 a.m.*

**Administrative Matters (continued):**

**B. Application for Dental Licensure by Credential – Dr. Ruth Elaine Rounsley**

*The applicant was present for the discussion and vote of the Board on this matter answering all questions as appropriate.*

Ms. Young reported the Board had received an application for dental licensure by credential from Dr. Ruth Elaine Rounsley on June 4, 2015, and that Dr. Rounsley had disclosed a 1996 malpractice settlement in the amount of \$27,500.00 and had provided a copy of the

National Practitioners Data Bank report and a letter, dated June 19, 2015, explaining the facts and circumstances surrounding the malpractice settlement.

Dr. Rounsley informed the Board the patient complainant had moved to Georgia and had contacted the Georgia dental board before filing a malpractice suit against her. Dr. Rounsley claimed the patient complainant was a bit of a bully and didn't like being treated by a female dentist. Dr. Rounsley stated she offered a treatment plan to the patient complainant that included a referral to a periodontist but the patient complainant rejected the treatment plan.

**Motion:** **To approve Dr. Ruth Elaine Rounsley's application for dental licensure by credential.**

**Motion Made By:** Ms. Lois Sobel

**Second:** Dr. John Hsu

**Vote:** Unanimous

Ms. Young asked the Board for guidance on what to do in the future with licensure applications where an applicant has disclosed a history of malpractice claims and/or disciplinary actions by another state dental board. Ms. Sobel noted that several years ago the Board would open a complaint against a licensee if the licensee had been involved in a malpractice suit. Dr. Samuels asked how malpractice claims were reported to the NPDB; Mr. Mills replied the malpractice insurance carriers are obligated to report any claims/settlements to the NPDB. Atty. Leadholm advised the Board it could come up with a staff action policy, i.e. bring any malpractice settlement case for over \$200,000 to the Board for its consideration.

Dr. Samuels noted there might be difficulty in approving a licensure application without knowledge of an applicant's disciplinary history. Atty. Leadholm advised there are two issues: 1) malpractice settlements and 2) disciplinary actions by other state dental boards. Dr. DuLong suggested a malpractice settlement for a large amount of money may indicate substandard care but Dr. Stevens suggested the Board not focus on the dollar amount of the settlement. Ms. Young suggested the NPDB reports, etc. could be brought to the attention of the Board Chair as they are received and the Board Chair in consultation with the Executive Director and Board Counsel could decide when a case needs to be opened against a licensee for consideration by the Board; the Board agreed with this proposal.

### **C. Advisory Ruling on the Use of Electronic Signatures in Patient Records**

Atty. Leadholm advised the Board that it had voted to adopt an advisory ruling on the use of electronic signatures in patient records in October 2014 so further discussion and a vote is not necessary at this time.

**D. Advisory Ruling on Advertising – Content of Advertisements and/or Medium Used by Licensees**

Ms. Wilkie noted she receives an ad for free dental services in the mail every week but the ad does not list the providing dentist's name. Dr. DiFabio suggested Ms. Wilkie fax or mail a copy of this ad next time she's receives on for investigation by OPP.

Atty. Leadholm advised the Board that if a dental ad covers dental services and/or fees, then the Board has the authority to determine if the ad complies with its regulations on advertising. Dr. Samuels noted an ad for Charles River Dental that appears on trash cans around 239 Causeway St. that fails to state the name of the dentist offering free services. Dr. Samuels also asked how these regulations protect the public; Atty. Leadholm advised that the statutes that govern misleading or deceptive ads are extensive and suggested the Board's regulations on advertising could be reviewed by the regulatory review workgroup. Dr. DiFabio asked if the Board wanted a staff assignment opened against Charles River Dental for its ads on trash cans throughout Boston; the Board stated yes.

**Motion:** To approve the Advisory Ruling on 234 CMR 5.18(3) – Advertising by Licensees

**Motion Made By:** Dr. Stephen DuLong

**Second:** Ms. Lois Sobel

**Vote:** Unanimous

**E. Request by the Mass. Dental Society to Modify its Radiology Exam for OJT Dental Assistants**

Ms. Young informed the Board it had received a request from the Mass. Dental Society to modify its radiology exam for OJT dental assistants by dropping the clinical component as the MDS discovered DANB had done so several years ago. Ms. Sobel noted she had a problem with dropping the clinical component of training in radiation health and safety as all dental assistants who take radiographs need to know how to protect patients. Dr. Hsu noted that applicants for the DANB radiation exam are required to receive training on radiation health and safety from an approved school.

Atty. Leadholm noted the Board's regulations state training on radiation must include a course but asked if that course include a clinical component; the Board said yes. Dr. Samuels noted OJT assistants need to know about proper techniques for taking radiographs. Ms. Held noted the DANB radiation exam is very good at covering proper radiation techniques. Dr. Hsu asked if a dental assistant becomes DANB-certified by hours of practice then how does that

assistant become trained on proper radiographic techniques. Dr. Stevens suggested this issue be handled by the regulatory review workgroup. Ms. Wilkie noted the Board cannot tell the MDS how to handle its work; Dr. Samuels agreed and suggested the Board direct the MDS to the Board's regulations at 234 CMR 5.00.

**Motion:** To refer the Mass. Dental Society to the Board's regulations at 234 CMR 5.00 regarding acceptable radiation health and safety training, practices and protocols.

**Motion Made By:** Ms. Lois Sobel

**Second:** Ms. Ailish Wilkie

**Vote:** Unanimous

#### **F. Updated Inspection/Compliance Form**

Dr. DiFabio informed the Board of a few minor changes that needed to be made to the Board's inspection/compliance form as pertinent sections of the CDC Guidelines were incorrectly listed. i.e. on page 2, items #4 and 5 should refer to 5.15 (1) and (4).

**Motion:** To approve the Board's Inspection/Compliance Form as modified.

**Motion Made By:** Dr. Cynthia Stevens

**Second:** Dr. Stephen DuLong

**Vote:** Unanimous

#### **G. Report from Executive Director Barbara A. Young regarding Licensure of Applicants with Good Moral Character Issues**

Ms. Young reported the following licensure applications were approved between 5/28/15 and 6/24/15 pursuant to the BORID Policy 14-01:

Dr. Joshua Gascoyne	Limited License Intern	DL12596
Dr. Nicholas Koren	Dentist	DN1856915
Laurinda Eloma	Dental Assistant	DA03917
Caroline Pharm	Dental Assistant	DA04169
Christy Creighton	Dental Assistant	DA04363
Hillary Frazier	Dental Assistant	DA04424
Sereiro Robillard	Dental Assistant	DA04426
Samantha Castro	Dental Assistant	DA04427
Therese Strahan	Dental Assistant	DA04428
Wendy Burnett	Dental Assistant	DA04429

Christine Adams	Dental Assistant	DA04442
Lisa Paulino	Dental Assistant	DA04711
Ashley Wingate	Dental Assistant	DA04712
Pamela Cortorreal	Dental Assistant	DA04713
Juan Ardila	Dental Assistant	DA04742
Margarita Gomez-Jimenez	Dental Assistant	DA04743
Sandra Therrien	Dental Assistant	DA04764

Ms. Wilkie asked why the reason the applications fell within Policy 14-01 was not included; Atty. Leadholm advised that only minor offenses reported by applicants resulted in an licensure approval by the Executive Director and suggested the Board could revisit Policy 14-01 if warranted.

## **II. Report from Executive Director Barbara A. Young regarding Board Staff Disposition of Selected Complaints Pursuant to BORID Policy 14-02.**

Ms. Young reported that the following complaints were resolved as follows pursuant to BORID Policy 14-02:

### Consent Agreement for Reprimand:

Amber Luberice, RDH	DH13230	DEN-2014-0037	Effective March 24, 2015
Christina Huther, RDH	DH12577	DEN-2014-0017	Effective December 18, 2014

### Dismissal with Advisory Letter on compliance with 234 CMR 5.02(3)(b)(1) and M.G.L. c. 112, §52:

Dr. Steven V. Aveni	DN14234	DEN-2013-0176
Dr. Sandra F. Cove	DN18296	DEN-2013-0172
Dr. William D. Eaves	DN16618	DEN-2015-0008
Dr. Stephen A. Ginsberg	DN13591	DEN-2013-0087
Dr. Sergio A. Guzman	DN20823	DEN-2014-0008
Dr. Gerald M. Roan	DN15353	DEN-2014-0038

Dr. Samuels asked if any time frame was involved; Atty. Leadholm advised that if a licensee practiced on an expired license for more than one licensure cycle, then the complaint is brought to the Board for its consideration.

## **I. Reconsideration of Complaints due to Possible Conflict of Interest – In Re: DEN-2012-0053 and DEN-2014-0003: Dr. Kallen Hull**

Prosecuting Attorney Eugene Langner informed the Board he had been assigned these pending complaints against Dr. Kallen Hull on or about May 20, 2015. In reviewing the case files, Atty. Langner noted Dr. Hull is represented by Atty. Gerard Butler of the firm Smith, Duggan, Buell and Rufo where his step-mother Atty. Barbara Hayes Buell is a partner. Given a possible conflict of interest, Atty. Langner stated he thought it prudent to bring this issue to the Board's attention for its consideration.

Dr. Cromer asked if a vote was required; Atty. Leadholm advised a vote was not required. Dr. Samuels asked Atty. Langner if he felt if there was a conflict of interest in his continuing to represent the Board in these matters; Atty. Langner replied no. Dr. Samuels asked Atty. Langner if he contacted the State Ethics Commission for advice; Atty. Langner replied he called the Board of Bar Overseers. Dr. Samuels asked what are the Board's options; Atty. Langner stated the Board could request a new prosecuting attorney be assigned to these matters.

Chief Prosecuting Attorney Jodi Greenburg stated she formerly worked at the Board of Bar Overseers and informed the Board it will decide what, if any, sanction is appropriate in these matters and that there is no apparent conflict of interest as Atty. Langner will not benefit from the Board's decision. Dr. Samuels asked if a consent agreement had been offered to the licensee; Atty. Leadholm advised that a consent agreement had been offered to the licensee but it was rejected so the case was assigned to a prosecuting attorney to prepare for a show cause hearing. Atty. Leadholm advised the Board that if the prosecuting attorney feels there is no problem with his continued representation of the Board on these matters and the Board agrees, then the prosecuting attorney can move forward on these matters on the Board's behalf.

**Motion:** To approve Atty. Eugene Langner's appointment as Prosecuting Attorney on these matters on behalf of the Board.

**Motion Made By:** Dr. Ward Cromer

**Second:** Ms. Lois Sobel

**Vote:** **In Favor:** Ms. Ailish Wilkie; Dr. Stephen DuLong; Dr. John Hsu; Ms. Lois Sobel; Dr. Cynthia Stevens; Ms. Jacyn Stultz

**Opposed:** Ms. Kathleen Held; Dr. Paul Levy

**Abstain:** Dr. Ward Cromer; Dr. David Samuels

## **J. Licensure by Credential and PGY1 Applicants**

Ms. Young informed the Board it had received an inquiry from a dentist about acquiring a Mass. dental license who had been licensed and had practiced in New York for several years but had never taken or passed a clinical competency exam, such as the NERB/CDCA, as he had completed a one-year post-graduate residency program. Ms. Sobel noted the NERB/CDCA exam does not include NY dentists. Atty. Leadholm noted an application had yet to be received

from this NY dentist so a vote is not necessary at this time. Ms. Wilkie noted that if this dentist wants to be licensed in Mass. then he will need to take and pass a clinical competency exam. Ms. Sobel asked if this dentist was board certified; Ms. Young replied yes in orthodontics. Dr. DuLong asked if requiring a passing score on a clinical competency exam could be seen as restraint of trade; Atty. Leadholm advised the Board it would not as the legislature passed a statute requiring a passing score on a clinical competency exam as a prerequisite to licensure.

**K. General Session Minutes of April 1, 2015**

**Motion:** To approve the General Session Minutes of April 1, 2015

**Motion Made By:** Ms. Lois Sobel

**Second:** Dr. Cynthia Stevens

**Vote:** **In Favor:** Dr. David Samuels; Dr. Cynthia Stevens;  
Dr. Stephen DuLong; Ms. Lois Sobel; Ms. Kathleen Held;  
Dr. Ward Cromer  
**Opposed:** None  
**Abstain:** Ms. Ailish Wilkie; Dr. John Hsu; Ms. Jacyn Stultz;  
Dr. Paul Levy

**L. Flex Session**

a. Dr. Cromer asked if there was any update on the Board's ability/authority to assess monetary fines for regulatory violations. Dr. Samuels stated he spoke with Division Director Jim Lavery and that Mr. Lavery will review the statutes and report back to the Board. Dr. Cromer asked to have this issue added to the agenda for the 9/2/15 Board meeting.

b. Dr. Cromer reported he is uncomfortable with assessing the good moral character of licensure applicants especially when the applicant is present at a Board meeting. Dr. Cromer asked for guidance on the Board's role in assessing good moral character. Ms. Stultz asked about the Board's policy on applicants who disclose active probation by a criminal court and suggested not approving a licensure application until the applicant's probationary period had ended. Dr. Cromer suggested adding this issue to the agenda for the 9/2/15 Board meeting.

c. Dr. Samuels reminded each Board member they must inform him or Ms. Young if they are unable to attend an upcoming Board meeting. Dr. Samuels also asked each Board member to send a text message to him if they are going to be late for a meeting as the meeting cannot proceed without a quorum.

d. Dr. Samuels informed the Board he was meeting with Chief Prosecuting Attorney Jodi Greenburg that afternoon to discuss the expert witness selection process and would report back to the Board.

c. Dr. Samuels informed the Board he discussed the role of an outside vendor providing CEU registration for licensees with Division Director Jim Lavery and that Mr. Lavery would investigate this issue and report back to the Board. Dr. Levy asked if investigators still request copies of CEUs from licensees during the investigation of complaints; Dr. DiFabio said yes.

**Motion:** At 12:27 p.m., to enter M.G.L. c. 112, §65C Session

**Motion Made By:** Ms. Lois Sobel

**Second:** Ms. Ailish Wilkie

**Vote:** **In Favor:** Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel; Dr. Stephen DuLong; Dr. Milton Glicksman; Dr. Ward Cromer; Ms. Kathleen Held  
**Opposed:** None  
**Abstain:** None

**Motion:** At 12:39 p.m., to leave M.G.L. c. 112, §65C Session

**Motion Made By:** Ms. Ailish Wilkie

**Second:** Ms. Lois Sobel

**Vote:** **In Favor:** Dr. David Samuels; Ms. Ailish Wilkie; Dr. John Hsu; Dr. Paul Levy; Dr. Stephen DuLong; Ms. Jacyn Stultz; Ms. Lois Sobel; Ms. Kathleen Held; Dr. Ward Cromer; Dr. Cynthia Stevens  
**Opposed:** None  
**Abstain:** None

**Motion:** At 12:40 p.m., to enter an Adjudicatory Session

**Motion Made By:** Ms. Lois Sobel

**Second:** Dr. Stephen DuLong

**Vote:** **In Favor:** Dr. David Samuels; Ms. Ailish Wilkie; Dr. Paul Levy; Dr. Stephen DuLong; Ms. Jacyn Stultz; Ms. Lois Sobel; Ms. Kathleen Held; Dr. John Hsu; Dr. Cynthia Stevens  
**Opposed:** None  
**Abstain:** None

**Motion:** At 12:53 p.m., to leave the Adjudicatory Session and to Adjourn

**Motion Made By:** Ms. Lois Sobel

**Second:** Ms. Ailish Wilkie

**Vote:** **In Favor:** Dr. David Samuels; Ms. Ailish Wilkie; Dr. Paul Levy;  
Dr. Stephen DuLong; Ms. Jacyn Stultz; Ms. Lois Sobel;  
Ms. Kathleen Held; Dr. John Hsu; Dr. Cynthia Stevens  
**Opposed:** None  
**Abstain:** None

Respectfully submitted.

Ms. Ailish Wilkie, Board Secretary

Date