

**SPECIAL MEETING  
MINUTES  
North Dakota Board of Dental Examiners  
October 29, 2018 5: 30 PM CDT**

**1. Call to Order- Roll Call:** Ms. Marsh called the meeting to order at 5:37 PM CDT. Members present; Dr. Keim, Dr. Goebel, Dr. Dohm, Dr. Evanoff, Mr. Mehlhoff, Ms. Marsh. Members absent; Dr. Petersen. NDBDE staff present; Executive Director Rita Sommers, and Assistant Attorney General, Tara Brandner.

**2. Business of Complaints**

A. Settlement Agreements: Ms. Blazer, Esq., on behalf of L. Deeter, DDS, Matt Deeter, DDS and Terry Deeter, DDS, submitted a written counter offer to the Board, rejecting the Board's initial Settlement Agreement. Moved by Dr. Evanoff to stay with the letter of reprimand rather than Ms. Blazer's offer to reduce the penalty to a letter of concern. Motion seconded by Ms. Marsh. Roll call vote (RCV): Dr. Keim, yes; Dr. Goebel, yes; Dr. Dohm, yes; Dr. Evanoff, yes; Ms. Marsh, yes. Motion carried 5-0-2. Mr. Mehlhoff and Dr. Petersen were absent for the vote.

*EXECUTIVE SESSION: Moved by Dr. Evanoff and seconded by Ms. Marsh under the authority of N.D.C.C. § 44-04-19.1 ATTORNEY CONSULTATION to proceed into executive session. RCV: Dr. Keim, yes; Dr. Goebel, yes; Dr. Dohm, yes; Dr. Evanoff, yes; Mr. Mehlhoff, yes; Ms. Marsh, yes. Motion carried 6-0-1. Executive session began at 6:50 PM. The executive session was attended by Board President Bev Marsh, RDH; Tim Mehlhoff, CPA; Mike Goebel, DDS; Michael Keim, DDS; Greg Evanoff, DDS; Executive Director Sommers, and Assistant Attorney General, Tara Brandner. Moved by Dr. Keim and seconded by Dr. Dohm to end the executive session. RCV: Dr. Keim, yes; Dr. Goebel, yes; Dr. Dohm, yes; Dr. Evanoff, yes; Ms. Marsh, yes; Tim Mehlhoff, yes. Motion carried 6-0-1. The executive session ended at 6:57 PM.*

Dr. Dohm moved to amend the counter offer and authorize Ms. Brandner to negotiate other terms of the Settlement Agreement. Motion seconded by Ms. Marsh. RCV: Dr. Keim, yes; Dr. Goebel, yes; Dr. Dohm, yes; Dr. Evanoff, yes; Ms. Marsh, yes; Mr. Mehlhoff, yes. Motion carried 6-0-1.

B. Orders: Dr. Wilson objected to the reported adverse action of denial of license filed by the Board to the National Practitioner Data Bank (NPDB); action reported in accordance with requirements of NPDB. The Board consulted with the NPDB on two separate occasions regarding the report. Dr. Wilson has the right to appeal the determination with the NPDB. Subsequent to the denial of Dr. Scott Wilson's dental license at its April 2018 meeting, Ms. Brandner attempted on multiple occasions to present Dr. Wilson a notice of right to appeal the Order within 30 days of the Order. The document was sent certified mail; notices were returned each time. Ms. Brandner then attempted to urge Dr. Wilson to sign an affidavit of service stating he had received the notice. Ms. Brandner made the Board aware that Dr. Wilson would need to be served via law enforcement to obtain proof of service. Moved by Dr. Evanoff to have Dr. Wilson served by the Nevada County, California sheriff. Dr. Dohm seconded the motion. RCV: Dr. Keim, yes; Dr. Goebel, yes; Dr. Dohm, yes; Dr. Evanoff, yes; Ms. Marsh, yes; Mr. Mehlhoff, yes. Motion carried 6-0-1.

**3. Legislative Issues** – The Board discussed concerns regarding whether or not to prefile a bill during the upcoming Legislative session. Dr. Evanoff moved to postpone legislation and perhaps wait for the next session. Dr. Goebel seconded the motion. RCV: Dr. Keim, yes; Dr. Goebel, yes; Dr. Dohm, yes; Dr. Evanoff, yes; Ms. Marsh, yes; Mr. Mehlhoff, yes. Motion carried 6-0-1.

**4. Adjournment** – Dr. Evanoff moved to adjourn the meeting. Seconded by Dr. Goebel. All voted in favor.

Respectfully Submitted,  
Rita Sommers, Executive Director

Tim Mehlhoff, CPA, Secretary-Treasurer

Noticed in Bismarck Tribune 10/27

OFFICIAL NOTICE for IMMEDIATE RELEASE The North Dakota State Board of Dental Examiners will hold a Special Meeting October 29, 2018 at 5:30 PM. The meeting location is 2900 East Broadway, Suite 3, Bismarck, ND 58501. The purpose of this meeting is to discuss business of complaints and legislative issues. Portions of the meeting may be held in Executive Session. For further information contact Rita Sommers, Executive Director (701) 833-8551. By order of the President of the Board, Bev Marsh, RDH 10/27 20952311