

**VIRGINIA BOARD OF DENTISTRY  
FORMAL HEARING  
December 10, 2015**

**TIME AND PLACE:** The meeting of the Virginia Board of Dentistry was called to order at 12:57 p.m., on December 10, 2015 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**PRESIDING:** Al Rizkalla, D.D.S., Vice-President

**MEMBERS PRESENT:** Tonya A. Parris-Wilkins, D.D.S.  
Evelyn M. Rolon, D.M.D.  
Carol R. Russek, J.D., Citizen Member  
Melanie C. Swain, R.D.H.  
James D. Watkins, D.D.S.  
Bruce S. Wyman, D.M.D.

**MEMBERS ABSENT:** John M. Alexander, D.D.S.  
Charles E. Gaskins, III, D.D.S.

**STAFF PRESENT:** Sandra K. Reen, Executive Director  
Huong Q. Vu, Operations Manager

**COUNSEL PRESENT:** James E. Rutkowski, Assistant Attorney General

**OTHERS PRESENT:** Corie E. Tillman Wolf, Assistant Attorney General  
Tiffany A. Laney, Adjudication Specialist  
Holly M. Bush, Court Reporter, Farnsworth & Taylor Reporting.

**ESTABLISHMENT OF A QUORUM:** With seven members present, a quorum was established.

**Tuan Vu, D.D.S.  
Case No.: 170228 and  
142593**

Dr. Vu was present without legal counsel in accordance with the Notice of the Board dated December 4, 2015.

Dr. Rizkalla swore in the witnesses.

Following Dr. Vu's opening statement, Dr. Rizkalla admitted into evidence Applicant's Exhibit A.

Following Ms. Wolf's opening statement, Dr. Rizkalla admitted into evidence Commonwealth's Exhibits 1 through 6.

Testifying on behalf of the Commonwealth were Naima Feller, DHP Senior Investigator and Gayle Miller, DHP Senior Investigator.

Testifying on behalf of Dr. Vu were Estella Inciaga and Vinh Mai. Dr. Vu testified on his own behalf.

**Closed Meeting:**

Ms. Swain moved that the Board enter into a closed meeting pursuant to §2.2-3711(A)(27) and Section 2.2-3712(F) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Dr. Vu. Additionally, she moved that Board staff, Ms. Reen, Ms. Vu, and Board counsel, Mr. Rutkowski attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded and passed.

**Reconvene:**

Ms. Swain moved that the Board certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.

The Board reconvened in open session pursuant to § 2.2-3712(D) of the Code.

**Decision:**

Ms. Swain moved to accept the Findings of Facts and Conclusion of Law as presented by the Commonwealth, amended by the Board, and read by Mr. Rutkowski. The motion was seconded and passed.

Ms. Swain moved to deny Dr. Vu's reinstatement application to practice in the Commonwealth of Virginia. Following a second, a roll call vote was taken. The motion passed.

**ADJOURNMENT:**

The Board adjourned at 3:45 p.m.

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Al Rizkalla, D.D.S., Vice-President

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Sandra K. Reen, Executive Director

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Date

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Date