

**VIRGINIA BOARD OF DENTISTRY
FORMAL HEARING
September 8, 2022**

TIME AND PLACE: The meeting of the Virginia Board of Dentistry was called to order at 1:06 PM., on September 8, 2022 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

PRESIDING: Nathaniel C. Bryant, D.D.S

MEMBERS PRESENT: William C. Bigelow, D.D.S.
Sidra Butt, D.D.S.
Sultan E. Chaudhry, D.D.S.
Alf Hendricksen, D.D.S.
Margaret F. Lemaster, R.D.H.
J. Michael Martinez de Andino, J.D.
Emelia H. McLennan, R.D.H.

STAFF PRESENT: Deborah Southall, Discipline Case Manager
Sally Ragsdale, Executive Assistant

COUNSEL PRESENT: James E. Rutkowski, Assistant Attorney General

OTHERS PRESENT: Erin T. Weaver, Assistant Attorney General
Rebecca Smith, Adjudication Specialist
Andrea Pegram, Court Reporter

ESTABLISHMENT OF A QUORUM: With eight Board members present, a quorum was established.

**George Varkey, D.D.S
Case No.: 197775** Dr. Varkey was present without legal counsel, in accordance with the Notice of the Board dated April 25, 2022.

Dr. Bryant swore in the witnesses.

Following Ms. Weaver's opening statement, Dr. Bryant admitted into evidence Commonwealth's Exhibits 1-2.

Dr. Varkey delivered an opening statement.

Testifying on behalf of the Commonwealth:

- David L. Robinson, Senior Investigator, DHP
- Patient A

Testifying on behalf of the Respondent:

- Dr. George Varkey
- Ms. Angel Coleman
- Ms. Keislha Rivera

Ms. Weaver and Dr. Varkey provided closing statements.

Closed Meeting:

Dr. Chaudhry 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 George Varkey, D.D.S. Additionally, he moved that Board staff, Ms. Southall, Ms. Ragsdale, 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:

Dr. Chaudhry moved to certify that the Board 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:

Mr. Rutkowski reported that Dr. Varkey has been issued a reprimand and ordered to pay a monetary penalty of \$5,000.00, 7 hours in the continuing education subject of Recordkeeping and Risk Management, 7 hours in the subject of Diagnosis and Treatment Planning, 4 hours in the subject of Proper Billing Practices.

Dr. Bryant moved to accept the Board's decision as read by Mr. Rutkowski. The motion was seconded and passed.

ADJOURNMENT:

The Board adjourned at 4:08 p.m.



Nathaniel C. Bryant, D.D.S., President



Jamie C. Sacksteder, Executive Director

2 Dec 2022

Date

12/2/22

Date