



**DENTAL BOARD OF CALIFORNIA  
MEETING MINUTES  
March 28, 2022**

NOTE: In accordance with Government Code Section 11133 and Governor Gavin Newsom's Executive Order N-1-22, the Dental Board of California (Board) met on March 28, 2022, via teleconference/WebEx Events, and no public locations or teleconference locations were provided.

**Members Present:**

Alan Felsenfeld, MA, DDS, President  
James Yu, DDS, MS, Vice President  
Sonia Molina, DMD, MPH, Secretary  
Steven Chan, DDS  
Lilia Larin, DDS  
Meredith McKenzie, Esq., Public Member  
Angelita Medina, Public Member  
Steven Morrow, DDS, MS  
Rosalinda Olague, RDA, BA  
Joanne Pacheco, RDH, MAOB

**Members Absent:**

Mark Mendoza, Public Member  
Alicia Montell, DDS

**Staff Present:**

Sarah Wallace, Interim Executive Officer  
Tina Vallery, Chief of Administration and Licensing  
Jessica Olney, Anesthesia Unit Manager  
Wilbert Rumbaoa, Administrative Services Unit Manager  
Mirela Taran, Administrative Analyst  
Tara Welch, Board Counsel, Attorney III, Department of Consumer Affairs

**3:30 p.m., Monday, March 28, 2022**

**Agenda Item 1: Call to Order/Roll Call/Establishment of a Quorum**

The Board President, Dr. Alan Felsenfeld, called the meeting to order at 3:35 p.m. The Board Secretary, Dr. Sonia Molina, called the roll; 10 Board Members were present, and a quorum was established.\*

Agenda Item 2: Finding of Necessity for Special Meeting (Government Code section 11125.4)

Dr. Felsenfeld stated that the meeting had been noticed as a special meeting pursuant to Government Code section 11125.4. He explained that in accordance with Government Code section 11125.4, subdivision (c), at the commencement of the meeting, the Board must make a finding that the delay necessitated by providing notice 10 days prior to the meeting as required by Government Code section 11125 would cause a substantial hardship on the Board or that immediate action was required to protect the public interest. He further explained that such a finding must set forth the specific facts that constitute the hardship to the Board or the impending harm to the public interest, and the finding must be adopted by a two-thirds vote of the Board or a unanimous vote those members present. Dr. Felsenfeld stated that the meeting was convened to discuss a pending litigation matter on which the Board must take immediate action.

Motion/Second/Call (M/S/C) (Felsenfeld/Chan) to move the finding that the delay necessitated by providing notice 10 days prior to the meeting as required by Government Code section 11125 would impose a substantial hardship on the Board because the Board will not be able to meet and adopt a position on the filing of a petition for rehearing relative to pending litigation in sufficient time for such request to be drafted, approved, and filed in the Court of Appeal by the March 31, 2022 filing deadline.

Dr. Felsenfeld requested public comment before the Board acted on the motion. There were no public comments made on this item.

Dr. Felsenfeld called for the vote on the proposed motion. Dr. Molina took a roll call vote on the proposed motion as follows:

Ayes: Chan, Felsenfeld, Larin, McKenzie, Medina, Molina, Morrow, Olague, Pacheco, Yu.

Nays: None.

Abstentions: None.

Absent: Mendoza, Montell.

Recusals: None.

The motion passed.

Agenda Item 3: Public Comment on Items Not on the Agenda

Dr. Felsenfeld requested public comment on this agenda item. There were no public comments made on items not on the agenda.

Agenda Item 4: Recess Open Session

Dr. Felsenfeld recessed Open Session at 3:43 p.m.

Agenda Item 5: Convene Closed Session

At 3:46 p.m., the Board convened Closed Session.

Agenda Item 6: Pursuant to Government Code Sections 11125.4(a)(1) and 11126(e), the Board will Confer with and Receive Advice from Legal Counsel and Deliberate Regarding SmileDirectClub, LLC, et al. v. Tippins et al., United States Court of Appeals for the Ninth Circuit, Case No. 20-55735, District Court, Central District of California, Western Division, Case No. 2:19-cv-08902-GW-MAA

The Board convened in Closed Session to discuss a pending litigation matter.

Agenda Item 7: Adjourn Closed Session

Dr. Felsenfeld adjourned Closed Session at 4:16 p.m.

Agenda Item 8: Reconvene Open Session

At 4:17 p.m., the Board reconvened Open Session.

Agenda Item 9: Adjournment

Dr. Felsenfeld adjourned the meeting at 4:18 p.m.

*\*Due to audio connectivity issues, Dr. Lilia Larin was not able to verbally state that she was present.*