BoardVlatters

An Update from the Dental Board of California



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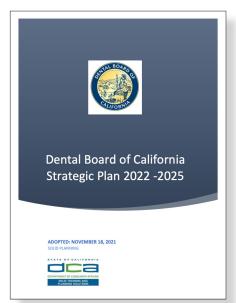
Alan I Felsenfeld M.A. DDS

The Dental Board of California is committed to our consumer protection mission and common goal to support our employees and the people and communities across California. In this issue, I would like to update you on how this commitment is being integrated into the Board's strategic planning process. In 2021, the Board's 2022–2025 Strategic Plan was developed. The development was facilitated by SOLID—the training, planning, and development division of the California Department of Consumer Affairs (DCA). The 2022–2025 Strategic Plan is posted on the Board's **Forms and Publications** webpage.

On September 13, 2022, Governor Gavin Newsom signed **Executive Order N-16-22**, which strengthened the state's commitment to a "California For All." The order directed state agencies and departments to take additional actions to embed equity analysis and considerations into its policies and practices, including the strategic planning process.

As part of advancing the governor's Executive Order, the Board, in conjunction with DCA, was recently asked to consider diversity, equity, and inclusion (DEI) impacts of policy decisions when reviewing the strategic planning process. Specifically, the Board considered two questions: How is the Board's commitment to DEI reflected in its strategic plan? How does the Board incorporate inclusive public engagement and enhanced data collection and analysis?

In support of the governor's mandate, SOLID conducted a new DEI-focused scan and analysis in August and September 2023. A report was generated, summarizing feedback obtained during this survey-based scan. This feedback will be used to assist the Board in adding a DEI perspective to its current strategic plan.



The survey consisted of specific questions designed to help strategic planning participants consider the DEI impacts of policy decisions, such as changes to regulatory, statutory, and continuing education requirements. Feedback was solicited from external stakeholders, Board members, and the Board's leadership and staff.

The table on the next page includes the number of responses received from the different classifications of stakeholders.

MAY 2024

Stakeholder Relationship with the Board	Number of Responses
Board Leadership and Management	12
Board Staff	12
Board Members and Dental Assisting Council Members	19
Licensee	2,021
Preparing to Become a Board Licensee	10
Not Licensed by the Board; Works in a Related Occupation	37
Consumer	23
Governmental Agency	10
Professional Association/Group	66
Educational/School Association/Group	47
Other	119

At the August 2024 Board meeting, we plan to discuss and evaluate this information to help create or modify objectives to include in our work during the current 2022–25 strategic plan period.

Message From The Chair of The Dental Assisting Council



Cara Miyasaki, RDA, RDHEF, MS

I am Cara Miyasaki and serve as chair of the Dental Assisting Council (DAC). I am a licensed registered dental assistant (RDA) and a registered dental hygienist in extended functions (RDHEF), and I have always enjoyed dental assisting in private practice. At Foothill College in Los Altos Hills, I served as the department chair of the Dental Assisting Program for 32

years and am now adjunct part-time faculty and I earned a Master of Science degree from the University of California, San Francisco. I would like to take this opportunity to explain the purpose of the DAC and let you know about the DAC's recent activities.

The DAC considers all matters relating to dental assisting in California, on its own or at the request of the Board. Such matters include requirements for dental assistant examination, licensure, permitting, and renewal. The DAC holds public meetings several times a year, at which we regularly review updates in legislation that could affect dental assistants, applicable regulations, and licensing and examination statistics. Resulting recommendations are submitted to the Board for consideration and possible further action.

The DAC has seven members, including one RDA who is a member of the Board, another member of the Board, and five RDAs who represent as broad a range of dental assisting experience and education as possible. One of the five RDAs must be licensed as a registered dental assistant in extended functions (RDAEF). All five RDAs must have current and active Board licensure. Two of the five must be employed as faculty members of a Board-approved RDA educational program. A list of current DAC members can be found on the Board's **website**.

At the most recent meeting of the DAC in November 2023, we received the most recent Occupational Analysis (OA) of the RDA profession performed by the DCA Office of Professional Examination Services (OPES). The OA resulted in a new examination outline for the RDA Combined Written Examination, which is psychometrically valid and legally defensible.

The DAC also appointed a two-person working group to review and make recommendations to possibly revise the Board's regulations on dental assisting. The appointed members, myself and Council Vice Chair Jeri Fowler, RDAEF, OA, will work in consultation with Board staff and the Board's Regulatory Counsel to bring back any revised language for discussion and possible action by the DAC and the Board.

Executive Officer's Message



Tracy Monte

Welcome to our first newsletter of 2024 and the third since we reinstituted it after a long hiatus. We carefully select topics for each newsletter, such as informational items that the Board feels would benefit our readers, and articles describing Board services, including where to locate those services on the Board's website. Board staff have been working to

update information and links to make the Board's website more user-friendly. While the articles change in each issue, you should notice a pattern: each issue includes articles from the Board president, dental assisting council chair (new this issue) and the executive officer (me). In addition, the Board's recent enforcement actions (Hot Sheets) will be regularly included, as will the Full Groan comic.

We hope the newsletter will help close gaps in informationsharing and serve as a vehicle to educate our professional community. We also encourage readers to sign up to receive email alerts about major updates at:

Join or Leave Our Email List-Dental Board of California

The Board uses this subscriber list service to notify subscribers of major updates, for example, when:

- New procedures, advisories, regulations, or laws take effect.
- Agendas for public meetings are posted.
- Board actions from public meetings are posted.

In addition, you can follow the Board on X, the platform formerly known as Twitter, via @CaDentalBoard. There is a link to the account on our homepage.

This year will be a big year for the Board. We expect many changes will result from the Board's Sunset Review and the associated "sunset bill" (see article below).

The Board encourages you to follow these changes by watching for updates and contacting us if you have guestions.

Happy spring!

Sunset Review Process Continues

After the Board approved the draft Sunset Review report at the October 12, 2023 meeting, Board staff worked to finalize the report and have it distributed. At the end of December 2023, the report was submitted to the California State Assembly Committee on Business and Professions and Senate Committee on Business, Professions and Economic Development (Assembly and Senate Committees).

The submitted report can be viewed online in the Sunset Review Reports section of the Board's website (https://dbc.ca.gov/formspubs/index.shtml). Volume 1 is the main report, while Volumes 2 and 3 contain the attachments listed in Section 12 of the main report.

The Board's Joint Sunset Review Oversight Hearing was held by the Assembly and Senate Committees on March 12. The Board president and executive officer presented testimony and answered questions from the Assembly and Senate Committee members, and the public provided comments.

Information about the hearing is available through the Assembly and Senate Committees websites:

- https://sbp.senate.ca.gov/sunsetreviewhearingsa.gov.
- https://abp.assembly.ca.gov/hearings/joint-sunset-review-oversight-hearings.

Archive video is also available through the Senate video archive: https://www.senate.ca.gov/media-archive.

Interested parties can submit their comments to the Assembly and Senate Committees in writing through the Position Letter Portal: https://calegislation.lc.ca.gov/Advocates/faces/index.xhtml.

In preparation for the hearing, the Assembly and Senate Committees prepared a background paper concerning the Board, its operations, and other issues. The Board prepared a response to that paper. The hearing, the background paper,

Continued on page 4

and the Board's response will inform a "sunset bill" introduced by one of the Committees. The 2024 sunset bill, among other things, will set the next sunset date for the Board (most likely four years after the current sunset date, or January 1, 2029). The Board submitted recommended legislative proposals (discussed and approved at prior Board meetings) as part of the Sunset Review report that could be part of this sunset bill.

Correction

In the discussion of dental specialties on page 5 of the **November issue**, it was incorrectly stated that the specialty endodontics was recognized by the American Dental Association (ADA) in April 2021. Endodontics was recognized

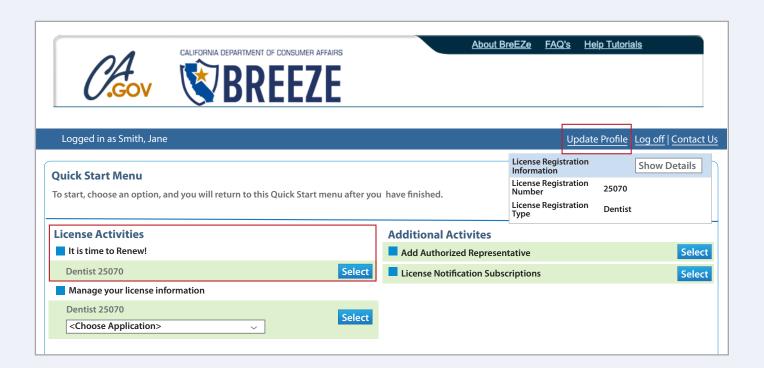
as a specialty by ADA in <u>1963</u>. In April 2021, the National Commission on Recognition of Dental Specialties and Certifying Boards (NCRDSCB) adopted a <u>new specialty definition</u> of endodontics. The Board regrets the error.

Information on License Renewal

Beginning in July 2021, the Board converted to an online-only license renewal process to better serve licensees and reduce processing times. As part of the transition, the Board no longer mails a paper renewal. Instead, licensees will be mailed a renewal reminder postcard approximately 90 days before their license or permit expires. Even if you do not receive a reminder postcard, you are responsible for renewing. In addition, your license or permit will be cancelled if you fail to renew within five years of the expiration date.

Licensees must renew online using the BREEZE system at www.breeze.ca.gov. If you do not have a BREEZE account, select New User to create one. Once you successfully log into your BREEZE account, begin the renewal by clicking the blue Select button under the License Activities heading. If you hold an additional license or permit(s), you can add them to your existing BREEZE account by selecting the Update Profile tab. Below is a sample of the BREEZE homepage.

Thank you for renewing timely!





Fictitious Name Permits and Additional Office Permits Do's and Don'ts

A Fictitious Name Permit (FNP) issued by the Board is required when a licensee is practicing, advertising, or otherwise indicating practice of dentistry under a name other than the name on the Board-issued dentist license. An Additional Office Permit (AOP) issued by the Board is required for each additional dental office beyond the first place of practice of a licensee.

FNP Requirements

To obtain an FNP, applicants must meet the requirements specified in Business and Professions Code (BPC) section 1701.5. An applicant must be a duly licensed dentist who holds a valid and active Board-issued dentist license and does not have any pending charges of unprofessional conduct filed against them. An applicant must also own or lease the dental office and fully control the practice that takes place at the physical establishment. In addition, pursuant to BPC section 1804, the permit name must include a family name, as well as a designation, for example, dental office, dental practice, or dental group.

When applying for an FNP, make sure the application is complete, including the fee. Board staff suggest that you review all supporting documents before submitting the application and verify that the FNP name meets the requirements specified in BPC section 1804. If registering as a corporation or partnership, submit supporting documentation such as a Partnership Agreement or Articles of a Professional Corporation. If the corporation name is already a fictitious name, the FNP must be issued under that fictitious name.

AOP Requirements

To obtain an AOP, applicants must meet the requirements specified in BPC section 1658 and California Code of Regulations (CCR), title 16, section 1045. The place to be registered as an additional office must be one in which the licensed dentist practices dentistry, holds any proprietary interest, or holds any right to participate in the management or control of that practice.

When applying for an AOP, make sure the application includes any supporting documentation. Similar to an FNP application, an AOP application may need to include a Partnership Agreement or Articles of a Professional Corporation. Because these permits are issued to individual licensees, each licensee who holds any proprietary interest in the practice or holds any right to participate in the management or control of the practice should apply separately for an AOP.

Both AOPs and FNPs are location-specific. Therefore, a new application is required when the location of the office changes. However, if the location of an issued AOP moves within the same county, the licensee may request a transfer of that AOP.

To help ensure compliance, we recommend visiting our website and emailing **DentalBoard@dca.ca.gov** if you have questions or concerns.



What Are Your Responsibilities as a Board-Approved Continuing Education Provider?

Continuing education (CE) is required for renewal of all licenses issued by the Board. CE courses on various dental topics must be taken with:

- A CE Registered Provider licensed by the Board, or
- A provider approved by the American Dental Association's Continuing Education Recognition Program (CERP) or the Academy of General Dentistry's Program Approval for Continuing Education (PACE).

Mandatory CE courses must be taken with a Registered Provider approved by the Board to offer that specific course: two-hour Infection Control, two-hour California Dental Practice Act, and two-hour Responsibilities and Requirements of Prescribing Schedule II Opioid Drugs (dentists only). Lists of approved mandatory course providers may be found on the Board's **Continuing Education** webpage.

Board-approved CE providers have the responsibilities specified in California Code of Regulations, title 16, section 1016, subsections (b)(1)(A)–(D), as applicable, (d), (e), (g), and (h).

Include Compliance Statement on Publications and Documents

Include the following statement on all certifications, course advertisements, brochures and other publications relating to all course offerings: "This course meets the Dental Board

of California's requirements for [insert number of] units of continuing education."

Issue Units of Credit for Attendance

Grant one unit of credit for every hour of contact instruction. Credit may be issued in half-hour increments. This credit applies to either academic or clinical instruction. Eight units is the maximum CE credit that can be granted for one day.

Establish a Course Registration Number

Establish an 11-digit registration number for each course. This number is used when issuing course credit and must appear on certificates of course completion. The following is a sample course registration number:

1.0-1234-24001

First Two Digits: Number of credits issued, separated by a decimal point.

Middle Four Digits: Registered CE Provider Permit Number.

Last Five Digits: The two-digit year the course was given, followed by the sequential ordering of courses offered within that calendar year.

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Furnish a Certificate of Course Completion

Furnish a written certification of course completion to each licensee certifying that the licensee has met the attendance requirements of the course. The certificate should contain the following:

- Licensee's name.
- Licensee's license or permit number.
- Provider's name.
- 11-digit course registration number (upper left corner).
- Date or dates attended.
- Number of units earned.
- Place for the licensee to sign and date verifying attendance.
- An authorizing signature of the provider or the providing entity.

The following statements should be included on the certificate of completion issued to the licensee:

- "All of the information contained on this certificate is truthful and accurate."
- "Completion of this course does not constitute authorization for the attendee to perform any services that the attendee is not legally authorized to perform based on their license or permit type."
- "This course meets the Dental Board of California's requirements for [insert number] units of continuing education."

Issue a Duplicate Certificate Upon Request

Upon request, the provider must issue a duplicate certificate to a licensee who has previously completed a course. The provider, not the licensee, must clearly mark the word "duplicate" on the certificate.

For a Co-sponsored Course, Assume Full Responsibility for Compliance

When two or more registered providers co-sponsor a course, only one provider number must be used for that course, and that provider must assume full responsibility for compliance with regulations.

State-Required 2-Hour CE Course in Prescribing Schedule II Opioids vs. Federally Required 8-Hour MATE Course: Which One Do I Need?

As of January 1, 2023, holders of California dentist licenses are required to complete a two-hour, Board-approved CE course on the responsibilities and requirements of prescribing Schedule II opioids as part of their license renewal. This course must include the practices for pain management in dentistry, regulatory requirements for prescribers and dispensers, and dental office procedures for managing vulnerable patients or patients with a substance use disorder. This course is required for dentist license renewal even if a dentist does not prescribe medications and/or Schedule II opioids.

This California-required two-hour course is often confused with the federally required eight-hour training in the treatment and management of patients with opioid or other substance use disorders. The eight-hour training is required for all controlled substance prescribers who apply for or renew their registration with the U.S. Drug Enforcement Administration (DEA) and was mandated by the Medication Access and Training Expansion (MATE) Act of 2021. The MATE course is *not* required to renew a California license and will *not* be accepted in lieu of the mandatory two-hour Board-approved CE course. For more information regarding CE requirements for renewal of a dentist license, please visit the Board's website.

Please direct all questions and inquiries concerning the MATE Act to **www.DEAdiversion.usdoj.gov**.

Did You Know?—Notes from the Enforcement Program

The Enforcement Program would like to pass on some important information to licensed dentists.

Board inspectors or investigative staff may inspect the premises, licensing documents, and records of a licensee when:

- A complaint has been made against a licensee or dental assistant;
- After a licensed dentist reports the death or hospitalization of a patient; or

• The Board has received information on unlicensed practice at the premises.

Failure to allow an inspection may result in the denial, suspension, or revocation of the license or permit for unprofessional conduct in accordance with Business and Professions Code (BPC) sections 1611; 1611.5, subdivision (b); 1670; and/or 1680, subdivision (z)(1).



10 Arrested for Unlicensed Practice of Dentistry in Undercover Operation

Working with the Los Angeles County Department of Public Health's Radiation Management Program, the Board conducted a successful undercover sting operation in Southern California in September 2023. The nine-day Southern California Undercover Dentistry (SCUD) operation in the county resulted in 10 arrests for the unlicensed practice of dentistry. Eight individuals were arrested for practicing dentistry without a license, and two were arrested for aiding and abetting the practice of dentistry without a license. the individuals may now face fines up to \$3,000 or imprisonment in the county jail, or both.

The Board's highest priority is the protection of the public. It is unlawful for anyone to engage in the practice of dentistry in California or to represent themselves to the public as a dentist unless they are licensed by the Board. Not only is unlicensed activity unlawful, but it also poses great danger to consumer health and safety.



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NEWS RELEASE

FOR IMMEDIATE RELEASE October 31, 2023 Office of Public Affairs (916) 574-8170 media@dca.ca.gov

10 Arrested for Unlicensed Practice of Dentistry in Undercover Operation

Dental Board of California, Los Angeles County Department of Public Health Joint Enforcement Effort Leads to Arrests

SACRAMENTO, Calif.—The California Department of Consumer Affairs' (DCA)

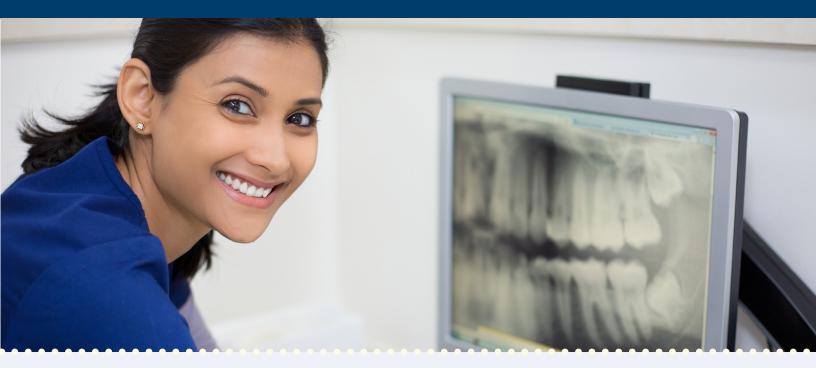
<u>Dental Board of California</u> (Board), working in conjunction with the <u>Los Angeles</u>

<u>County Department of Public Health's Radiation Management Program</u>,
recently conducted a successful undercover sting operation in Southern

California resulting in 10 arrests for the unlicensed practice of dentistry.

The Board conducted a nine-day Southern California Undercover Dentistry (SCUD) operation in Los Angeles County last month. As a result, eight individuals were arrested for practicing dentistry without a license, and two were arrested for aiding and abetting the practice of dentistry without a license. The individuals may now face fines up to \$3,000 or imprisonment in the county jail, or both. Sworn Board investigators involved in the operation made the arrests.

The Board's highest priority is the protection of the public. It is illegal for anyone to engage in the practice of dentistry in California or to represent themselves to the public as a dentist unless they are licensed by the Board. Not only is unlicensed activity illegal, but it also poses areat danger to consumer health



Taking Courses to Qualify for RDA Licensure? Make Sure the Courses Are Approved by the Board

The Board has received information that some dental assisting educational programs or courses are advertising claims of "Board accreditation" or "Board approval" that are either untrue or misrepresent facts.

To qualify for Board-issued dental auxiliary licenses and permits, applicants are required to complete Board-approved

dental assisting educational programs or courses, as specified in statute and regulation.

Before enrolling in a dental assisting program or course, make sure it is offered by a Board-approved provider.

Visit the Board's website for a <u>list of Board-approved</u> <u>program and course providers</u>. If you have any questions, please email us at **DA.Program@dca.ca.gov**.

Thank You to Anesthesia and Sedation Evaluators!

The Board would like to thank the general anesthesia (GA), medical general anesthesia (MGA), and moderate sedation (MS) permitholders who have volunteered their time as evaluators for the Board's onsite inspection and evaluation program. Evaluators help the Board protect the public and maintain patient access to anesthesia and sedation services and are an important part of the Board's inspection and evaluation process.

Each GA, MGA, or MS permit applicant or holder must be evaluated by a Board evaluator to obtain and/or maintain a GA, MGA, or MS permit. A team of two Board evaluators perform the onsite inspection, provide an independent evaluation of the licensee, and recommend a grade on a pass-fail system.

If you are a GA, MGA, or MS permitholder and are interested in becoming an evaluator, please email the Anesthesia Unit staff at AU.Program@dca.ca.gov. Among other requirements, you must possess a current, active, and unrestricted license from the Board or the Medical Board of California; and you must have used general anesthesia, deep sedation, or moderate sedation in a dental practice setting for a minimum of three years immediately preceding your application, exclusive of any training.

The requirements to become an evaluator are detailed in California Code of Regulations (CCR), title 16, section 1043.2. Grading of onsite inspections and evaluations is explained in CCR, title 16, section 1043.6. Evaluators receive a small stipend and can earn continuing education credit.

The Hot Sheet Board Enforcement Actions July-December 2023



The Board's Enforcement Unit investigates reported criminal and administrative violations in the dental profession. If violations are substantiated, suspected violators are referred for administrative disciplinary proceedings or prosecution.

Note: The table below shows administrative disciplinary actions taken in the most recently completed half of the fiscal year. To see current actions taken, visit the Board's **Hot Sheets** webpage.

Licensee Name	License No.	Action	Effective Date
Adeeb, Ayman	DDS 61190	Accusation Filed	8/29/23
Alami-Rad, Farzan	DDS 61435	2 Years Probation	11/1/23
Amador, Alyssa	RDA 10087	3 Years Probation	9/1/23
Amani, Baktash	DDS 101350	Public Reproval	9/21/23
Aslani, Ashkan	DDS 60074	Accusation Filed	11/28/23
Ayala, Efrain	RDA 96314	Revocation	11/1/23
Barkhordar, Omid	DDS 58536	Accusation Filed	11/16/23
Bass, Robert	DDS 60115	Early Termination of Probation	10/18/23
Betz, Julie	RDA 72212	Accusation Filed	12/12/23
Bezad, Patricia	DDS 54696	Accusation Filed	10/6/23
Buznikov, Alexei	DDS 51322	Accusation and Petition to Revoke Probation Filed	9/26/23
Choe, Steeve	DDS 32281	2 Years Probation	12/13/23
Colio, Julisa	RDA 92481	Revocation	11/1/23
Do, William	DDS 43527	Accusation Filed	9/12/23
Doherty, Shannon	RDA 95318	Accusation Filed	10/27/23
Freeman, Fatemeh	DDS 54848	5 Years Probation	12/13/23
Ghiassi, Nadar	DDS 49887	Accusation Filed	7/21/23
Gillin, Scott	MGA 164	Accusation Filed	7/27/23
Gilmore, Pamela	RDA 12576	Voluntary Surrender	12/28/23
Hernandez, Suhan	RDA 77705	Accusation Filed	8/2/23
Jabaiti, Tariq	DDS 102526	4 Years Probation	12/8/23
Jang, Yi Kwon	DDS 102686	Accusation Filed	9/12/23
Jones, Bradley	DDS 37678	First Amended Accusation	10/3/23
Joyce, Lindsey	RDA 66588	Revocation	9/21/23

Licensee Name	License No.	Action	Effective Date
Kang, Dong Gil	DDS 64566	3 Years Probation	9/21/23
Khodai, Shahram	DDS 43027	5 Years Probation	12/8/23
Lai, Hoa	DDS 48816	Accusation Filed	12/13/23
Loisel, Mark	DDS 30917 CS 607	Voluntary Surrender	9/27/23
Lopez Tinoco, Yara	DDS 57581	Accusation Filed	7/6/23
Luna, Yvette	RDA 95241	First Amended Accusation Filed	12/8/23
Mai, Vu V	DDS 47942	2 Years Probation	11/22/23
Miller, Kalashini	DDS 37877	Petition to Revoke Probation Filed	7/24/23
Milnes, Tina	RDA 30629	5 Years Probation	7/20/23
Nassar, Hadi	DDS 60115 GA 1723	5 Years Probation	9/20/23
Nigoghosian, Harry	DDS 63486	Accusation Filed	7/21/23
Nikjoo, Ebi	DDS 57117	35 Months Probation	9/1/23
Ontiveros, Luis	RDA 87697	Accusation Filed	11/9/23
Ortega, Valerie	RDA 72082	Revocation	7/20/23
Overly, Bryn	RDA 54233	Accusation Filed	11/30/23
Pages, Harry	DDS 34539	Accusation Filed	7/18/23
Pak, Mark	DDS 49966	5 Years Probation	7/5/23
Paniagua, Ned	DDS 49968	5 Years Probation	12/8/23
Pattanayak, Pranatee	DDS 59207	Accusation Filed	12/15/23
Perez, Maria	RDA 97101	Accusation Filed	11/20/23
Pryor III, Cornelius	DDS 35538	Early Termination of Probation	11/22/23
Purps, Sabine	DDS 47157	35 Months Probation	11/22/23
Ramakumar, Suman	DDS 52456	Accusation Filed	10/20/23
Riaz, Samreen	DDS 62312	Suspension	9/1/23
Romayor, Misty	RDA 80512	Revocation	11/22/23
Salas, Andres	RDA 95166	Revocation	9/1/23
Sanders, Lejae	RDA 92133	Revocation	9/1/23

Licensee Name	License No.	Action	Effective Date
Seini, Samira	DDS 57393	Public Reproval	9/1/23
Shodan, Harin	DDS 46966	Accusation Filed	11/16/23
Smith, Craig	DDS 35552	Accusation Filed	8/4/23
Somani, Amit	DDS 59454	Accusation Filed	10/27/23
Sue, Robert	DDS 28096	Public Reproval	7/20/23
Tatevossian, Steve	DDS 43499	Public Reproval	7/20/23
Tawfik, Sahar	DDS 42502	Accusation Filed	9/12/23
Tran, Jana	DDS 44107	Accusation Filed	10/20/23
Weed, Spencer	DDS 109591	3 Years Probation	9/21/23
Wei, Roger	DDS 63196	First Amended Accusation Filed	9/29/23
Winther, Gloria	RDA 89911	Voluntary Surrender	12/28/23
Wolfe, Danielle	RDA 101454	35 Months Probation	11/22/23
Yeliazyan, Aram	DDS 50025	Accusation Filed	10/27/23
Zhang, Jiaching	DDS 50552	Accusation Filed	10/6/23

Full Groan Comic

The creator of Full Groan Comics is a member of Board staff.

