

T. Gerald Walker, DMD  
*President*  
Douglas Beckham, DMD  
*Vice-President*  
Mark R. McIlwain, DMD, MD  
*Secretary/Treasurer*  
Adolphus M. Jackson, DMD  
Kevin M. Sims, DMD, MS  
Bruce E. Cunningham, DMD  
Sherry S. Campbell, RDH



Bradley W. Edmonds, JD, MBA, MS  
*Executive Director*

Donna L. Dixon, DMD, MA, JD  
*Prosecuting Attorney*

## **BOARD OF DENTAL EXAMINERS OF ALABAMA**

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### MINUTES BOARD MEETING December 6-7, 2018

The Board of Dental Examiners of Alabama met Thursday December 6, 2018, at the Board Office in Hoover, Alabama to conduct business.

The President called the meeting to order at 5:57 p.m. with the following members in attendance: Dr. Thomas Gerald Walker, President; Dr. Douglas Beckham, Vice-President; Dr. Mark Ray McIlwain, Secretary/Treasurer; Dr. Adolphus M. Jackson; Dr. Kevin M. Sims; Dr. Bruce E. Cunningham; and Sherry Skinner Campbell, RDH. Also in attendance were Brad W. Edmonds, Esq., Executive Director; Dr. Donna Dixon, Esq., Prosecuting Counsel; Dr. Mike Koslin, Director, Anesthesia Committee; Kevin Lane, Compliance Director; Blake Strickland, Investigator; Steve Windom, Legislative Representative, and Linda Dlugosz, Licensing Clerk.

The President determined that a quorum was present; Counsel orally confirmed.

The meeting was advertised on the Board's website, [www.dentalboard.org](http://www.dentalboard.org), and on the Secretary of State's website, [www.sos.alabama.gov](http://www.sos.alabama.gov), in compliance with the Alabama Open Meetings Act.

Steve Windom presented the Legislative Report.

He updated members on election results, other activities in Montgomery, and what to expect in the near future. President Dr. Walker thanked him for his report; Mr. Windom left the meeting.

The President asked for review of the minutes from the November 1-2, 2018 meeting. A correction was noted. Dr. McIlwain moved to approve the minutes as presented with one correction as noted. Dr. Jackson seconded the motion and it was approved by general consent.

Dr. McIlwain presented the Financial Report. Dr. Cunningham moved to approve the report as presented. Dr. Jackson seconded the motion and it was approved by general consent.

At 6:25 p.m. Dr. Cunningham moved to enter into Executive Session for the discussion of negotiations of a real estate purchase and to return to public session at 6:45 p.m. Dr. Jackson

seconded the motion and the President called for the vote: Dr. Cunningham, yea, Dr. Jackson, yea, Dr. McIlwain, yea, Dr. Walker, yea, Dr. Beckham, yea, Dr. Sims, yea, Ms. Sherry Campbell, yea. The motion carried. At 6:40 p.m. the Board retired from Executive Session.

Dr. Cunningham moved to authorize the Executive Director to negotiate termination of the purchase contract of the building on Rocky Ridge Road with additional reasonable resources and to negotiate continuation of existing lease. Dr. McIlwain seconded the motion and the President called for the vote: Dr. Cunningham, yea, Dr. Jackson, nay, Dr. McIlwain, yea, Dr. Walker, yea, Dr. Beckham, yea, Dr. Sims, yea, Ms. Sherry Campbell, yea. The motion carried.

Members appointed Dr. Jackson, Dr. Beckham, and Ms. Campbell as Committee to evaluate staff salaries. They will consider a proposal from Mr. Edmonds to allow him to do a one-time adjustment of staff salaries for 2019 and give him their decision at the January meeting.

Dr. Sims moved to approve Dr. Emily Knight's request to supplement her WREB scores with the section of another Regional Exam in order to fulfill the requirements for initial licensure. Dr. Beckham seconded the motion and it was approved by general consent. After discussion, Dr. Cunningham moved to allow future applicants to supplement their Regional scores as needed without requiring approval. Dr. McIlwain seconded the motion and it was approved by general consent.

Dr. Beckham moved to approve out-of-state travel for all Board members and the Executive Director to attend the AADB meeting and the Southern Conference of Deans and Directors as well as approval for members and administrative staff to attend Examiner of Public Accounts Board Training March 1<sup>st</sup>. Ms. Campbell seconded the motion and it was approved by general consent.

Dr. McIlwain moved to approve issuing a wall certificate that includes the expiration date for recipients of a Special Purpose License. Dr. Sims seconded the motion and it was approved by general consent.

Mr. Edmonds proposed that CE auditing be performed in-house. Members instructed him to begin conducting the audits at his discretion.

Members reviewed a request by Dr. Gary Rice for approval of an Infiltration Course created by University of Tennessee. More details of the course will be obtained before a decision can be made.

Members reviewed request for approval of an Oral Conscious Sedation Course created by Dr. Brian McGue out of North Carolina. Dr. McIlwain moved to approve the course for the issuance of the initial Oral Conscious Sedation permit. Dr. Cunningham seconded the motion and it was approved by general consent.

Dr. McIlwain moved to approve Dental Licensure by Credentials based on successful completion of the jurisprudence exam for the following applicants. Dr. Beckham seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

- Terry Garner, DMD

- Laney Smith, DDS
- Mace Thomas, EME

Dr. Sims moved to approve Dental Licensure by Regional Exam based on successful completion of the jurisprudence exam for the following applicants. Dr. Jackson seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

- Claudia Green, DMD
- Ya-Sin Peaks, DMD, MD
- Caroline Spruill, DMD
- Monique Trice, DMD

Dr. McIlwain moved to approve Dental Hygiene Infiltration Permit for the following applicants who were trained at UAB. Dr. Jackson seconded the motion and it was approved by general consent.

- |                      |                                |                        |
|----------------------|--------------------------------|------------------------|
| • Sheila Akers, RDH  | • Casey Hayes, RDH             | • Sherry Campbell, RDH |
| • Angela Boles, RDH  | • Angela Jones, RDH            | • Brandy Taylor, RDH   |
| • Laurie Bolt, RDH   | • Ave Krebs, RDH               | • Renea Chapman, RDH   |
| • Pamela Butler, RDH | • Robin Rigsby, RDH            | • Stephanie Byers, RDH |
| • Victoria Cobb, RDH | • Stephanie Summerford,<br>RDH |                        |

Dr. Sims moved to approve Dental Hygiene Infiltration Permit for the following applicants who were trained at an out-of-state facility. Dr. Cunningham seconded the motion and it was approved by general consent.

- Michele Alcalá, RDH
- Elizabeth Bert, RDH
- Valorie Leonard, RDH

At 7:59 p.m. Dr. McIlwain moved to enter into Executive Session for the discussion of pending litigation and to return to public session at 8:10 p.m. Dr. Jackson seconded the motion and the President called for the vote: Dr. Cunningham, yea, Dr. Jackson, yea, Dr. McIlwain, yea, Dr. Walker, yea, Dr. Beckham, yea, Dr. Sims, yea, Ms. Sherry Campbell, yea. The motion carried. At 8:02 p.m. the Board retired from Executive Session.

The President recessed the meeting until 8:30 a.m. Friday Dec. 7.

**MINUTES**  
**BOARD MEETING**  
Friday December 7, 2018

The Board of Dental Examiners of Alabama met Friday December 7, 2018, at the Board Office in Hoover, Alabama to conduct business.

The President called the meeting to order at 8:32 a.m. with the following members in attendance: Dr. Thomas Gerald Walker, President; Dr. Douglas Beckham, Vice-President; Dr. Mark Ray McIlwain, Secretary/Treasurer; Dr. Adolphus M. Jackson; Dr. Kevin M. Sims; Dr. Bruce E. Cunningham; and Sherry Skinner Campbell, RDH. Also in attendance were Brad W. Edmonds, Esq., Executive Director; Dr. Donna Dixon, Esq., Prosecuting Counsel; Dr. Mike Garver, Wellness Committee, Kevin Lane, Compliance Director; Blake Strickland, Investigator; and Linda Dlugosz, Licensing Clerk.

The President determined that a quorum was present; Counsel orally confirmed.

The meeting was advertised on the Board's website, [www.dentalboard.org](http://www.dentalboard.org), and on the Secretary of State's website, [www.sos.alabama.gov](http://www.sos.alabama.gov), in compliance with the Alabama Open Meetings Act.

Dr. Garver presented the Wellness Committee Report.

He advised members of cases in which some activity has taken place since the last month's report.

Dr. Garver advocated for the reinstatement of dental license for the Wellness participant of case D-15. Dr. Cunningham moved to approve reinstatement of the dental license. Dr. Sims seconded the motion and it was approved by general consent with the hygiene member abstaining from the vote.

Dr. Garver has reviewed and gives his approval of the newly revised complaint protocol. This concluded his report.

Dr. Bruce E. Cunningham moved that the Respondent of case #2018-82 has no evidence to sustain. Dr. Jackson seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

In preparation for a public hearing Blake Strickland checked the halls and foyer and ascertained that no one was waiting to attend the hearing. The President convened the public hearing. Mr. Strickland read aloud Rule 270-X-5.09 *Non Disciplinary Administrative Penalties* with proposed revisions. There were no public objections or comments received on the Rule changes. Dr. McIlwain moved to approve the Rule changes as read. Dr. Cunningham seconded the motion and it was approved by general consent. The President closed the public hearing and returned to regular board meeting.

At 9:10 a.m. the President turned the meeting over to Aaron Dettling, Administrative Law Judge, to conduct a hearing In the Matter of Dr. Josie Hahn Reynolds. The hearing concluded at 10:00 a.m.

Dr. Sims moved to enter into Executive Session for the discussion of the general reputation, character, and/or professional competence of licensees. Dr. Beckham seconded the motion and the President called for the vote: Dr. Cunningham, yea, Dr. Jackson, yea, Dr. McIlwain, yea, Dr. Walker, yea, Dr. Beckham, yea, Dr. Sims, yea, Ms. Sherry Campbell, yea. The motion carried. At 10:32 a.m. the Board retired from Executive Session. The President announced a short break.

At 10:50 a.m. the President turned the meeting over to Aaron Dettling, Administrative Law Judge, for a hearing *In the Matter of Dr. Patrick E. Crow*. The hearing concluded at 11:47 a.m.

Dr. Cunningham moved to enter into Executive Session for the discussion of the general reputation, character, and/or professional competence of licensees. Dr. Jackson seconded the motion and the President called for the vote: Dr. Cunningham, yea, Dr. Jackson, yea, Dr. McIlwain, yea, Dr. Walker, yea, Dr. Beckham, yea, Dr. Sims, yea, Ms. Sherry Campbell, yea. The motion carried. At 12:15 p.m. the Board retired from Executive Session. Dr. Jackson left the meeting.

Dr. Beckham moved to approve Dental Hygiene Licensure by Regional Exam based on successful completion of the jurisprudence exam for the following applicants. Dr. Sims seconded the motion and it was approved by general consent.

- Danika Gray-Goodroad, RDH
- Kimberly Griffin, RDH
- Britley Hewitt, RDH
- Jady Lessman, RDH
- Katheryn Lynch, RDH
- Shatavia Mason, RDH
- Mila Nguyen, RDH

Ms. Campbell moved to approve Dental Hygiene by Credentials based on successful completion of the jurisprudence exam for the following applicants. Dr. McIlwain seconded the motion and it was approved by general consent

- Debra Carpenter, RDH
- Christina Lopez, RDH
- Mandy Veasey, RDH

Blake Strickland presented the Inspection Report.

All 2018 required inspections have been completed; all clinics passed. Mr. Strickland will begin again around March with inspections for 2019. He thanked members for the opportunity to serve on this, his 3-year anniversary with the Board.

Brad Edmonds presented the Executive Director Report.

Members approved the Statutes and History document draft that Mr. Edmonds distributed Friday. Some licensees are formally disputing the 4% credit card *convenience fee* for license renewal that show up as payee that they do not recognize. Ms. Lankford has to address each dispute. Next year there will be an explanation sent with the emailed notice so that licensees will be less apt to dispute.

Members discussed the draft complaint protocol. Members made suggestions for changes and Mr. Edmonds drafted them. Dr. Cunningham moved to approve the draft protocol as amended. Dr. McIlwain seconded the motion and it was approved by general consent. This completed the Executive Director Report.

The Board has received multiple anonymous and some informal complaints about a particular licensee. Dr. Dixon will have to inform those who sent their contact information that only a formal complaint can be accepted before anything can be done about a problem.

Dr. Sims moved that case #2018-45 has no evidence to sustain. Dr. Beckham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Sims moved that case #2018-58 has no evidence to sustain. Dr. Cunningham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Sims moved that case #2018-63 has no evidence to sustain. Dr. Cunningham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Cunningham moved that case #2018-40 has no evidence to sustain. Dr. Beckham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. McIlwain moved that case #2018-59 has no evidence to sustain. Dr. Beckham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. McIlwain moved that case #2018-62 has no evidence to sustain. Dr. Beckham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Beckham moved to send a *cease and desist* letter to the Respondent of case #2018-69. Dr. Cunningham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

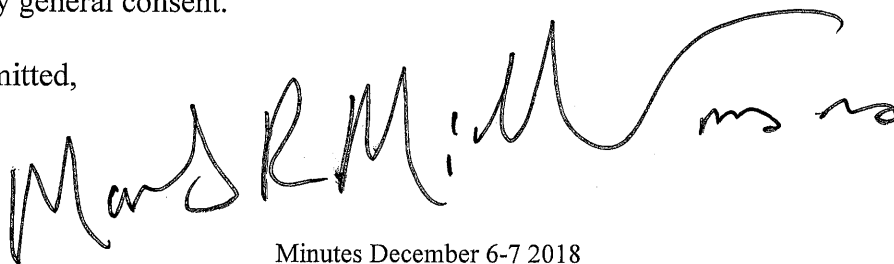
Dr. Cunningham moved to notice the Respondent of case #2018-34 for a hearing. Dr. Sims seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Cunningham moved that case #2018-70 has no evidence to sustain. Dr. Sims seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

Dr. Cunningham moved to notice the Respondent of case #2018-47 for a hearing. Dr. Beckham seconded the motion and it was approved by general consent with the case team leader and hygiene member abstaining from the vote.

At 1:27 p.m. Ms. Sherry Campbell moved to adjourn the meeting. Dr. Sims seconded the motion and it was approved by general consent.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Mary R. McIlwain". The signature is written in a cursive style with a large, sweeping flourish at the end.

Dr. Mark Ray Mellwain, Secretary/Treasurer

Approved: Jan. 10, 2019  
Submitted by: Linda Dlugosz

**BOARD OF DENTAL EXAMINERS OF ALABAMA**  
**Profit & Loss Budget Performance**  
 October 2018

Oct 2018 for Dec 2018  
 Balance as of 10/31/2018  
 Checking: \$841,814.21  
 MM: \$1,651,897.62  
 Variance

	<u>Oct 18</u>	<u>Budget</u>	<u>Oct 18</u>	<u>YTD Budget</u>	<u>Annual Budget</u>
<b>Ordinary Income/Expense</b>					
<b>Income</b>					
317 · Def. Revenue MDF Permit	0.00	0.00	0.00	0.00	0.00
501 · Annual Dental Registration	61,200.00	171,933.33	61,200.00	171,933.33	515,800.00
502 · Annual Hygiene Registration	40,755.00	95,073.33	40,755.00	95,073.33	285,220.00
503 · Controlled Substance Fee	30,055.00	82,000.00	30,055.00	82,000.00	246,000.00
504 · Annual Teaching Permits	900.00	2,000.00	900.00	2,000.00	6,000.00
505 · ADHP Certification	0.00	0.00	0.00	0.00	12,000.00
508 · ADHP	0.00	0.00	0.00	0.00	135,000.00
509 · Dental Exam Fee	0.00	750.00	0.00	750.00	9,000.00
510 · Original License Fee	75.00	322.92	75.00	322.92	3,875.00
511 · Licenses Reprint Fee	50.00	83.33	50.00	83.33	1,000.00
512 · Dental Hygiene Exam Fee	600.00	1,250.00	600.00	1,250.00	15,000.00
515 · Penalty Fee	650.00	583.33	650.00	583.33	7,000.00
516 · Privilege License Money	0.00	0.00	0.00	0.00	20,000.00
517 · Interest Inc - checking	28.06	16.67	28.06	16.67	200.00
518 · Parental Sedation Permit Fee	0.00	916.67	0.00	916.67	11,000.00
519 · Anesthesia Permit	1,800.00	2,500.00	1,800.00	2,500.00	30,000.00
521 · Other Income	0.00	41.67	0.00	41.67	500.00
525 · Dent Hyg Bd Appl	0.00	625.00	0.00	625.00	7,500.00
526 · ADHP Materials	0.00	0.00	0.00	0.00	65,000.00
527-1 · Administrative Costs	588.00	416.67	588.00	416.67	5,000.00
527-3 · Administrative Fines	0.00	0.00	0.00	0.00	0.00
527 · Disciplinary Fines (Prior)	45,253.00	0.00	45,253.00	0.00	0.00
528 · Initial Anesthesia Evaluation	1,450.00	2,083.33	1,450.00	2,083.33	25,000.00
529 · OCS Annual Reg. Fee	2,700.00	6,675.00	2,700.00	6,675.00	20,025.00
530 · Licensure By Credentials	4,675.00	4,166.67	4,675.00	4,166.67	50,000.00
531 · RETURNED CHECK CHARGES	30.00	41.67	30.00	41.67	500.00
532 · OCS Initial App. Fee	0.00	83.34	0.00	83.34	1,000.00
533 · Dental Lic. Bd Exam Application	0.00	1,500.00	0.00	1,500.00	18,000.00
540 · Special Purpose Dental Lic Fee	0.00	83.33	0.00	83.33	1,000.00
545 · Special Purpose Hygiene Lic Fee	0.00	41.67	0.00	41.67	500.00



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617 - MDF Permits	0.00	541.67	0.00	541.67	6,500.00	
800 - 800-OVERPAYMENTS	0.00	0.00	0.00	0.00	0.00	
<b>Total Income</b>	<b>190,809.06</b>	<b>373,729.60</b>	<b>190,809.06</b>	<b>373,729.60</b>	<b>1,497,620.00</b>	
<b>Gross Profit</b>	<b>190,809.06</b>	<b>373,729.60</b>	<b>190,809.06</b>	<b>373,729.60</b>	<b>1,497,620.00</b>	
<b>Expense</b>						
0100-0 - Personnel Costs	46,277.94	42,500.00	46,277.94	42,500.00	510,000.00	Interim ED
0114-0 - Board Member Compensation	6,350.00	8,333.33	6,350.00	8,333.33	100,000.00	
0198-0 - Bonus	0.00	0.00	0.00	0.00	3,200.00	
0201-0 - Payroll Expenses	6,311.71	4,000.00	6,311.71	4,000.00	48,000.00	Interim ED
0202-0 - Pension Plan	84,194.25	0.00	84,194.25	0.00	75,000.00	
0203-0 - Medical Insurance	3,671.46	7,500.00	3,671.46	7,500.00	90,000.00	
0204-0 - Workman Comp. Ins.	0.00	0.00	0.00	0.00	6,600.00	
0205 - Unemployment Fees	0.00	0.00	0.00	0.00	0.00	
0300-0 - Travel - In-State	804.11	2,083.34	804.11	2,083.34	25,000.00	
0400-0 - Travel - Out-of-State	1,699.51	2,333.33	1,699.51	2,333.33	28,000.00	
0500-0 - Repairs & Maintenance	295.00	425.00	295.00	425.00	5,100.00	
0600-1 - Rentals & Leases/Offsite Meetin	0.00	87.50	0.00	87.50	1,050.00	
0600-2 - NEW OFFICE SPACE	0.00	2,083.34	0.00	2,083.34	25,000.00	
0602-1 - Rent on Building	8,692.36	8,700.00	8,692.36	8,700.00	104,400.00	
<b>0700-0 - Utilities &amp; Communications</b>						
0700-1 - Utilities - Telephone	319.67	708.34	319.67	708.34	8,500.00	
0700-2 - Utilities - Cell Phone	0.00	0.00	0.00	0.00	0.00	
0700-3 - Utilities - Power	594.20	708.34	594.20	708.34	8,500.00	
0700-4 - Utilities - Internet	375.00	375.00	375.00	375.00	4,500.00	
<b>Total 0700-0 - Utilities &amp; Communications</b>	<b>1,288.87</b>	<b>1,791.68</b>	<b>1,288.87</b>	<b>1,791.68</b>	<b>21,500.00</b>	
0800-0 - Professional Services	13,864.99	15,416.67	13,864.99	15,416.67	185,000.00	
0800-1 - Membership Dues & Subscriptions	879.00	1,333.34	879.00	1,333.34	16,000.00	
0801-0 - Board Attorney Fees	0.00	1,250.00	0.00	1,250.00	15,000.00	
0840-0 - CONSULTANTS	5,000.00	6,000.00	5,000.00	6,000.00	72,000.00	
0899-1 - Evaluator Fees	0.00	1,000.00	0.00	1,000.00	12,000.00	
0899-2 - Hearing Officer Fees	0.00	166.67	0.00	166.67	2,000.00	
0899-5 - Website	0.00	0.00	0.00	0.00	0.00	

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0899-6 · A.D.H.P. Materials & Supplies	0.00	250.00	0.00	250.00	3,000.00	
0900-0 · Office Expense	807.21	1,125.00	807.21	1,125.00	13,500.00	
0900-1 · Recycle / Paper Disposal	50.00	50.00	50.00	50.00	600.00	
0902-0 · NPDB HIPDB License Background	0.00	16.67	0.00	16.67	200.00	
0906-0 · Printing & Supplies	60.00	166.67	60.00	166.67	2,000.00	
0910-0 · Postage	1,000.00	583.34	1,000.00	583.34	7,000.00	Renewals
0924-0 · Insurance	9,465.00	0.00	9,465.00	0.00	9,000.00	
0944 · Computer Expenses						
0944-0 · Computer Updates	0.00	1,500.00	0.00	1,500.00	18,000.00	
0944-1 · Computer Support	1,023.00	5,833.34	1,023.00	5,833.34	70,000.00	
0944 · Computer Expenses - Other	0.00	0.00	0.00	0.00	0.00	
<b>Total 0944 · Computer Expenses</b>	<b>1,023.00</b>	<b>7,333.34</b>	<b>1,023.00</b>	<b>7,333.34</b>	<b>88,000.00</b>	
0950-0 · Penalty	0.00	0.00	0.00	0.00	0.00	
0951-0 · NSF	0.00	8.34	0.00	8.34	100.00	
0999-0 · MISC.	93.47	83.34	93.47	83.34	1,000.00	
1000-1 · Vehicle Repairs & Maint.	0.00	83.34	0.00	83.34	1,000.00	
1000-2 · Vehicle Fuel	374.89	250.00	374.89	250.00	3,000.00	
1400-0 · Equipment						
0600-3 · Equipment Rental/Lease	509.79	1,860.00	509.79	1,860.00	22,320.00	
1400-0 · Equipment - Other	1,852.94		1,852.94		0.00	
<b>Total 1400-0 · Equipment</b>	<b>2,362.73</b>	<b>1,860.00</b>	<b>2,362.73</b>	<b>1,860.00</b>	<b>22,320.00</b>	
6950 · Bank & CC Service Fees	261.95	170.84	261.95	170.84	2,050.00	
<b>Total Expense</b>	<b>194,827.45</b>	<b>116,985.08</b>	<b>194,827.45</b>	<b>116,985.08</b>	<b>1,497,620.00</b>	
<b>Net Ordinary Income</b>	<b>-4,018.39</b>	<b>256,744.52</b>	<b>-4,018.39</b>	<b>256,744.52</b>	<b>0.00</b>	
<b>Other Income/Expense</b>						
<b>Other Income</b>						
524 · NSF Checks	0.00	0.00	0.00	0.00	0.00	
527-2 · ADPWC - Monitoring Fee	965.00	0.00	965.00	0.00	0.00	
<b>Total Other Income</b>	<b>965.00</b>	<b>0.00</b>	<b>965.00</b>	<b>0.00</b>	<b>0.00</b>	
<b>Net Other Income</b>	<b>965.00</b>	<b>0.00</b>	<b>965.00</b>	<b>0.00</b>	<b>0.00</b>	
<b>Net Income</b>	<b>-3,053.39</b>	<b>256,744.52</b>	<b>-3,053.39</b>	<b>256,744.52</b>	<b>0.00</b>	