

**BEFORE THE IOWA DENTAL BOARD OF THE STATE OF IOWA**

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**IN THE MATTER OF THE NOTICE OF HEARING AGAINST**

**STUART S. COBB, D.D.S., RESPONDENT**

**IOWA CITY, IOWA**

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**NOTICE OF HEARING, SETTLEMENT AGREEMENT and FINAL ORDER**

**(combined)**

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**COMES NOW** the Iowa Dental Board (the Board), and Stuart S. Cobb, D.D.S. (Respondent), on April 15, 2009, and pursuant to Iowa Code Sections 17A.10(2) and 272C.3(4), enter into the following combined Notice of Hearing, Settlement Agreement and Final Order.

**NOTICE OF HEARING**

1. A hearing on this matter will not be held as the Board and Respondent have entered into the following combined Notice of Hearing, Settlement Agreement and Final Order.
2. Respondent was issued license number 6783 to practice dentistry in the state of Iowa on July 1, 1982.
3. Respondent's Iowa dental license is current and on active status until August 31, 2010.

## **LEGAL AUTHORITY AND JURISDICTION**

4. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 147, 153 and 272C.

## **SECTIONS OF STATUTES AND RULES INVOLVED**

### **COUNT I**

5. The Respondent is charged with violating the rules of this chapter when he engaged in the practice of dentistry in Iowa after failing to renew his dental license following its expiration, in violation of 650 Iowa Administrative Code Section 14.4(2).

## **STATEMENT OF MATTERS ASSERTED**

6. The Respondent was licensed to practice dentistry in the state of Iowa on July 1, 1982, and was issued license #6783.
7. Pursuant to 650 Iowa Administrative Code Section 14.1, a license to practice dentistry expires on August 31 of every even-numbered year and must be renewed biennially.
8. The Respondent was sent an application for renewal in May of 2008, and a notice of non-renewal in August of 2008.
9. The Respondent failed to renew his dental license prior to November 1, 2008, which caused his license to lapse and become invalid.

10. Pursuant to 650 Iowa Administrative Code Section 14.4(2), a licensee whose license has lapsed and becomes invalid is prohibited from the practice of dentistry.
11. The Respondent continued to practice dentistry after November 1, 2008, with an invalid license.
12. The Respondent's dental license was reinstated on January 20, 2009.

### **SETTLEMENT AGREEMENT**

**THEREFORE**, the Respondent is hereby **CITED** for engaging in the practice of dentistry after failing to renew his dental license following its expiration **AND WARNED** that future violations could result in additional discipline.

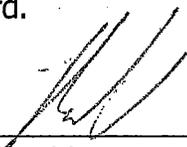
**IT IS HEREBY ORDERED** that:

13. Respondent agrees to remit a civil penalty in the amount of five hundred dollars (\$500.00) to the Iowa Dental Board within sixty (60) days of the date of this Order.
14. Respondent shall in the future, renew his dental license in a prompt and timely manner.

### **FINAL ORDER**

15. This combined Notice of Hearing, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
16. By entering into this combined Notice of Hearing, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case and related discovery, and waives any objections to the terms of this Settlement Agreement.

- 17. This combined Notice of Hearing, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
- 18. Respondent acknowledges that he has the right to be represented by counsel in this matter.
- 19. This combined Notice of Hearing, Settlement Agreement and Final Order becomes public record available for inspection and copying upon execution of this agreement in accordance with the requirements of Iowa Code Chapters 17A, 22 and 272C.
- 20. Respondent understands that the Board is required by Federal law to report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.
- 21. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured him, in any way whatsoever, to execute this Order.
- 22. This combined Notice of Hearing, Settlement Agreement and Final Order, is subject to approval of the Board. If the Board fails to approve this combined Notice of Hearing, Settlement Agreement and Final Order, it shall be of no force or effect to either party.
- 23. The Board's approval of this Notice of Hearing, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.

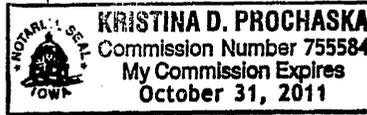
  
Stuart S. Cobb, D.D.S.  
Respondent

April 3, 2009  
~~3/11/09~~ 822

Subscribed and sworn to before me on April 3, 2009.

*Kristina D Prochaska*

Notary Public, state of Iowa



This combined Notice of Hearing, Settlement Agreement and Final Order is approved by the Board on April 15, 2009.

*Deena R. Kuempel, D.D.S.*

DEENA R. KUEMPEL, D.D.S.

Chairperson

Iowa Dental Board

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