

BEFORE THE BOARD OF DENTAL EXAMINERS OF THE STATE OF IOWA

IN THE MATTER OF THE NOTICE OF HEARING FOR

STANLEY D. WISE, D.D.S., RESPONDENT

Mason City, Iowa

NOTICE OF HEARING, SETTLEMENT AGREEMENT AND FINAL ORDER

(combined)

COMES NOW the Iowa Board of Dental Examiners (the Board), and Stanley D. Wise, D.D.S. (Respondent), on June 16, 2006, 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 5157 by the Board to engage in the practice of dentistry, subject to the laws of the state of Iowa and the rules of the Board.
3. License number 5157 is current and active until June 30, 2006.

LEGAL AUTHORITY AND JURISDICTION

4. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 153 and 272C (2005).

SECTIONS OF STATUTES AND RULES INVOLVED

COUNT I

5. Respondent is charged under Iowa Code Section 153.34(4) (2005) with willful or repeated violations of the rules of the Board by failing to maintain records in a manner consistent with the protection of the welfare of the patient, in violation of 650 Iowa Administrative Code Section 27.11.

COUNT II

6. Respondent is charged under Iowa Code Section 153.34(4) (2005) with willful or repeated violations of the rules of the Board by failing to comply with standard precautions for preventing and controlling infectious diseases and managing personnel health and safety concerns related to infection control, as required or recommended for dentistry by the Centers for Disease Control of the United States Department of Health and Human Services (CDC) in violation of 650 Iowa Administrative Code Section 30.4(35).

STATEMENT OF MATTERS ASSERTED

7. Following an office inspection, it was determined that Respondent's patient record keeping and infection control protocols fail to meet current standards.

SETTLEMENT AGREEMENT

8. **THEREFORE IT IS HEREBY ORDERED AND AGREED** that Respondent shall not renew his dental license which expires 6-30-06, and shall no longer practice dentistry in the state of Iowa as of the date of this Order.

FINAL ORDER

9. This combined Notice of Hearing, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
10. By entering into this combined Notice of Hearing, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Matters Asserted, and waives any objections to the terms of this Settlement Agreement.
11. This combined Notice of Hearing, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
12. Respondent acknowledges that he has the right to be represented by counsel in this matter.
13. Respondent understands that this Order is a public record and is therefore subject to inspection and copying by members of the public.
14. 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.

15. 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.
16. 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.
17. The Board's approval of this combined Notice of Hearing, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.

Stanley D. Wise D.D.S.
Stanley D. Wise, D.D.S.
Respondent

8-24-08

Subscribed and sworn to before me on May 12, 2006.

Raymond R. Hunt II
Notary Public, state of

This combined Notice of Hearing, Settlement Agreement and Final Order is approved by the Board on June 16, 2006.

Deena R. Kuempel, D.D.S.
DEENA R. KUEMPEL, D.D.S., Chairperson
Iowa Board of Dental Examiners
400 SW 8th Street, Suite D
Des Moines, IA 50309-4687

CC: Theresa O'Connell Weeg
Assistant Attorney General
Office of the Attorney General
Hoover State Office Building
Des Moines, IA 50319

Raymond R. Stefani, II
Attorney at Law
P. O. Box 456
Cedar Rapids, IA 52406