

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

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**IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST**

**SCOTT B. CLEMONS, D.D.S., RESPONDENT**

**IOWA CITY, IOWA**

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**STATEMENT OF CHARGES, SETTLEMENT AGREEMENT AND FINAL ORDER**

**(combined)**

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**COMES NOW** the Iowa Dental Board (the Board), and Scott B. Clemons, D.D.S. (Respondent), on February 1, 2013, and pursuant to Iowa Code Sections 17A.10(2) and 272C.3(4), enter into the following combined Statement of Charges, 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 Statement of Charges, Settlement Agreement and Final Order.
2. Respondent was issued license number 07640 to practice dentistry in the state of Iowa on June 17, 1993.
3. Respondent's Iowa dental license is on inactive status and will expire on August 31, 2014.

## **LEGAL AUTHORITY AND JURISDICTION**

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

## **STATEMENT OF CHARGES**

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

#### **COUNT I**

5. Respondent is charged under Iowa Code Section 153.34(7) (2011) and 650 Iowa Administrative Code Section 30.4(13) with dishonorable conduct.

## **STATEMENT OF MATTERS ASSERTED**

6. On April 12, 2012 the Iowa Dental Board received information indicating that Respondent had been arrested and charged with the crime of prostitution.
7. The Board office obtained information indicating that Respondent attempted to pay for sex with a confidential informant posing as a prostitute.
8. Respondent submitted additional information to the Board that he responded to an ad on a website for a business which reported to be an escort service.

## **SETTLEMENT AGREEMENT**

**THEREFORE, IT IS HEREBY ORDERED** that Respondent is hereby **CITED** for dishonorable conduct while holding a license to practice dentistry and **WARNED** that future violations may result in further disciplinary action.

9. Respondent has moved from Iowa and has placed his Iowa license on inactive status. Respondent agrees that if he re-activates his Iowa license, he will remit a civil penalty in the amount of two thousand five hundred dollars (\$2,500.00) to

the Iowa Dental Board, made payable to Treasurer, State of Iowa, and deposited in the State's general fund.

10. Respondent shall in the future, ensure that he conducts himself in a professional manner.

### **FINAL ORDER**

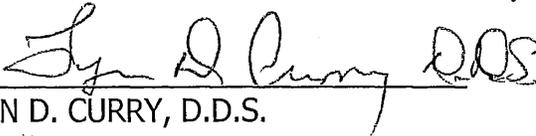
11. This combined Statement of Charges, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
12. By entering into this combined Statement of Charges, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing and waives any objections to the terms of this Settlement Agreement.
13. Respondent understands that by entering into this combined Statement of Charges, Settlement Agreement and Final Order, he cannot obtain a copy of the investigative file. Under Section 272C.6(4), a copy of the investigative file may only be provided to a licensee after a Statement of Charges is filed but before the final resolution of those charges.
14. This combined Statement of Charges, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
15. Respondent acknowledges that he has the right to be represented by counsel in this matter.
16. This combined Statement of Charges, 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.

17. 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.
18. 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.
19. This combined Statement of Charges, Settlement Agreement and Final Order is subject to approval of the Board. If the Board fails to approve this combined Statement of Charges, Settlement Agreement and Final Order, it shall be of no force or effect to approval of either party.
20. The Board's approval of this combined Statement of Charges, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.

  
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Scott B. Clemons, D.D.S.  
Respondent

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on February 1, 2013.

  
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LYNN D. CURRY, D.D.S.  
Vice Chairperson  
Iowa Dental Board  
400 SW 8<sup>th</sup> 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

Jerald W. Kinnamon  
Attorney at Law  
Kinnamon, Kinnamon, Russo, Meyer & Keegan  
425 2nd St SE, Ste 1250  
Cedar Rapids, IA 52401

