

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

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**IN THE MATTER OF:** )

**DAVID A. HALL, D.D.S.** )  
**1570 42<sup>nd</sup> Street NE** )  
**Cedar Rapids, IA 52402** )

**STIPULATION AND  
CONSENT ORDER**

**License #6409** )

**Respondent** )

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On this 25<sup>th</sup> day of APRIL, 2002, the Iowa Board of Dental Examiners and David A. Hall, D.D.S., 1570 42<sup>nd</sup> Street NE, Cedar Rapids, Iowa, each hereby agree with the other and stipulate as follows:

The licensee disciplinary hearing scheduled to commence before the Iowa Board of Dental Examiners on the 18<sup>th</sup> day of February, 2002, and continued until the 15<sup>th</sup> day of May, 2002, on the allegations specified in the Statement of Charges and Emergency Adjudicative Order, which are attached to the Notice of Hearing dated January 17, 2002, shall be resolved without proceeding to hearing, as the parties have agreed to the following Stipulation and Consent Order:

1. That Respondent was issued a license to practice dentistry on the 8th day of May, 1979, as evidenced by License Number 6409, which is recorded in Book D, Page 18, of the permanent records in the office of the Iowa Board of Dental Examiners.
2. That Iowa Dental License Number 6409 is current and in full force until June 30,

2002.

3. That the Iowa Board of Dental Examiners has jurisdiction over the parties and subject matter herein.
4. A Notice of Hearing, Statement of Charges, and Emergency Adjudicative Order were filed against Respondent on January 17, 2002.
5. Respondent filed an Answer on February 4, 2002, denying the allegations in the Statement of Charges and Emergency Adjudicative Order.

THEREFORE IT IS HEREBY ORDERED that Respondent shall be permanently restricted from prescribing, administering, or dispensing any and all medications or substances for the purposes of achieving any form of sedation, including anti-anxiety premedication, conscious sedation, and deep sedation/general anesthesia. Respondent may only resume anti-anxiety pre-medication upon prior written approval of the Board. Respondent may only resume any form of sedation, including conscious sedation and deep sedation/general anesthesia, if he obtains the appropriate permit required by Board rules.

IT IS FURTHER ORDERED that Respondent's license to practice dentistry in the State of Iowa is hereby placed on probation for five (5) years commencing the date of this Order. Respondent may request the probation be terminated no sooner than thirty (30) months from the date of this Order. This probation is subject to the following terms and conditions:

**SECTION I.**

- 1) Respondent agrees not to administer or dispense any controlled substances, including samples. Respondent shall use triplicate forms, and shall maintain a

separate log, prior-approved by the Board, for all prescriptions written for controlled substances

- 2) Respondent shall within thirty (30) days of the date of this Order, enter into a practice monitoring agreement for monitoring of his prescribing practices that is prior-approved by the Board. The monitor shall be an Iowa-licensed dentist prior approved by the Board.
- 3) Respondent shall successfully pass a written jurisprudence examination to be taken at the office of the Board at 400 SW 8<sup>th</sup> Street, Ste. D, Des Moines, Iowa within thirty (30) days of the date of this Order.
- 4) Respondent shall successfully complete a Board-approved course in dental ethics within sixty (60) days of the date of this Order.
- 5) Respondent agrees to remit to the Iowa Board of Dental Examiners a civil penalty in the amount of ten thousand dollars (\$10,000.00) within six (6) months of the date of this Order.
- 6) Respondent shall be subject to, and shall cooperate with, random and unannounced visits by agents of the Board to determine compliance with this Order.
- 7) Respondent shall be responsible for all costs associated with compliance with this Order, and shall also be responsible for all costs, including mileage and expenses, incurred by the Board in the monitoring of this Order to determine compliance. Respondent shall promptly remit for such costs.
- 8) Respondent shall submit monthly reports detailing his compliance with this Order for a period of six (6) months. After six (6) months Respondent shall submit quarterly

reports detailing his compliance with the terms of this Order during the remainder of his probationary period.

- 9) Respondent shall upon reasonable notice, and subject to the waiver provisions of Board rule 650 Iowa Administrative Code 31.6, appear before the Board at the time and place designated by the Board.
- 10) Periods of residency outside of the State of Iowa may be applied toward period of probation if prior approved by the Board. Any changes in residency must be provided to the Board in writing within fourteen (14) days of departure.
- 11) Respondent shall fully and promptly comply with all Orders of the Board and statutes and rules regulating the practice of dentistry in Iowa.

## **SECTION II.**

- 1) Respondent acknowledges that he has read in its entirety the foregoing Stipulation and Consent Order and that he understands its content, and that he executed the Order freely and voluntarily.
- 2) Respondent acknowledges his right to a hearing as provided for by law and waives his right to a hearing in this matter.
- 3) Respondent acknowledges that he has the right to be represented by counsel in this matter.
- 4) Respondent understands that this Order is a public record and is therefore subject to inspection and copying by members of the public.
- 5) 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.

- 6) The 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.
- 7) The parties agree this Stipulation and Consent Order constitutes the resolution of a pending contested case. By execution of this Stipulation and Consent Order, both parties voluntarily waive any right to a contested case hearing on the allegations contained in the Statement of Charges and Emergency Adjudicative Order, and waive any objection to this Stipulation and Consent Order.
- 8) The Respondent acknowledges that this proposed settlement is subject to approval of a majority of the full Board. If the Board fails to approve this proposed settlement, it shall be of no force or effect as to either party.
- 9) Respondent shall fully and promptly comply with all Orders of the Board and the statutes and rules regulating the practice of dentistry in Iowa. Any violation of the terms of this Order is grounds for further disciplinary action, upon notice and opportunity for hearing, for failure to comply with an Order of the Board, in accordance with Iowa Code Section 272C.3(2)(a) (2001).
- 10) This Stipulation and Consent Order constitutes a final order of the Board.

This Stipulation and Consent Order is voluntarily submitted on this 19<sup>th</sup> day of April, 2002.

David A. Hall D.D.S.  
David A. Hall, D.D.S.  
Respondent

Subscribed and Sworn to before me on this 19<sup>th</sup> day of April, 2002.

11-24-03

Carol A. Brown  
Notary Public in and for  
The State of Iowa

This Stipulation and Consent Order is accepted by the Iowa Board of Dental  
Examiners on this 25<sup>th</sup> day of April, 2002.

Leroy I. Strohmman  
LEROY I. STROHMAN, D.D.S.  
Chairperson  
Iowa Board of Dental Examiners  
400 SW 8<sup>th</sup> Street, Ste. D  
Des Moines, IA 50309

cc: Theresa O'Connell Weeg  
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