

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

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**IN THE MATTER OF THE NOTICE OF HEARING FOR**

**BRUCE C. KROOK, D.D.S., RESPONDENT**

**WEST DES MOINES, 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 Bruce C. Krook, D.D.S. (Respondent), on October 27, 2011, 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 06474 on July 30, 1979, 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 06474 is currently on probation and expires August 31, 2012.

## **LEGAL AUTHORITY AND JURISDICTION**

4. The Board has jurisdiction in this matter pursuant to Iowa Code Chapter 153 and 272C (2011).

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

### **COUNT I**

5. The Respondent is charged under Iowa Code Section 153.34(4)(2011) with willful or repeated violations of Board rules by failing to comply with a decision of the Board imposing discipline, in violation of 650 Iowa Code Section 30.4(23).

## **STATEMENT OF MATTERS ASSERTED**

6. In August, 2008, Respondent self reported to the Iowa Practitioner Review Committee due to alcohol dependency and mental health issues.
7. In December, 2008, Respondent submitted to a substance abuse evaluation which indicated that Respondent was alcohol dependent.
8. The evaluating facility recommended that Respondent remain abstinent from alcohol and all other mood altering substances.
9. In December, 2009, Respondent entered into a contract with the Iowa Practitioner Review Committee. Pursuant to this contract, the Respondent agreed to abstain from using alcohol and all other mood altering substances.
10. In July, 2010, Respondent relapsed by using alcohol. Following this relapse, Respondent was issued a Letter of Warning by the Board indicating that any additional relapses could be addressed by formal Board action.

11. In February, 2011, Respondent relapsed by using alcohol. Following this relapse, the Board filed a Notice of Hearing and Statement of Charges on April 20, 2011.
12. To resolve the Notice of Hearing and Statement of Charges, Respondent entered into a Stipulation and Consent Order on June 21, 2011, placing Respondent's dental license on indefinite probation. Pursuant to this Order, the Respondent agreed to abstain from using alcohol and all other mood altering substances.
13. On July 26, 2011, the Board received information that Respondent had again relapsed by using alcohol on July 9, 2011, and July 10, 2011.
14. Following receipt of this information, the Respondent was interviewed. During this interview Respondent stated to an agent of the Board that he had relapsed by using alcohol after entering into the Stipulation and Consent Order.
15. Respondent is seeking voluntary surrender of his dental license.

#### **SETTLEMENT AGREEMENT**

16. Upon the Board's approval of this combined Notice of Hearing, Settlement Agreement and Final Order, Respondent agrees to voluntarily surrender his license to practice dentistry in the state of Iowa. Respondent understands that pursuant to 650 Iowa Administrative Code section 51.34(2) a voluntary surrender, when accepted by the Board, shall have the same force and effect as an order of revocation.

17. This Agreement shall constitute Respondent's written statement of intention to surrender his Iowa dental license pursuant to 51.34(2) effective the date of this Order.

### **FINAL ORDER**

18. This combined Notice of Hearing, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
19. 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.
20. This combined Notice of Hearing, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
21. Respondent acknowledges that he has the right to be represented by counsel in this matter.
22. This combined Notice of Hearing, Settlement Agreement and Final Order become public records available for inspection and copying upon execution of this agreement in accordance with the requirements of Iowa Code Chapters 17A, 22 and 272C.
23. 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.

24. 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.
25. 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.
26. The Board's approval of this combined Notice of Hearing, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.



Bruce C. Krook, D.D.S.  
Respondent

This combined Notice of Hearing, Settlement Agreement and Final Order is approved by the Board on October 27, 2011.



GARY D. ROTH, D.D.S., Chairperson  
Iowa Dental Board  
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cc: Theresa O'Connell Weeg  
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