

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

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IN THE MATTER OF: )

BRITTANY L. MCELMEEL RIES, R.D.A.)  
855 North Maple Street )  
Monticello, IA 52310 )

**STIPULATION AND  
CONSENT ORDER**

Iowa Registration #Q09041 )

Respondent )

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On this 1<sup>st</sup> day of October, 2010, the Iowa Dental Board and Brittany L. McElmeel Ries, R.D.A., each hereby agree with the other and stipulate as follows:

The licensee disciplinary hearing originally scheduled to commence before the Iowa Dental Board on the 15th day of October, 2010, on the allegations specified in the Notice of Hearing and Statement of Charges dated July 14, 2010, 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 registration to practice dental assisting on the 28th day of February, 2006, as evidenced by registration number Q09041 which is recorded in the permanent records in the office of the Iowa Dental Board.
2. That Iowa Registration Number Q09041 is current and in full force until August 31, 2011.
3. That the Iowa Dental Board has jurisdiction over the parties and subject matter herein.
4. Respondent entered into a combined Notice of Hearing, Settlement Agreement and Final Order with the Board on October 28, 2009. In this Order, the Respondent agreed to submit a civil penalty in the amount of one hundred dollars (\$100.00) to the Board within sixty (60) days from the date of the Order.

5. In September, 2009, Respondent submitted check number 2086 to the Board in the amount of one hundred dollars (\$100.00) to pay the civil penalty. Respondent's check was returned for insufficient funds.
6. Respondent was issued a first notice of the returned check and assessed a late fee of twenty five dollars (\$25.00) on November, 23, 2009.
7. Respondent was issued a second notice of the returned check on January 12, 2010. Respondent failed to answer either notice issued to her.
8. Respondent has paid her one hundred dollar (\$100.00) fee and twenty five dollar (\$25.00) late penalty to resolve the amounts due related to the October 28, 2009 Order.

**THEREFORE IT IS HEREBY ORDERED** that Respondent is hereby **CITED** for this unprofessional conduct and **WARNED** that future conduct of this nature shall be subject to additional disciplinary action by the Board.

#### **SECTION I.**

1. Respondent shall disclose this Agreement to all current and future employers who employ her as a dental assistant. Respondent shall report back to the Board with signed statements from all current employers within fourteen (14) days of the date of this Agreement, and thereafter within fourteen (14) days of any new employment relationship, indicating the employer has read and understands this Agreement.
2. Respondent shall remit to the Board a civil penalty in the amount of two hundred dollars (\$200.00) within thirty (30) days of the date of this Order. This civil penalty is for violation of the October 28, 2009 Order.

## **SECTION II.**

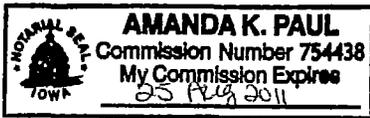
1. Respondent acknowledges that she has read in its entirety the foregoing Stipulation and Consent Order and that she understands its content and that she executed the Order freely, voluntarily, and with no mental reservation whatsoever.
2. Respondent acknowledges her right to a hearing as provided for by law and waives her right to a hearing in this matter.
3. Respondent acknowledges that she 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 will report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.
6. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured her, in any way whatsoever, to execute this Order.
7. 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 to either party.
8. 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)(2009).

9. The Board's approval of this Stipulation and Consent Order shall constitute a FINAL ORDER of the Board.

This Stipulation and Consent Order is voluntarily submitted on this 1 day of September, 2010.

Brittany Ries  
Brittany L. McElmeel, R.D.A.  
Respondent

Subscribed and Sworn to before me on this 1 day of September, 2010.



Amanda K. Paul  
Notary Public in and for the state  
of Iowa

This Stipulation and Consent Order is accepted by the Iowa Dental Board on this 1st day of October, 2010.

Gary D. Roth  
Gary D. Roth, D.D.S.  
Chairperson

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