

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

\*\*\*\*\*

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

**WILLIAM E. SKINNER, D.D.S., RESPONDENT**

**JOHNSTON, IOWA**

\*\*\*\*\*

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

**(combined)**

\*\*\*\*\*

**COMES NOW** the Iowa Dental Board (the Board), and William E. Skinner, D.D.S., (Respondent), on July 14<sup>th</sup>, 2017, 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 07913 to practice dentistry in the state of Iowa on August 29, 1997.
3. Respondent's Iowa dental license is current and will expire on August 31, 2018.

## **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 with failure to maintain a reasonably satisfactory standard of competency in the practice of dentistry, pursuant to Iowa Code section 153.34(8) and 650 Iowa Administrative Code 30.4(16).

### **STATEMENT OF MATTERS ASSERTED**

6. Respondent is a general dentist currently not engaged in the practice of dentistry.
7. The Board received a complaint concerning Respondent's implant treatment of patient V.P. The Board reviewed Respondent's records for patient V.P. as well as records from a subsequent treatment provider.
8. The Board received a complaint concerning Respondent's implant treatment of patient S.K. The Board reviewed Respondent's records for patient S.K. as well as records from a subsequent treatment provider.
9. The Board received a complaint concerning Respondent's implant treatment of patient S.H. The Board reviewed Respondent's records for patient S.H. as well as records from a subsequent treatment provider.
10. The Board subpoenaed additional patient records from Respondent and forwarded the records to an oral surgeon consultant for review. Following review, the oral surgeon

consultant identified concerns about Respondent's care of three patients, including, but not limited to, the following:

- a. For patient V.P., leaving mobile implants in place for several months with no evidence of integration;
- b. For patients V.P. and S.K., a lack of documentation of bone quality and seating torques for the implants placed;
- c. For patient S.H., a failure to diagnose, document and make appropriate referral to a specialist regarding a neurological injury and treatment of an infection; and for patient S.K., a lack of documentation to an oral surgeon to remove an implant that was displaced into the maxillary sinus.

- 11. Respondent was asked to respond to the concerns raised by the oral surgeon consultant.
- 12. Respondent provided a written response which was reviewed by the oral surgeon consultant. Following review, the consultant noted that there may be legitimate reasons why not all documentation was provided since Respondent no longer has the records, but that his other concerns remain.

### **SETTLEMENT AGREEMENT**

**THEREFORE, IT IS HEREBY ORDERED** that Respondent's license to practice dentistry in the state of Iowa shall immediately be placed on indefinite probation and subject to the following terms:

13. Effective the date of this Order, Respondent shall cease and desist from providing any dental implant procedures, including but not limited to treatment planning, placement and aftercare of dental implants.
14. Respondent is restricted from practicing in the area of implant dentistry, including providing any procedures involving the treatment planning, placement and aftercare of dental implants. Respondent must request and receive written approval from the Board to remove this restriction. Prior to requesting removal of this restriction, Respondent shall successfully complete a comprehensive clinical skills assessment in the area of implant dentistry, using the Dentist-Professional Review and Evaluation Program (D-PREP) through the American Association of Dental Boards or another program prior approved by the Board, to determine Respondent's level of competency. This assessment and any recommended remediation curriculum, shall be taken at Respondent's expense. The Board shall forward to the evaluating program, prior to the assessment, the Board's file relating to Respondent. The evaluating program shall report the results of the assessment directly to the Board, with a copy to Respondent.
  - a. Following this assessment, the evaluating program shall prepare a recommended remediation curriculum to address any concerns or deficiencies, if any, noted during Respondent's clinical assessment.
  - b. Respondent agrees to comply with any recommendations made by the evaluating program.

- c. Respondent shall, within twelve (12) months of the completion of the assessment, successfully complete the recommended remediation curriculum, which shall be taken at a Board approved location.
  - d. Following completion of remediation curriculum, Respondent shall advise the supervising faculty or trainer to contact the Board to verify that Respondent has completed the course of study. The verification shall include a written report addressing Respondent's successful completion of the program, a narrative evaluation of his participation in the program, and any other information relative to Respondent's abilities in the practice of implants and any recommendations regarding Respondent's future practice.
  - e. Respondent agrees to comply with any future practice recommendations or restrictions made by the program during his assessment and any subsequent remediation.
15. The Board shall review the report from the program to ensure Respondent has successfully completed the course of study and make a determination as to whether Respondent is safe to practice in the area of implant dentistry.
16. Upon evidence of successful completion of the assessment and remedial education, and subject to the provisions of paragraph 17 below, the Board shall issue an order removing the restriction on Respondent's practice of implant dentistry.
17. Upon completion of the evaluation and any suggested remediation, Respondent shall submit the name and curriculum vitae of a proposed practice monitor and written practice monitoring plan for Board approval. The practice monitor must be an Iowa

licensed dentist who has special skills, knowledge and expertise in the area of dental implants. The practice monitoring plan must include the following:

- a. On a monthly basis, the practice monitor shall randomly select a designated number of Respondent's dental implant patient records and shall conduct a review of those records to ensure that they conform to the appropriate standard of care. After one (1) year, the Board may, at its discretion, order that these reviews be conducted on a quarterly basis or semi-annual basis.
  - b. Respondent shall ensure that the practice monitor submits a monthly written report to the Board following each records review for the first six (6) months. Thereafter, the practice monitor's written reports may be submitted quarterly. The practice monitor shall immediately report to the Board any competency concerns. The practice monitor shall make any necessary recommendations for changes in Respondent's clinical practice related to dental implant procedures.
  - c. Respondent shall fully comply with all recommendations made by the practice monitor.
  - d. Respondent shall be solely responsible for the costs associated with practice monitoring. Respondent shall promptly reimburse the practice monitor the usual and customary fee for the services.
18. Respondent agrees to submit a civil penalty in the amount of two thousand five hundred dollars (\$2,500.00) to the Iowa Dental Board within sixty (60) days of the date of this Order made payable to Treasurer, State of Iowa.

19. Respondent shall submit quarterly reports to the Board detailing his compliance with the terms and conditions of this Order once Respondent returns to practice. Respondent shall ensure that the reports are submitted prior to the first day of January, April, July, and October, of each calendar year.
20. Respondent shall be responsible for all costs associated with compliance with this Order once Respondent returns to practice. Respondent shall also be responsible for all costs incurred by the Board in the monitoring of this Order to determine compliance. Respondent shall promptly remit three hundred (\$300.00) dollars on or before the first day of January, April, July, and October, of each calendar year for such costs while on probation.
21. Respondent shall fully disclose this Order to all current and future licensees, employees and/or employers at the Respondent's place of employment. Respondent shall report back to the Board with signed statements from all such licensees, employees and employers within fourteen (14) days of the date of this Order, and thereafter within fourteen (14) days of any new employment relationship, indicating that they have read the combined Statement of Charges, Settlement Agreement and Final Order and understand the current terms and conditions placed on Respondent's dental license. All employees shall report any concerns directly to the Board without adverse employment consequences.
22. Respondent shall fully cooperate with random unannounced visits by agents of the Board and shall fully cooperate with random unannounced reviews, inspections, and audits once Respondent returns to practice.

23. Respondent shall upon reasonable notice, and subject to the provisions of 650 Iowa Administrative Code 31.6, appear before the Board at the time and place designated by the Board.

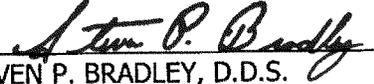
### **FINAL ORDER**

24. This combined Statement of Charges, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
25. By entering into this combined Statement of Charges, 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.
26. 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 Iowa Code 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.
27. This combined Statement of Charges, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
28. Respondent acknowledges that he has the right to be represented by counsel in this matter.
29. 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.

30. Respondent understands that the Board will report this Order to the National Practitioner Data Bank.
31. 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.
32. 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 either party.
33. The Board's approval of this combined Statement of Charges, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.

  
\_\_\_\_\_  
William E. Skinner, D.D.S.  
Respondent

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on July 14<sup>th</sup>, 2017.

 005  
\_\_\_\_\_  
STEVEN P. BRADLEY, D.D.S.  
Chairperson  
Iowa Dental Board  
400 SW 8<sup>th</sup> Street, Suite D  
Des Moines, IA 50309-4687

cc: Sara Scott  
Assistant Attorney General  
Office of the Attorney General  
Hoover State Office Building  
Des Moines, IA 50319