

BEFORE THE DENTAL BOARD OF THE STATE OF IOWA

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

JAMES A. KNIGHT, D.D.S., RESPONDENT

CEDAR RAPIDS, IOWA

#17-0104

SETTLEMENT AGREEMENT and FINAL ORDER

COME NOW the Iowa Dental Board (Board), and James A. Knight, D.D.S. (Respondent), and pursuant to Iowa Code sections 17A.12(5) and 272C.3(4), enter into the following Settlement Agreement and Final Order (Order) to settle a contested case currently pending before the Board. The licensee disciplinary hearing scheduled before the Board on September 27, 2018, shall be resolved without proceeding to hearing, as the parties have agreed to the following:

1. On April 6, 2018, the Board issued a Notice of Hearing and Statement of Charges in case #17-0104.
2. Respondent acknowledges that he has a disability and suffers from a disease which is the basis for the allegations contained in the Statement of Charges and that he is unable to practice dentistry. Respondent acknowledges that the allegations, if proven in a contested case hearing, would constitute grounds for the discipline agreed to in this Order.

3. Respondent was issued dental license 07117 in the state of Iowa on October 11, 1985.
4. Respondent's dental license is currently suspended due to an Agreement not to Practice executed on August 31, 2017. Respondent's dental license will expire on August 31, 2018.
5. The Board has jurisdiction over the parties and subject matter of this proceeding.
6. This Order constitutes the resolution of a contested case proceeding.
7. By entering into this Order, Respondent voluntarily waives any rights to a contested case hearing and waives any objections to the terms of this Order.
8. This Order is voluntarily submitted by Respondent to the Board for consideration.
9. Respondent acknowledges that he has the right to be represented by counsel in this matter.
10. Respondent agrees that the State's counsel may present this Order to the Board and may have ex parte communications with the Board while presenting it.
11. Upon approval by the Board, this Order becomes a permanent public record available for inspection and copying, in accordance with the requirements of Iowa Code chapters 22 and 272C.
12. Respondent understands that the Board is required by federal law to report this Order to the National Practitioner Data Bank.
13. 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.

14. This Order is subject to approval by the Board. If the Board fails to approve this Order, it shall be of no force or effect to either party.
15. Upon approval by the Board, this Order shall constitute a FINAL ORDER of the Board.

THEREFORE IT IS HEREBY ORDERED that Respondent's dental license is hereby INDEFINITELY SUSPENDED.

16. Respondent may apply for reinstatement of his dental license by submitting an application for reinstatement that complies with 650 IAC 51.34, and that includes the following supporting documentation:
 - a. A current comprehensive substance abuse evaluation concluding that Respondent is safe to practice dentistry and a description of the conditions required to ensure Respondent's ability to safely practice dentistry.
 - b. Evidence of a method of monitoring that can effectively and feasibly detect the use of inhalants.
17. Respondent's application for reinstatement shall allege facts which, if established, will be sufficient to enable the Board to determine that the basis for the suspension of Respondent's dental license no longer exists and that it is in the public interest for Respondent's dental license to be reinstated. The burden of proof to establish such facts shall be on Respondent.

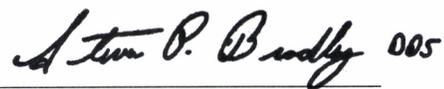
18. If Respondent's dental license is reinstated, it shall be placed on probation. Respondent understands and agrees that the length of probation and the conditions of probation will be established through further order of the Board in conjunction with an order granting reinstatement of Respondent's dental license.



James A. Knight, D.D.S.
Respondent

This Settlement Agreement and Final Order is approved by the Board on

September 28th, 2018.



STEVEN P. BRADLEY, D.D.S.
Chairperson, Iowa Dental Board

Copies to:

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