

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

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

**JACOB HOPPER, D.D.S., RESPONDENT**

**URBANDALE, IOWA**

**#17-0004, #17-0010, #17-0118**

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

**(combined)**

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**COME NOW** the Iowa Dental Board (Board), and Jacob Hopper, D.D.S. (Respondent), and pursuant to Iowa Code sections 17A.10 and 272C.3(4), enter into the following combined Statement of Charges, Settlement Agreement and Final Order (Order).

**A. LEGAL AUTHORITY AND JURISDICTION**

1. Respondent was issued dental license 09116 in the state of Iowa on June 25, 2014.
2. Respondent's dental license is current and will expire on August 31, 2020.
3. The Board has jurisdiction in this matter pursuant to Iowa Code chapters 147, 153, and 272C (2019).

**B. STATEMENT OF CHARGES**

**SECTIONS OF STATUTES AND RULES INVOLVED**

## **COUNT I**

4. Respondent is charged under Iowa Code section 153.34(8) and 650 IAC 30.4(16) with failing to maintain a reasonably satisfactory standard of competency in the practice of dentistry.

### **STATEMENT OF MATTERS ASSERTED**

5. Respondent is a general dentist engaged in the practice of dentistry in Urbandale, Iowa.
6. The Board received complaints concerning Respondent's diagnosis and treatment in multiple areas of dentistry.
7. Records for multiple patients were obtained and reviewed by a consultant.
8. The consultant concluded that Respondent failed to meet the standard of care in relation to the diagnosis and/or treatment of crowns, posterior composites and endodontic treatment.
9. In March 2019, Respondent participated in a Professional Review and Evaluation Program at Marquette University School of Dentistry. Deficiencies were noted in recognizing radiologic indicators of caries, recognizing periodontal disease, providing comprehensive oral cancer screening examinations, and diagnosis and treatment planning of operative dentistry, periodontics, and removable prosthodontics.

### **C. SETTLEMENT AGREEMENT AND FINAL ORDER**

#### **THEREFORE IT IS HEREBY ORDERED:**

10. Respondent's license to practice dentistry in the state of Iowa shall be placed on

PROBATION for a period of two (2) years, subject to the following terms:

- a. Within fourteen (14) days of the date of this Order, Respondent shall schedule remediation at a CODA accredited dental college, in accordance with the remediation recommendations of the Professional Review and Evaluation Program Assessment. A complete copy of the Professional Review and Evaluation Program Assessment should be submitted to the facilitator of the remediation. Respondent shall successfully complete all remediation recommendations and ensure proof of successful completion is forwarded to the Board by the facilitator. While undergoing remediation, Respondent shall provide progress updates to the Board when requested.
- b. Within fourteen (14) days of the date of this Order, Respondent shall submit the name and curriculum vitae of a proposed practice monitor and proposed written practice monitoring plan for approval. The practice monitor must be an Iowa licensed dentist who can objectively review Respondent's practice. Once the practice monitor and the practice monitoring plan are approved, practice monitoring shall commence.
- c. On a monthly basis, the practice monitor shall randomly select a minimum of fifteen (15) of Respondent's patient records from that month. The practice monitor shall conduct a review of those records

to ensure that Respondent is meeting the standard of care and provide recommendations as appropriate. Respondent shall fully comply with all recommendations made by the practice monitor. The Board may, in its sole discretion, reduce the required frequency of these reviews.

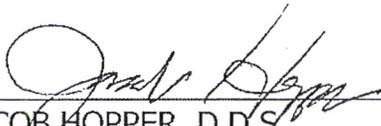
- d. Respondent shall ensure the practice monitor submits a written report to the Board detailing the practice monitoring on a monthly basis. The Board may, in its sole discretion, reduce the required frequency of these reports. Monthly reports are due on or before the 1<sup>st</sup> of each month.
- e. 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.
- f. Respondent shall, upon reasonable notice and subject to the provisions of 650 IAC 31.6, appear before the Board at the time and place designated by the Board.
- g. Respondent shall notify the Board of any change of practice location or any change in contact information within fourteen (14) days.
- h. Respondent shall submit a written report each quarter detailing his compliance with the terms of this Order. Quarterly reports are due on or before the 1<sup>st</sup> of January, April, July, and October of each year.
- i. Respondent shall be responsible for the costs incurred by the Board

in monitoring Respondent's probationary period. Respondent shall promptly remit payment in the amount of three hundred dollars (\$300.00) on or before the 1<sup>st</sup> of January, April, July, and October of each year for such costs while on probation.

- j. Respondent may request early release from probation after one (1) year. The Board retains sole discretion in deciding whether to grant or deny such a request.
11. This Order constitutes the initiation and resolution of a contested case proceeding and resolves all matters currently pending before the Board.
12. This Order is voluntarily submitted by Respondent to the Board for consideration.
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. 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.
15. Respondent understands that by entering into this 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 the initiation of a contested case proceeding and prior to its resolution.
16. Respondent acknowledges that he has the right to be represented by counsel in this matter.
17. Respondent understands that the Board is required by federal law to report this

Order to the National Practitioner Data Bank.

18. 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.
19. 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.
20. Upon approval by the Board, this Order shall constitute a FINAL ORDER of the Board.

  
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JACOB HOPPER, D.D.S.  
Respondent

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on June 7<sup>th</sup>, 2019.

  
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Chairperson, Iowa Dental Board