

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

IN THE MATTER OF GREGORY GARRO, JR., D.D.S. RESPONDENT	CASE NOS. 17-0015 & 18-0114 SETTLEMENT AGREEMENT AND FINAL ORDER
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COME NOW the Iowa Dental Board (Board), and Gregory Garro, Jr., 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 proceeding currently pending before the Board. The licensee disciplinary hearing shall be resolved without proceeding to hearing, as the parties have agreed to the following:

1. On April 5, 2019, the Board issued a Notice of Hearing and Statement of Charges in cases #17-0015 and #18-0114.
2. Respondent acknowledges that the allegations contained in the Statement of Charges, if proven in a contested case hearing, would constitute grounds for the discipline agreed to in this Order.
3. Respondent was issued dental license 07490 in the state of Iowa on January 18, 1991.
4. Respondent's dental license is currently active and will next expire on August 31, 2020.
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:

16. Respondent's dental license is **INDEFINITELY SUSPENDED** until Respondent completes the following:
 - a. Respondent shall complete the American Association of Dental Boards Dentist Professional Review and Evaluation Program (D-



PREP) and ensure a copy of the D-PREP report is sent directly from the evaluator to the Board.

b. Respondent shall successfully complete all remediation recommendations contained in the D-PREP report at a CODA accredited dental college. A copy of the D-PREP report must be provided to the facilitator of the remediation. Respondent shall ensure proof of successful completion of all remediation is sent directly to the Board by the facilitator.

17. After Respondent completes the requirements in paragraph 16, Respondent's license shall be reinstated and placed on **PROBATION** for a period of five (5) years, subject to the following terms:

a. Respondent shall be restricted from practicing dentistry in any setting other than a correctional institution until such time as he has successfully completed the period of supervised release imposed by the U.S. Probation Office.

b. Prior to returning to practice, Respondent shall submit his proposed practice location, proposed practice monitor, and proposed written practice monitoring plan for approval. To be eligible for approval, the proposed practice location must have another licensed dentist working on-site who is able to serve as a practice monitor and must have another person or entity, other than Respondent, who is responsible for billing and submitting insurance claims. To be eligible for approval, the proposed practice monitor must be an Iowa licensed



dentist with no public discipline on file who can objectively review Respondent's practice. Respondent cannot return to practice until the practice location, practice monitor, and written practice monitoring plan are approved by the Board. Respondent must follow these requirements for any new practice location or any change in practice location.

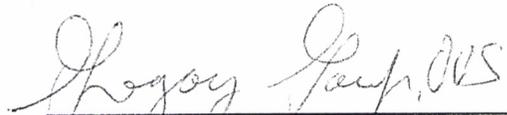
- c. On a weekly basis, the practice monitor shall randomly select a minimum of five (5) of Respondent's patient records from that week. The practice monitor shall conduct a review of those records to ensure that Respondent is meeting the standard of care and provide recommendations as appropriate. Respondent 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. Monthly reports are due on or before the 1st of each month.
- e. Respondent shall be solely responsible for any costs associated with practice monitoring.
- 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 submit a written report each quarter detailing his

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compliance with the terms of this Order. Quarterly reports are due on or before the 1st of January, April, July, and October of each year.

- h. 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 1st of January, April, July, and October of each year for such costs.
- i. If, at the conclusion of five (5) years, Respondent has not practiced for a minimum period of two (2) years, the probationary period will extend until such time as Respondent has completed two (2) years of practice under the monitoring terms set forth in this Order.

- 18. Should Respondent violate the terms of this Order, the Board may initiate action to impose other licensee discipline as authorized by Iowa Code chapters 153 and 272C, and 650 IAC 30.



GREGORY GARRO, JR., D.D.S.
Respondent

This Settlement Agreement and Final Order is approved by the Board on August 2, 2019.



Chairperson, Iowa Dental Board

Copies to:

Richard Schicker
2809 S 160th St, Ste 207
Omaha, NE 68130
ATTORNEY FOR RESPONDENT

Laura Steffensmeier
Office of the Attorney General of Iowa
1305 E Walnut St
Des Moines, IA 50319
ATTORNEY FOR THE STATE