

BEFORE THE DENTAL BOARD OF THE STATE OF IOWA

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

ROBERT LOTHROP, D.D.S., RESPONDENT

GLENWOOD, IOWA

#20-0009

STATEMENT OF CHARGES, SETTLEMENT AGREEMENT and FINAL ORDER

(combined)

COMES NOW the Iowa Dental Board (the Board), and Robert Lothrop, D.D.S., (Respondent), on April 3rd, 2020, 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 dental license #06493 in the state of Iowa on October 10, 1979.
3. Respondent's dental license is active and expires on August 31, 2020.

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 under Iowa Code Section 153.34(4) (2020) Iowa Administrative Code 30.4(8)(c) with failure to fully and promptly comply with office inspections conducted at the request of the board to determine compliance with sanitation and infection control standards.

STATEMENT OF MATTERS ASSERTED

6. On February 25, 2020, a board investigator attempted to conduct an infection control inspection as a result of a complaint that was submitted to the board office. Respondent would not allow the investigator to conduct an infection control inspection of his office.
7. Respondent agreed to voluntarily and immediately cease practice, effective February 25, 2020.

SETTLEMENT AGREEMENT

8. Upon the Board's approval of this combined Statement of Charges, Settlement Agreement and Final Order, Respondent agrees to voluntarily surrender his license to practice dentistry in the state of Iowa effective the date of this Order.
9. Respondent understands that pursuant to 650 Iowa Administrative Code rule

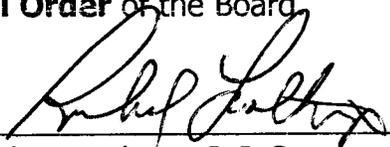
51.34(2) a voluntary surrender, when accepted by the Board, shall have the same force and effect as an Order of Revocation.

10. This agreement shall constitute Respondent's written statement of intention to surrender his Iowa dental license pursuant to rule 51.34(2) effective the date of this Order.

FINAL ORDER

11. This combined Statement of Charges, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
12. Respondent agrees to notify all active patients of discontinuation of practice, pursuant to rule 27.10(1) and 27.10(2).
13. By entering into this combined Statement of Charges, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing and waives any objections to the terms of this Settlement Agreement.
14. 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.
15. This combined Statement of Charges, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
16. Respondent acknowledges that he has the right to be represented by counsel in this matter.

17. 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.
18. 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 17, 22 and 272C.
19. Respondent understands that the Board will report this Order to the National Practitioner Data Bank.
20. 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.
21. 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.
22. The Board's approval of this combined Statement of Charges, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.



Robert Lothrop, D.D.S.
Respondent

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on April 3rd, 2020.



WILLIAM MCBRIDE, D.D.S.
Chairperson
Iowa Dental Board
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