

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

IN THE MATTER OF:)

JUSTIN E. HILLOCK, D.D.S.)
214 State Street)
Guthrie Center, IA 50115)

**STIPULATION AND
CONSENT ORDER**

License #8409)

Respondent)

On this 9th day of October, 2009, the Iowa Dental Board and Justin E. Hillock, D.D.S., each hereby agree with the other and stipulate as follows:

The licensee disciplinary hearing scheduled to commence before the Iowa Dental Board on the 9th day of October, 2009, on the allegations specified in the Notice of Hearing and Statement of Charges dated September 3, 2009, shall be resolved without proceeding to hearing, as the parties have agreed to the following Stipulation and Consent Order:

1. That Respondent was issued a license to practice dentistry on the 1st day of July, 2006.
2. That Iowa Dental License Number 8409 is current and in full force until August 31, 2010.
3. That the Iowa Dental Board has jurisdiction over the parties and subject matter herein.
4. A Notice of Hearing and Statement of Charges was filed against Respondent on September 3, 2009.

5. Respondent filed an answer denying all charges against him on September 23, 2009.

THEREFORE IT IS HEREBY ORDERED that Respondent's license to practice dentistry in the state of Iowa is hereby placed on probation until further Order of the Board effective with the date of this Order. This probation is subject to the following terms and conditions:

SECTION I.

TERMS AND CONDITIONS

1. Respondent shall within fourteen (14) days of the date of this Order schedule a complete psychological, psychiatric, and professional sexual misconduct evaluation through a Board-approved facility.
2. Respondent shall successfully complete said evaluation within forty five (45) days of the date of this Order.
3. Respondent shall sign releases to allow for the free flow of information between the Board and all evaluators and treatment providers.
4. Following successful completion of the evaluation, the Board will issue an additional Board Order setting forth any recommendations made by the evaluating facility, if those recommendations include any additional requirements related to Respondent's practice of dentistry that are not presently included in this Order.
5. Respondent shall immediately comply with, and document to the Board, successful compliance with all recommendations of the evaluating/treatment facility.
6. In the event Respondent is unable to meet any of the specified timeframes in this Order because of the inability of the facility/program to schedule within the terms of this Order, Respondent shall submit in writing an explanation and request for

consideration of an extension and the Board shall reasonably consent to the extension.

SECTION II.

1. Respondent shall not engage in any inappropriate or unprofessional behavior or make any inappropriate or unprofessional comments toward his staff or patients.

Respondent agrees to conduct himself at all times in a professional manner towards patients and staff.

2. Respondent shall not be present in the dental office before or after regular business hours while patients are present except in the case of urgent patient care.

Respondent shall not provide urgent patient care in the dental office at any time unless another staff member is also present. If staff cannot be present in the case of urgent patient care then a family member or friend of the patient must be present and this must be well documented in the patient record.

3. Commencing on the date of this Order, Respondent shall have a female employee continuously present at any time that he treats a female patient or is present in a room with a female patient. Respondent shall submit the name(s) of each employee(s) who he proposes to serve in this capacity for prior approval by the Board. The employee shall document her continuous presence in each patient's chart.

4. Respondent shall have at least two current staff members prior approved by the Board complete a Staff Surveillance Form on the 15th day of each month. The staff members shall be responsible for sending the Staff Surveillance forms directly to the Dental Board office. Respondent shall not have access to these completed forms. After twelve (12) months, the Board at its discretion may order these forms to be sent on a quarterly basis.

5. On a quarterly basis, Respondent shall have all female patients that he treats during a one-week period complete a Board-approved Patient Satisfaction Survey. Respondent shall designate a staff person(s) who will be contacted by the Board each quarter to distribute patient satisfaction surveys to all female patients for a one week period as selected by the Board. The office staff person(s) will ensure that all surveys are sent out to these selected patients with postage paid envelopes to be forwarded directly to the Board office. Respondent shall not have access to these completed forms. After twelve (12) months, the Board at its discretion may order these surveys to be sent on a semi-annual basis.
6. Respondent shall post a copy of the Board-approved Principles of Dental Practice in the reception area of his dental office(s) and in any operatory in which he sees patients.
7. Respondent shall provide notice to all current and future licensees in his practice, employers, and employees of this action against his license. The Respondent shall within ten (10) days of the date of this Order or the date of any new employment relationship report back to the Board with signed statements from all current and future licensees, employers, and employees, that they have read and understand this and any subsequent Order of the Board related to this matter.
8. All current and future licensees and registrants in his practice, employers, and employees of Respondent shall be authorized to immediately report to the Board any incidents that they believe violate this Order or the Dental Practice Act. Respondent agrees to take no adverse action against such employers or employees for making such reports to the Board.

9. Respondent shall remit to the Board a civil penalty of five thousand (\$5,000) dollars in accordance with a payment plan to be submitted within thirty (30) days of the date of this Order for Board approval.
10. Respondent shall fully cooperate with random, unannounced visits by an agent of the Board.
11. 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.
12. Respondent shall submit quarterly written reports on the form provided by the Board on or before the first day of January, April, July and October of each calendar year detailing his compliance with all of the terms of this Order and any subsequent Board Order related to this matter as well as a personal statement as to his progress. After twenty four (24) months, the Board at its discretion may order these reports to be sent on a semi-annual basis.
13. Respondent shall fully and promptly comply with all the pertinent Orders of the Board and the statutes and Board rules regulating the practice of dentistry in Iowa.
14. Respondent shall be responsible for all costs associated with compliance with this Order, and shall also be responsible for all costs incurred by the Board in the monitoring of this Order to determine compliance. Respondent shall promptly remit one hundred (\$100.00) dollars on or before the first day of January, April, July, and October, of each calendar year of probation for monitoring costs.
15. Periods of residency outside of the state of Iowa may be applied toward period of probation if prior approved by the Board. Any changes in residency must be provided to the Board in writing within fourteen (14) days of departure.

SECTION III.

GENERAL PROVISIONS

1. Respondent acknowledges that he has read in its entirety the foregoing Stipulation and Consent Order and that he understands its content and that he enters into this Order freely and voluntarily.
2. Respondent agrees this Stipulation and Consent Order constitutes the resolution of a pending contested case. By entering into this Stipulation and Consent Order, the Respondent voluntarily waives any right to a contested case hearing on allegations contained in the Notice of Hearing and Statement of Charges, and waives any objections to this Stipulation and Consent Order.
3. Respondent acknowledges that he has the right to be and is represented by counsel in this matter.
4. Respondent understands that this Order is a public record and is therefore subject to inspection and copying by members of the public.
5. Respondent understands that the Board will report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.
6. 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.
7. Respondent acknowledges that this proposed settlement is subject to approval of a majority of the full Board. If the Board fails to approve this proposed settlement, it shall be of no force or effect to either party.
8. Respondent shall fully and promptly comply with all Orders of the Board and the statutes and rules regulating the practice of dentistry in Iowa. Any violation of the

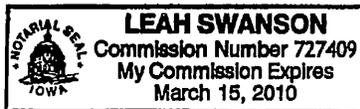
terms of this Order may serve as grounds for further disciplinary action, upon notice and opportunity for hearing, for failure to comply with an Order of the Board, in accordance with Iowa Code Section 272C.3(2)(a) (2009).

9. The Board's approval of this Stipulation and Consent Order shall constitute a FINAL ORDER of the Board.

This Stipulation and Consent Order is voluntarily submitted on this 2nd day of October, 2009.


Justin E. Hillock, D.D.S.
Respondent

Subscribed and Sworn to before me on this 2nd day of October, 2009.




Notary Public in and for
the state of Iowa

This Stipulation and Consent Order is accepted by the Iowa Dental Board on this 9th day of October, 2009.


Deena R. Kuempel, D.D.S.
Chairperson
Iowa Dental Board
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