

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

IN THE MATTER OF:)
MASIH SAFABAKHSH, D.D.S.) **STIPULATION AND**
License #07660) **CONSENT ORDER**
Respondent)

On this 31st day of January, 2012, the Iowa Dental Board and Masih Safabakhsh, D.D.S., each hereby agree with the other and stipulate as follows:

The licensee disciplinary hearing originally scheduled to commence before the Iowa Dental Board on February 1, 2012 on the allegations specified in the Notice of Hearing and Statement of Charges dated December 20, 2011, 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 18th day of June, 1993.
2. That Iowa Dental License Number 07660 is current and in full force until August 31, 2012.
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 December 20, 2011.

THEREFORE, IT IS HEREBY ORDERED that the terms of the Board's Emergency Adjudicative Order issued December 20, 2011, is hereby superseded by this Stipulation

and Consent Order. Respondent's license to practice dentistry in the state of Iowa shall be placed on probation for a period of five (5) years effective the date of this Order subject to the following terms and conditions set forth below.

SECTION I.

1. Respondent is permanently restricted from using a dental burr or other cutting tool or instrument to attain separation of teeth for the placement of orthodontic bands for all patients.
2. The Board shall periodically conduct record reviews to ensure Respondent's compliance with this restriction. Respondent shall fully cooperate with these reviews.
3. Respondent shall submit a civil penalty in the amount of seven thousand five hundred dollars (\$7,500.00) to the Iowa Dental Board within ninety (90) days of the date of this Order made payable to Treasurer, State of Iowa, and deposited in the State's general fund.
4. Respondent shall fully disclose the Notice of Hearing and Statement of Charges and this Order to all current and future employees, employers, and/or licensees who work in his place of practice. Respondent shall report back to the Board with signed statements from all such employees, employers and licensees within fourteen (14) days of the date of this Order, and thereafter within fourteen (14) days of any new employment relationship, indicating they have read the Notice of Hearing and Statement of Charges and this Stipulation and Order, and understand the current terms and conditions placed on Respondent's dental license. All employees shall

report any concerns directly to the Board without adverse employment consequences.

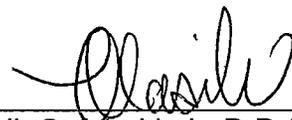
5. Respondent shall be responsible for all costs incurred by the Board in the monitoring of this Order to determine compliance. Respondent shall promptly remit three hundred dollars (\$300.00) on or before the first day of January, April, July, and October, of each calendar year for such costs while on probation.

SECTION II.

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 executed the Order freely, voluntarily, and with no mental reservation whatsoever.
2. Respondent acknowledges his right to a hearing as provided for by law and waives his right to a hearing in this matter.
3. Respondent acknowledges that he has the right to be 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 is 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)(2011).
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 21ST day of January, 2012.



Masih Salabakhsh, D.D.S.
Respondent

This Stipulation and Consent Order is accepted by the Iowa Dental Board on this 31st day of January, 2012.



Gary D. Roth, D.D.S.
Chairperson
Iowa Dental Board
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