

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

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**IN THE MATTER OF THE NOTICE OF HEARING AGAINST**

**JESSICA L. SANDBOTHE, R.D.A., RESPONDENT**

**GRISWOLD, IOWA**

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**NOTICE OF HEARING, SETTLEMENT AGREEMENT and FINAL ORDER**

**(combined)**

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**COMES NOW** the Iowa Dental Board (the Board), and Jessica L. Sandbothe, R.D.A. (Respondent), on January 26, 2011, and pursuant to Iowa Code Sections 17A.10(2) and 272C.3(4), enter into the following combined Notice of Hearing, 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 Notice of Hearing, Settlement Agreement and Final Order.
2. Respondent was issued registration number Q10014 to practice dental assisting in the state of Iowa on July 25, 2008.
3. Respondent's Iowa dental assisting registration is current and will expire on August 31, 2011.

**LEGAL AUTHORITY AND JURISDICTION**

4. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 147, 153 and 272C.

**SECTIONS OF STATUTES AND RULES INVOLVED**

**COUNT I**

5. Respondent is charged under Iowa Code Section 153.34(4)(2009) with repeated violation of Chapter 153 and the rules of the Board for monitoring patients receiving nitrous oxide without the required training in violation of 650 Iowa Administrative Code 29.6(5)(a).

**STATEMENT OF MATTERS ASSERTED**

6. A registered dental assistant may monitor a patient receiving nitrous oxide provided the registered dental assistant has successfully completed a Board approved course of training or received equivalent training while a student in an accredited school pursuant to 650 Iowa Administrative Code 29.6(5)(a).
7. Respondent has not completed the required training or education to monitor patients receiving nitrous oxide.
8. Respondent engaged in the monitoring of patients receiving nitrous oxide without receiving the required training or education.

**SETTLEMENT AGREEMENT**

9. Respondent agrees to submit a civil penalty in the amount of one hundred dollars (\$100.00) to the Iowa Dental Board within sixty (60) days of the date of

this Order made payable to Treasurer, State of Iowa, and deposited in the State's general fund.

### **FINAL ORDER**

10. This combined Notice of Hearing, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
11. By entering into this combined Notice of Hearing, 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.
12. Respondent understands that by entering into this combined Notice of Hearing, Settlement Agreement and Final Order, she cannot obtain a copy of the investigative file. Under 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.
13. This combined Notice of Hearing, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
14. Respondent acknowledges that she has the right to be represented by counsel in this matter.
15. This combined Notice of Hearing, 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.

16. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured her, in any way whatsoever, to execute this Order.
17. This combined Notice of Hearing, Settlement Agreement and Final Order is subject to approval of the Board. If the Board fails to approve this combined Notice of Hearing, Settlement Agreement and Final Order, it shall be of no force or effect to approval of either party.
18. The Board's approval of this Notice of Hearing, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.

Jessica L. Sandbothe  
Jessica L. Sandbothe, R.D.A  
Respondent

Subscribed and sworn to before me on December 22nd, 2010.

Misty Wagner  
Notary Public, state of Iowa  
Pottawattamie County



This combined Notice of Hearing, Settlement Agreement and Final Order is

approved by the Board on January 26, 2011.

Gary D. Roth D.D.S.

GARY D. ROTH, D.D.S.  
Chairperson  
Iowa Dental Board  
400 SW 8<sup>th</sup> Street, Suite D  
Des Moines, IA 50309-4867

CC: Theresa O'Connell Weeg  
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