

IN THE MATTER OF
RICHARD A. WILSON, D.D.S.

Respondent

License Number: 14109

* BEFORE THE MARYLAND
* STATE BOARD OF
* DENTAL EXAMINERS
* Case Number: 2017-174

* * * * *

CONSENT ORDER

On November 1, 2017, the Maryland State Board of Dental Examiners (the "Board") charged **RICHARD A. WILSON, D.D.S.** (the "Respondent"), License Number 14109, with violating the Maryland Dentistry Act (the "Act"), Md. Code Ann., Health Occ. ("Health Occ.") §§ 4-101 *et seq.* (2014 Repl. Vol.).

Specifically, the Board charged the Respondent with violating the following provisions of the Act:

Health Occ. § 4-315. Denials, reprimands, probations, suspensions, and revocations -- Grounds.

- (a) *License to practice dentistry.* -- Subject to the hearing provisions of § 4-318 of this subtitle, the Board may deny a general license to practice dentistry, a limited license to practice dentistry, or a teacher's license to practice dentistry to any applicant, reprimand any licensed dentist, place any licensed dentist on probation, or suspend or revoke the license of any licensed dentist, if the applicant or licensee:
 - (1) Fraudulently or deceptively obtains or attempts to obtain a license for the applicant or licensee or for another;
 - (16) Behaves dishonorably or unprofessionally, or violates a professional code of ethics pertaining to the dental profession; [and]
 - (22) Willfully makes or files a false report or record in the practice of dentistry[.]

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BOARD OF DENTAL EXAMINERS

On May 16, 2018, a Case Resolution Conference ("CRC") was held before a committee of the Board. As a resolution of this matter, the Respondent agreed to enter into this public Consent Order consisting of Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

The Board makes the following Findings of Fact:

I. BACKGROUND

1. At all times relevant, the Respondent was licensed to practice dentistry in the State of Maryland. The Respondent was originally licensed to practice dentistry in Maryland on June 8, 2007, under License Number 14109. The Respondent allowed his Maryland dental license to expire on June 30, 2017, without filing for a renewal.

2. At all times relevant, the Respondent was licensed to practice dentistry in the State of Texas. The Respondent was originally licensed to practice dentistry in Texas on October 7, 2010, under License Number 26065. The Respondent's Texas dental license is current through November 30, 2017.

3. On or about April 4, 2017, the Board received a certified copy of an *Agreed Settlement Order* (the "Texas Order") between the Respondent and the Texas State Board of Dental Examiners (the "Texas Board"), dated August 14, 2015.

4. After receiving the Texas Order, the Board initiated an investigation of the Respondent under Case Number 2017-174.

II. INVESTIGATION

5. In the Texas Order, the Texas Board found as a matter of fact that between February 25, 2012, and June 11, 2014, the Respondent: failed to report the

hospitalization of a patient within 30 days; felled below the minimum standards of care in adequate record keeping with respect to two patients; felled below the minimum standards of care in his treatment of three patients; and dismissed a patient without providing 30-day written notice. Pursuant to the Texas Order, the Respondent was issued a warning, ordered to reimburse two patients, ordered to pay a fine of \$3,000.00 and ordered to successfully complete courses in Risk Management/Recordkeeping, Dentures and Jurisprudence.

6. On or about May 30, 2017, a Board investigator requested the Texas Board to provide copies of correspondence from the Texas Board to the Respondent informing him of the Texas Board's investigation of him. On or About July 5, 2017, the Board received five letters, dated August 1, 2012, September 13, 2012, October 1, 2012, April 7, 2014, and June 30, 2014, informing the Respondent of the status of the Texas Board's investigation of his dental practices.

7. As part of its investigation, the Board reviewed the 2015 online license renewal application (the "2015 Renewal") the Respondent filed on June 30, 2015. In his 2015 Renewal, which covered the period between July 1, 2013, and June 30, 2015, the Respondent answered no to the following Character and Fitness question:

2. Have any investigation or charges been brought against you or are any currently pending in any jurisdiction, including Maryland, by any licensing or disciplinary board or any federal or state entity?

8. The Respondent willfully failed to disclose in his 2015 Renewal that by letters dated April 7, 2014, and June 30, 2014, the Texas Board notified him of its pending investigation of his dental practices and required that he provide certain patient dental records.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes as a matter of law that the Respondent's willful failure to disclose in his 2015 Renewal that he was under investigation by the Texas State Board of Dental Examiners for standards of care issues and failure to report of patient hospitalization constitutes, in whole or in part: fraudulently or deceptively obtaining or attempting to obtain a license, in violation of Health Occ. I § 4-315(a)(1); behaving dishonorably or unprofessionally, or violating a professional code of ethics pertaining to the dental profession, in violation of § 4-315(a)(16); and willfully making or filing a false report or record in the practice of dentistry, in violation of § 4-315(a)(22)..

ORDER

It is, on the affirmative vote of a majority of the Board, hereby:

ORDERED that the Respondent be and hereby is **REPRIMANDED**; and it is further

ORDERED that the Respondent is placed on **PROBATION** for a minimum of **ONE (1) YEAR**. During the probationary period, the Respondent shall comply with all of the following probationary terms and conditions:

1. Within **one (1) year** from the date of this Consent Order, the Respondent shall successfully complete a Board-approved two (2) credit hour equivalent in-person course in ethics. The Respondent shall be responsible for submitting written documentation to the Board of his successful completion of this course. The Respondent understands and agrees that he may not use this coursework to fulfill any requirements mandated for licensure renewal. The Respondent shall be solely responsible for furnishing the Board with adequate written verification that he has completed the course according to the terms set forth herein.

2. Within **one (1) year** from this date of this Consent Order, the Respondent shall take and pass the Board's Jurisprudence Examination for Dentists.
3. Within **one (1) year** from the date of this Consent Order, the Respondent shall pay a fine in the amount of **One Thousand Five Hundred dollars (\$1,500)** to the Board. The payment(s) shall be made by bank certified check or money order made payable to the Maryland Board of Dental Examiners.
4. The Respondent shall comply with the Maryland Dentistry Act and all laws, statutes and regulations pertaining thereof.

AND IT IS FURTHER ORDERED that, after **ONE (1) YEAR** from the date of this Consent Order, the Respondent may submit a written petition to the Board requesting termination of probation. After consideration of the petition, the probation may be terminated through an order of the Board. The Respondent may be required to appear before the Board or a committee of the Board to discuss his/her petition for termination. The Board may grant the petition to terminate the probation if the Respondent has complied with all of the probationary terms and conditions and there are no pending complaints related to the charges; and it is further

ORDERED that if the Board determines, after notice and an opportunity for an evidentiary hearing before the Board if there is a genuine dispute as to a material fact or a show cause hearing before the Board if there is no genuine dispute as to a material fact, that the Respondent has failed to comply with any terms or condition of probation or this Consent Order, the Board may reprimand the Respondent, place the Respondent on probation with appropriate terms and conditions, impose a civil monetary fine upon the Respondent, or suspend or revoke the Respondent's license to practice dentistry in Maryland; and it is further

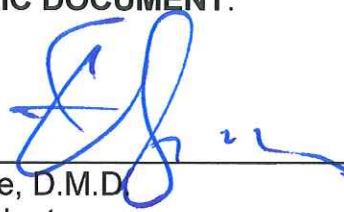
ORDERED that the Respondent is responsible for all costs incurred in fulfilling the terms and conditions of this Consent Order; and it is further

ORDERED that, unless stated otherwise in the order, any time period prescribed in this order begins when the Consent Order goes into effect. The Consent Order goes into effect upon the signature of the Board Chair; and is further

ORDERED that this Consent Order is a **PUBLIC DOCUMENT**.

6/28/19

Date



Arthur C. Jee, D.M.D.
Board President
Maryland State Board of Dental Examiners


CONSENT

I, Richard A. Wilson, D.D.S., acknowledge that I am represented by counsel and have consulted with counsel before entering into this Consent Order. By this Consent and for the purpose of resolving the issues raised by the Board, I agree and accept to be bound by the foregoing Consent Order and its conditions.

I acknowledge the validity of this Consent Order as if entered into after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections provided by the law. I agree to forego my opportunity to challenge these allegations. I acknowledge the legal authority and jurisdiction of the Board to initiate these proceedings and to issue and enforce this Consent Order. I affirm that I am waiving my right to appeal any adverse ruling of the Board that might have followed after any such hearing.

I sign this Consent Order after having an opportunity to consult with counsel, voluntarily and without reservation, and I fully understand and comprehend the language, meaning and terms of this Consent Order.

6/4/18
Date


Richard A. Wilson, D.D.S.
Respondent

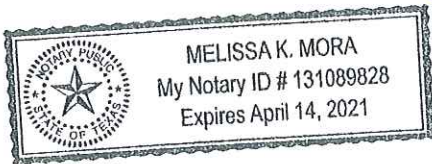
NOTARY

STATE OF Texas

CITY/COUNTY OF Montgomery

I HEREBY CERTIFY that on this 4th day of June, 2018, before me, a Notary Public of the foregoing State and City/County personally appear Richard A. Wilson, D.D.S., and made oath in due form of law that signing the foregoing Consent Order was his voluntary act and deed.

AS WITNESSETH my hand and notary seal.



Melissa K. Mora
Notary Public

My commission expires: April 14, 2021

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