

BEFORE THE OKLAHOMA BOARD OF DENTISTRY
STATE OF OKLAHOMA

IN THE MATTER OF THE
COMPLAINT AGAINST
DEBORA D. LANDRETH

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CASE NO. 03-065

AGREED ORDER OF VOLUNTARY SURRENDER

This matter comes on for consideration before the Board of Dentistry, State of Oklahoma ("Board"), on November 7, 2003.

I
FINDINGS OF FACT

Respondent Debora D. Landreth ("Respondent"), hereby agrees with the Board of Dentistry, State of Oklahoma, as follows:

1. Respondent holds Oklahoma Expanded Duty Permit No. 9379 issued May 27, 1994 for Radiation Safety.
2. Respondent holds Oklahoma Expanded Duty Permit No. 3094 issued April 12, 1996 for Coronal Polishing.
3. Respondent holds Oklahoma Expanded Duty Permit No. 472 issued May 9, 1996 for Nitrous Oxide.
4. Respondent is not presently employed as a dental assistant.
5. Respondent agrees that if evidence was presented, there is clear and convincing evidence the Respondent engaged in the practice dentistry by admitting she altered treatment plans of family and friends without the authorization or knowledge of her supervising dentist for the purpose of collecting additional funds from insurance claims, which were to be used to offset the patient's required deductible.
6. Respondent agrees that if evidence was presented, there is clear and convincing evidence the Respondent prescribed medications by admitting she called in to a pharmacy at least four (4) prescriptions for Vicodin (C-III) for her husband using the name and DEA number of her supervising dentist without his knowledge or authorization.

II
CONCLUSIONS OF LAW

The Board hereby finds and as evidenced by her signature appearing below, Respondent agrees and admits the following conclusions of law are true and correct:


1. The Board has jurisdiction of this matter by virtue of the provisions of the State Dental Act, 59 O.S. Supp 2000, Sec. 328.1 et seq.
2. By virtue of the provisions of 59 O.S. Supp 2000, Sec. 328.15, the Board has the power and authority to promulgate rules to carry out the provisions of the State Dental Act as the Board deems necessary and proper to protect the dental health of the public.
3. By virtue of the provisions of 59 O.S. Supp 2000, Sec. 328.15(3), the Board is charged with enforcement of the provisions of the State Dental Act.
4. That the facts above and Board Findings constitute violations of Rules 195:15-1-5(2) and 195:15-1-5(3).

III VOLUNTARY SURRENDER

1. Respondent will agree to voluntarily surrender her expanded duty permits for radiation safety, coronal polishing and nitrous oxide, immediately.

IT IS ORDERED AND AGREED that the expanded duty permits of DEBORA D. LANDRETH be voluntarily surrendered.


DEBORA D. LANDRETH


James A. Sparks, D.D.S., PRESIDENT
BOARD OF DENTISTRY,
STATE OF OKLAHOMA

ACKNOWLEDGEMENT AND WAIVER OF RIGHTS TO HEARING

DEBORA D. LANDRETH, hereby acknowledges that I have read in its entirety the foregoing AGREED ORDER OF VOLUNTARY SURRENDER (herein referred to as the "Order"), that I understand its content; and that I executed the Order freely, voluntarily and with no mental reservation whatsoever. While acknowledging my rights to a hearing as provided in the State Dental Act, specifically 59 O.S. Supp 2000, Administrative Procedures Act, the Rules and Regulations of the Board, or any other applicable law,

1. I HEREBY WAIVE MY RIGHT TO A HEARING in this matter. Furthermore:
2. I agree and admit to the facts and conclusions of law as set forth in this Order.
3. I acknowledge that I have had ample opportunity to consult with my attorney about this matter prior to executing this Order.
4. I understand that this Order is a record of a public body and is therefore subject to inspection and copying by members of the public.
5. I understand that the Board will consider and adopt this Order at a meeting open to the public.
6. I understand that the Board will report this order to the National Practitioner Data Bank in compliance with Title IV of Public Law 99-660, the Health Care Quality Improvement Act of 1986, otherwise known as the National Practitioner Data Bank.
7. I understand that I may request permission to appear before the Board at the time the Board considers this Order.
8. I acknowledge and attest that no member of the Board, nor any employee, nor attorney of the Board, has coerced, intimidated, or pressured me, in any way whatsoever, to execute this Order.
9. I understand this Order is not in force and effect and is not binding on the Board unless and until adopted by the Board and executed by the Board's President.
10. I understand that this Order shall not be amended or changed unless specifically authorized by the Board of Dentistry in an open meeting.

DATED this 17 day of Nov, 2003.



DEBORA D. LANDRETH