

BEFORE THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS

In The Matter Of:

JOHN R. STEWART, D.D.S.
(License No. 8721)

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CONSENT ORDER

THIS MATTER is before the North Carolina State Board of Dental Examiners (the Board) pursuant to N.C. Gen. Stat. § 90-41 and with the consent of John R. Stewart, D.D.S. (Respondent) for the consideration of a Consent Order in lieu of a Formal Hearing. Respondent consents to the entry of the Findings of Fact, Conclusions of Law and Order of Discipline solely for the purpose of this proceeding and any other proceedings involving the Dental Board or other dental licensing bodies.

Based upon the information supplied by the Investigative Panel and the Respondent and with the consent of all parties, the Board makes the following:

FINDINGS OF FACT

1. The Dental Board is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding pursuant to the authority granted to it in Chapter 90 of the North Carolina General Statutes, including the Dental Practice Act and the Rules and Regulations of the North Carolina State Board of Dental Examiners.
2. Respondent was licensed to practice dentistry in North Carolina on January 2, 2009 and holds license number 8721.
3. At all times relevant hereto, Respondent was subject to the Dental Practice Act and the Board's rules and regulations promulgated thereunder.

4. On December 14, 2010, the Respondent was admitted to Scotland Memorial Hospital with a blood alcohol level of .156 after overdosing on alcohol and benzodiazepines.

5. The admitting physician at Scotland Memorial Hospital determined that the Respondent was suicidal.

6. On December 20, 2010, the Respondent was admitted to The Pavillon in Mill Spring, North Carolina, for an evaluation and treatment.

7. On December 21, 2010, the Respondent left The Pavillon against medical advice and before completing the evaluation.

8. The staff at The Pavillon found that the Respondent was not safe to resume the practice of dentistry.

9. On December 23, 2010, the Dental Board summarily suspended the Respondent's dental license.

10. The Respondent is represented by counsel in this matter and does not have a physical or mental disability that would prevent him from giving valid consent to this Consent Order.

Based upon the Findings of Fact and the consent of the parties, the Board hereby enters the following:

CONCLUSIONS OF LAW

1. The North Carolina State Board of Dental Examiners has jurisdiction over the subject matter of this action and over the person of the Respondent.

2. Respondent has stipulated that such allegations, if proven, are legally sufficient to support Findings and Conclusions that he has violated G.S. 90-41 as specified in the Findings of Fact. Furthermore, Respondent has stipulated that, solely for the purposes recited herein, Respondent will not contest the allegations set forth in this Order, which allegations are previously incorporated in this Order, as if fully set forth herein, as Findings of Fact.

3. The Respondent is legally competent to agree to this Consent Order.

Based upon the foregoing Findings of Fact and Conclusions of Law and with the consent of the parties, the Board hereby enters the following

ORDER OF DISCIPLINE

1. License Number 8721 issued to Respondent for the practice of dentistry in North Carolina is hereby revoked. Respondent shall surrender his license and current renewal certificate to the Board at its offices immediately.

2. Respondent may petition the Board for the reinstatement of his dental license after completing the following:

(a) Respondent must take and successfully pass the clinical portion of the Board's dental licensure examination;

(b) Respondent shall enter into a contract with the North Carolina Caring Dental Professionals (CDP). The terms of the contract are at the sole discretion of the CDP. Respondent must comply with all provisions of that contract. Respondent shall sign a release with the Caring Dental Professionals permitting them to submit monthly reports to the Board regarding his progress in the program;

- (c) The Board will consider the reinstatement of Respondent's dental license only if the Caring Dental Professionals makes a recommendation to the Board supporting Respondent's return to the active practice of dentistry.

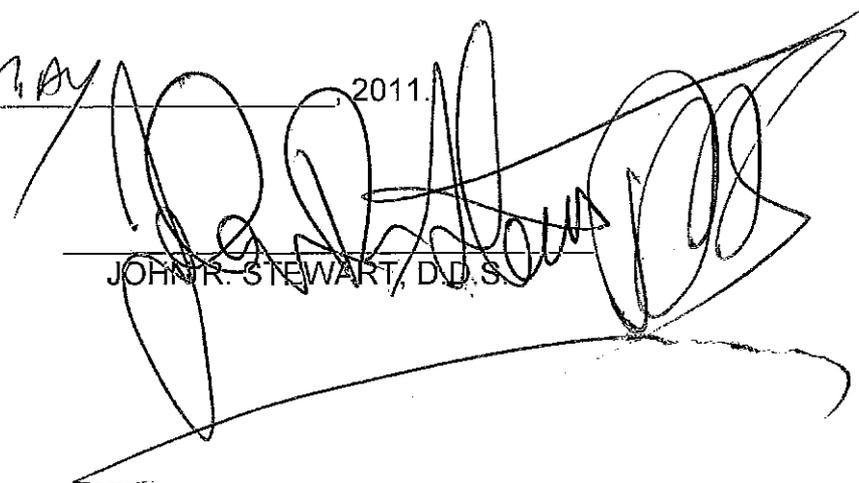
This the 22 day of June 2011.

BY: Terry W. Friddle
Terry W. Friddle
Deputy Operations Officer

STATEMENT OF CONSENT

I, JOHN R. STEWART, D.D.S., do hereby certify that I have read the foregoing Consent Order in its entirety and that I do freely and voluntarily admit, exclusively for the purposes of this disciplinary proceeding and any other disciplinary or licensure proceedings before this Board or any other Dental Licensing Board, that there is a factual basis for the Findings of Fact set forth therein, that the Findings of Fact support the Conclusions of Law, that I will not contest the Findings of Fact should further disciplinary action be warranted in this matter, and that I assent to the terms and conditions set forth therein. By signing this Statement of Consent I hereby express my understanding that the Board will report the contents of this Consent Order to the National Practitioner Data Bank and that this Consent Order shall become a part of the permanent public record of the Board.

This the 5 day of May, 2011.


JOHN R. STEWART, D.D.S.