

BEFORE THE MISSOURI DENTAL BOARD

MISSOURI DENTAL BOARD)	
)	
Petitioner,)	
)	
v.)	No. 16-2508 DB
)	
DWIGHT DAUGHERTY, D.D.S.)	
)	
Respondent.)	

ORDER OF THE MISSOURI DENTAL BOARD
DISCIPLINING THE DENTAL LICENSE OF
DWIGHT DAUGHERTY, D.D.S.

On or about May 31, 2016, the Administrative Hearing Commission entered its Default Decision pursuant to section 621.100.2, RSMo, in the case of *Missouri Dental Board v. Dwight Daugherty, D.S.S.*, Case No. 16-2508 DB. In that Default Decision, the Administrative Hearing Commission determined that Respondent Dwight Daugherty's dental license (license # 014206) is subject to disciplinary action by the Board pursuant to § 332.321.2(4), (5), (6) and (13), RSMo.¹

The Board has received and reviewed the record of the proceedings before the Administrative Hearing Commission, including the properly pled complaint filed before the AHC on March 23, 2016, and the Default Decision of the Administrative Hearing Commission. The record of the Administrative Hearing Commission, certified to the Missouri Dental Board on or about July 13, 2016, is incorporated herein by reference in its entirety.

Pursuant to notice and §§ 621.110 and 332.321.3, RSMo, the Board held a hearing on October 27, 2016, at approximately 8:00 a.m., at Best Western Hotel, 1937 Christy Drive, Jefferson City, Missouri, for the purpose of determining the appropriate disciplinary action against Respondent's license. The Board was represented by Legal Counsel Scott Evans. Respondent did

¹ All statutory references are to Missouri Revised Statutes 2000, as amended, unless otherwise indicated.

not appear in person or by counsel. After being present and considering all of the evidence presented during the hearing, the Board issues the following Findings of Facts, Conclusions of Law and Order.

Based upon the foregoing the Board hereby states:

I.

FINDINGS OF FACT

1. The Board is an agency of the state of Missouri created and established pursuant to § 332.021, RSMo, for the purpose of licensing all persons engaged in the practice of dentistry in this state. The Board has control and supervision of the licensed occupations and enforcement of the terms and provisions of Chapter 332, RSMo.

2. The Board hereby adopts and incorporates by reference the May 31, 2016 Default Decision of the Administrative Hearing Commission as well as the properly pled complaint and record in *Missouri Dental Board v. Dwight Daugherty, D.D.S.*, Case No. 16-2508 DB in their entirety.

3. In its May 31, 2016 Default Decision, the Administrative Hearing Commission found that the Board had cause to discipline Licensee's license pursuant to § 332.321.2(4), (5), (6) and (13), RSMo.

4. The Board set this matter for disciplinary hearing and served notice of the disciplinary hearing upon Respondent in a proper and timely fashion. The Board admitted Petitioner's exhibits 1 through 8 and heard testimony of Executive Director Brian Barnett during the disciplinary hearing. Those exhibits are incorporated by references in their entirety.

II.

CONCLUSIONS OF LAW

5. This Board has jurisdiction over this proceeding pursuant to §§ 621.110 and 332.321.3, RSMo.

6. The Board expressly adopts and incorporates by reference the Default Decision issued by the Administrative Hearing Commission dated May 31, 2016 and the record, in *Missouri Dental Board v. Dwight Daugherty, D.D.S.*, Case No. 16-2508 DB, finding cause to discipline Respondent's license pursuant to § 332.321.2(4), (5), (6) and (13), RSMo.

7. As a result of the foregoing, and in accordance with the Administrative Hearing Commission's Default Decision dated May 31, 2016, Respondent's dental license is subject to disciplinary action by the Board pursuant to § 332.321.2(4), (5), (6) and (13), RSMo.

8. The Board has determined that this Order is necessary to ensure the protection of the public.

III.

ORDER

Having fully considered all the evidence before the Board, and giving full weight to the Decision of the Administrative Hearing Commission, it is the **ORDER** of the Board that the dental license of Dwight Daugherty, D.D.S. (license no. 014206) is hereby **REVOKED**. The revocation shall be effective **TEN (10)** days from the date of this Order. Licensee shall return all indicia of licensure to the Board immediately upon receipt of this Order.

The Board will maintain this Order as an open, public record of the Board as provided in Chapters 332, 610, and 324, RSMo.

SO ORDERED, THIS 2nd DAY OF NOVEMBER 2016.

MISSOURI DENTAL BOARD



Brian Barnett, Executive Director