

7) Attached to the application, the Respondent provided the Docket Numbers for four convictions against her. According to certified court records, the Respondent convicted of the following:

- a. On March 23, 2001, Respondent was convicted in the Vermont District Court, Rutland Circuit, Case No. 1678-12-00 Rdcr of one count of Retail Theft, in violation of 13 V.S.A. §2575. This is a misdemeanor conviction.
- b. On August 14, 2001, Respondent was convicted in the Vermont District Court, Rutland Circuit, Case No. 1567-11-00 Rdcr of one count of Sale of Heroin, in violation of 18 V.S.A. §4233(b)(1). This is a felony conviction.
- c. On August 14, 2001, Respondent was convicted in the Vermont District Court, Rutland Circuit, Case No. 555-4-01 Rdcr of one count of Violation of Conditions of Release, in violation of 13 V.S.A. §7559(E) VRCRP 42. This is a misdemeanor conviction.
- d. On August 14, 2001, Respondent was convicted in the Vermont District Court, Rutland Circuit, Case No. 962-7-01 Rdcr of one count of Unlawful Trespass, in violation of 13 V.S.A. §3705(a)(1). This is a misdemeanor conviction.

8) The Respondent is currently on furlough as a result of these convictions.

Charges

9) The above acts, omissions and/or circumstances described above, constitute grounds for discipline because Respondent violated:

- i. 3 V.S.A. §129a(a)(9) (Conviction of a crime related to the practice of the profession or conviction of a felony, whether or not related to the profession); and
- ii. 3 V.S.A. §129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession).

Understandings

- A. The Respondent understands that the Board of Dental Examiners must review and accept the terms of the Order set forth below and that if the Board rejects all or any portion of the Order, then this entire document shall be null and void.
- B. The Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
Montpelier, VT 05602

C. The Respondent is not under the influence of any drugs or alcohol at the time this document is being signed.

D. The Respondent agrees that she has had sufficient opportunity to consult with legal counsel before signing this document.

E. The Respondent is voluntarily waiving her right to a contested hearing before the Board of Dental Examiners.

F. The Respondent agrees that the Order set forth immediately below may be entered by the Board of Dental Examiners.

Consent Order

G. Based on the above stipulations, it is **ORDERED AND ADJUDGED** as follows:

- (1) The "Facts" listed above are true; and
- (2) The Respondent has engaged in unprofessional conduct in that the Respondent has violated:
 - i. 3 V.S.A. §129a(a)(9) (Conviction of a crime related to the practice of the profession or conviction of a felony, whether or not related to the profession); and
 - ii. 3 V.S.A. §129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession).

H. The Board of Dental Examiners hereby **REPRIMANDS** Respondent's dental assistant registration. Furthermore, Respondent's registration is **CONDITIONED** as follows:

(1) Length of Time Conditions Imposed.

These conditions shall remain in place for the same period she is on furlough, parole or probation for the above criminal charges.

(2) Furlough, Parole or Probation.

Respondent shall comply with all terms of her furlough, parole or probation resulting from the above convictions. She shall sign written authorizations upon request authorizing the Board, its designees, investigators and the Office of Professional Regulation to communicate with, and receive documents from, her furlough, parole or probation officer(s).

(3) Notification to Employers.

During the conditioned period, Respondent shall provide a copy of this Stipulation and Consent Order to all employers in any current or future setting in

STATE OF VERMONT



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which Respondent practices as a dental assistant and inform them of Respondent's conditional license status.

Within ten (10) days of the commencement of employment as a dental assistant, Respondent shall cause Respondent's immediate supervisor to write to the Board, on the employer's letterhead, acknowledging receipt of the Stipulation and Consent Order and the ability to comply with the conditions in the Consent Order.

(4) Reports from Employers

Within one (1) month of the date of commencement of employment as a dental assistant, and quarterly thereafter for the period the conditions are in place, Respondent shall cause every employer Respondent has worked for as a dental assistant during the quarter to submit to the Board an evaluation of Respondent's performance and attendance during that quarter. This report shall be submitted in writing on forms issued by the Board.

(5) Notification of Violation

Respondent shall inform the Board if she has been charged with a violation of her furlough, parole or probation in any matter and any jurisdiction. Respondent is further required to notify the Board if she is charged with a crime in any jurisdiction.

(6) Miscellaneous

If Respondent violates the terms of this Consent Order in any respect, the Office of Professional Regulation, after giving Respondent notice and an opportunity to be heard, may revoke the terms of the conditional license and take further disciplinary action. If a complaint or charges are filed against Respondent during the term of this Consent Order, the conditional license period shall be extended until the matter is final.

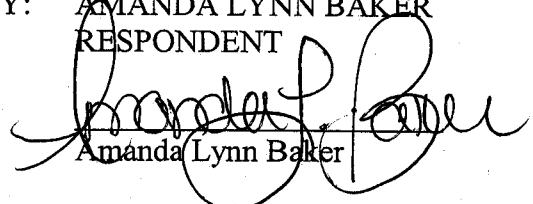
I. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. §129(a).

J. This Stipulation and Consent Order will remain part of the Respondent's licensing file and may be used in determining sanctions in future disciplinary matters.

AGREED TO:

**BY: AMANDA LYNN BAKER
RESPONDENT**

Date: 02/16/04


Amanda Lynn Baker

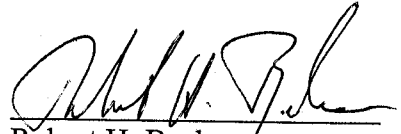
**AND BY: STATE OF VERMONT
SECRETARY OF STATE**

STATE OF VERMONT



Prosecuting Attorney
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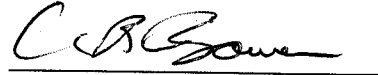
Date: 2/18/04


Robert H. Backus
State Prosecuting Attorney

ACCEPTED AND SO ORDERED:

BOARD OF DENTAL EXAMINERS

Date: 3/10/04


Chairperson

Dated entered: 3/12/04

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Prosecuting Attorney
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