

**STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF DENTAL EXAMINERS**

IN RE:	)	
PHILIP LARKIN	)	Docket No. 2020-2
License No. 016.0001103	)	

STIPULATION AND CONSENT ORDER

NOW COMES the State of Vermont, by and through State Prosecuting Attorney Traci Leibowitz, and the Respondent in this matter, Philip Larkin, D.M.D., represented by Richard Bowen, Esq., who stipulate and agree as follows:

Board Authority

1. The Vermont State Board of Dental Examiners (the "Board") has jurisdiction to hear matters involving allegations of unprofessional conduct committed by dentists, dental hygienists, and dental assistants pursuant to 3 V.S.A. §§127, 129, 129a; 26 V.S.A. Chapter 12; the Administrative Rules of the Board of Dental Examiners ("ARBDE"); and the Rules of the Vermont Office of Professional Regulation ("OPR").

Stipulated Facts

2. Philip Larkin ("Respondent") of Springfield, Vermont is licensed by the State of Vermont as a Dentist under license number 016.0001103. This license was originally issued on July 17, 1989 and expires on September 30, 2021.
3. On May 29, 2015, Respondent was convicted Reckless or Grossly Negligent Operation of a Motor Vehicle, a misdemeanor violation of 23 V.S.A. §1091(b) in docket number 527-5-14 Wrcr.
4. On August 19, 2015, Respondent submitted to OPR an application to renew his dental license.
5. In the 2015 renewal application, Respondent answered "No" to the question "Since your license was last renewed (or since it was issued if within the last two years): Have you ever been convicted of a crime other than a minor traffic violation?"

All violations in the Specification of Charges in Docket No. 2020-2 are dismissed with prejudice except:

Violation One: 3 V.S.A. §129a(a)(1) Fraudulent or deceptive procurement or use of a license.

6. The State re-alleges and incorporates Paragraphs 2 through 5 above.
7. As a Dentist licensed to practice in Vermont, Respondent is prohibited from making false statements or representations on a licensure application.
8. Respondent did not disclose a criminal conviction when applying to renew his license, as demonstrated in Paragraphs 2 through 5 above.
9. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because Respondent has committed unprofessional conduct in violation of 3 V.S.A. §129a(a)(1).

Understandings

10. Respondent admits that the facts above are true and that the conditions below are appropriate to protect the public.
11. Respondent understands that the Board of Dental Examiners must review and accept the terms of the Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.
12. Respondent specifically waives any claims that any disclosures made to the full Board during its review of this agreement have prejudiced his rights to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
13. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
14. Respondent is not under the influence of any drugs or alcohol at the time he signs this Stipulation and Consent Order.
15. Respondent voluntarily enters into this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.
16. Respondent voluntarily waives his right to a contested hearing before the Board of Dental Examiners and waives any right to appeal from this Stipulation and Consent Order.
17. Respondent agrees that the Order set forth below may be entered by the Board

ORDER

Based on the Stipulation above, it is **ORDERED AND ADJUDGED** as follows:

- A. The Board hereby places a **WARNING** on Respondent's license.

- B. Notwithstanding any provision above, the Respondent must continue to meet all requirements for maintaining a license, license renewal, and license reinstatement.
- C. 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).
- D. This Stipulation and Consent Order will remain part of Respondent's licensing file and may be used for purposes of determining sanctions in any future disciplinary matter.

AGREED TO:

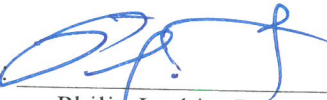
STATE OF VERMONT
SECRETARY OF STATE

Dated: 10/2/20

By: /s/ Elizabeth St. James for
Traci Leibowitz
State Prosecuting Attorney

PHILIP LARKIN, D.M.D.
RESPONDENT

Dated: 10/2/2020

By: 
Philip Larkin, D.M.D.

APPROVED AS TO FORM ONLY:

RICHARD BOWEN, ESQ.
ATTORNEY FOR RESPONDENT

Dated: 10/2/2020

By: 
Richard Bowen, Esq.

APPROVED AND SO ORDERED:

VERMONT BOARD OF DENTAL
EXAMINERS

Dated: _____

By: _____
Chairperson

Date of Entry: 10/14/2020