

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

**IN RE:
LIZA POWERS
License No.
014.0110667**

Docket No. 2015-199

STIPULATION AND CONSENT ORDER

NOW COMES the State of Vermont, by and through its State Prosecuting Attorney S. Lauren Hibbert and Respondent, Liza Powers:

Board Authority

1. The Vermont Board of Dental Examiners ("Board") has jurisdiction to investigate and adjudicate allegations of unprofessional conduct committed by dentists and dental surgeons and applicants for licensure pursuant to 3 V.S.A. §§129, 129a and 814; 26 V.S.A. §§767 and 809; the Administrative Rules of the Board of Dental Examiners ("RBDE"); and the Rules of the Office of Professional Regulation.

Stipulated Facts

2. Liza Powers ("Respondent") of Rutland, VT, is licensed by the State of Vermont as a Dental Assistant under license number 014.0110667. This license was originally issued on or about May 1, 2015 and is currently set to expire on or about September 30, 2017.
3. Prior to her licensure on May 1, 2015, Respondent was employed by Dr. Steven DuBoff as a dental assistant without proper licensure for approximately six (6) years.

Violations

4. The acts, omissions and/or circumstances described above, constitute grounds for discipline. Respondent has committed unprofessional conduct because Respondent violated:
 - a. 3 V.S.A. § 129a(3)(Failing to comply with provisions of federal or State statutes or rules governing the practice of the profession) incorporating 3 V.S.A. § 127(b)(A person practicing a regulated profession without authority may, upon the complaint of the attorney general or a state's attorney or an attorney assigned by the office of professional regulation, be enjoined therefrom by the superior court where the violation occurred or the Washington County superior court and may be assessed a civil penalty of not more than

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Prosecuting Attorney
Office of
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89 Main Street
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\$1,000.00. The attorney general or an attorney assigned by the office of professional regulation may elect to bring an action seeking only a civil penalty of not more than \$1,000.00 for practicing a regulated profession without authority before the board having regulatory authority over the profession. Hearings shall be conducted in the same manner as disciplinary hearings. A civil penalty imposed by a board or administrative law officer under this subsection shall be deposited in the professional regulatory fee fund established in section 124 of this title for the purpose of providing education and training for board members and advisor appointees. The director shall detail in the annual report receipts and expenses from these civil penalties.)

Understandings

5. Respondent admits that the facts above are true and that the conditions below are necessary to protect the public.
6. The Respondent has read and reviewed this document fully and agrees that it contains the entire agreement between the parties.
7. This Stipulation and Consent Order is entered into voluntarily by the Respondent after the opportunity to consult with legal counsel. The Respondent has not been coerced by anyone into signing this Stipulation and Consent Order.
8. The Respondent is voluntarily waiving the right to a contested hearing before the Board and waives any right to appeal from this Stipulation and Consent Order.
9. The Respondent is of sound mind and is not under the influence of drugs or alcohol at the time of signature of this stipulation and consent order.
10. 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 of Dental Examiners hereby **WARNS** the Respondent's license. Respondent shall, within ninety days of this Order, pay an administrative penalty in the amount of three hundred fifty (350) dollars. Failure to pay the administrative penalty within the prescribed timeframe shall constitute a violation of this Order.
- B. Notwithstanding any provision above, the Respondent must continue to meet all Board 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).

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- 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: 3/3/16

By: S. Lauren Hibbert
S. Lauren Hibbert
State Prosecuting Attorney

LIZA POWERS
RESPONDENT

Dated: 2/23/2016

By: Liza A. Powers
Liza Powers

APPROVED AND SO ORDERED:

VERMONT BOARD OF DENTAL
EXAMINERS

Dated: 3/9/16
Date of Entry: 3/9/16

By: Chairperson
Chairperson

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