TBSDE CASE FILE NO. 2017-00452
IN THE MATTER OF LICENSE NO. 15470 ISSUED TO VICTOR ZURITA, DDS

NON-DISCIPLINARY REMEDIAL PLAN

On November 30, 2018, this Remedial Plan was issued by the Texas State Board of Dental Examiners (Board) to resolve the above-referenced matter. This Remedial Plan is issued under the authority of Tex. Occ. Code § 263.0077 and based on the allegation that violations of the laws or rules regulating the practice of dentistry have occurred.

Victor Zurita, DDS, holder of Texas Dental License No. 15470 (Respondent), appeared at an informal settlement conference on August 16, 2018, at 333 Guadalupe Street, Austin, Texas. Respondent was represented by Joel Sprott. Board members Bryan Henderson, DDS, and Jorge Quirch, DDS, and Dental Review Committee member Jesse Teng, DDS, represented the Board at the settlement conference and recommend this Remedial Plan to resolve this matter.

Allegations
Based on an investigation, Board staff alleges that Respondent failed to perform adequate orthodontic diagnostic workup, failed to take photos during and at the conclusion of the patient’s orthodontic treatment, and failed to make, maintain, and keep adequate dental records, as required by 22 Tex. Admin. Code §§ 108.7(1), (2), 108.8(b)(4)-(5), (c)(2), (12).

Requirements
1. Within sixty (60) days of the date of issuance of this Remedial Plan by the Board, Respondent SHALL provide proof to the Compliance Division of the Board sufficient to show the successful completion of fifteen (15) hours of pre-approved continuing education courses, twelve (12) hours which shall be in the area of Diagnosis and Treatment Planning, and three (3) hours which shall be in the area Risk Management and Record Keeping. Courses that are not pre-approved are presumed insufficient.
2. Within sixty (60) days of the date of issuance of this Remedial Plan by the Board, Respondent SHALL remit a five hundred dollar ($500.00) check or money order to the Board to recover the costs of administering this Remedial Plan.
3. Within sixty (60) days of the date of issuance of this Remedial Plan by the Board, Respondent SHALL take and pass the Jurisprudence Assessment.
4. Failure to comply with the requirements of this Remedial Plan may result in disciplinary action against Respondent’s license.

Acknowledgement
I, Victor Zurita, DDS, have read and understand the foregoing Remedial Plan, and I agree to its requirements. I neither admit nor deny the allegations made in this Remedial Plan. I voluntarily waive my right to a formal adjudicatory hearing to contest this matter, and I acknowledge that this Remedial Plan is final and non-appealable.

THIS REMEDIAL PLAN IS NON-DISCIPLINARY.
THIS REMEDIAL PLAN IS PUBLIC INFORMATION.
THIS REMEDIAL PLAN IS A SETTLEMENT AGREEMENT UNDER RULE 408 OF THE TEXAS RULES OF EVIDENCE.

Victor Zurita, DDS, Respondent

STATE BOARD OF DENTAL EXAMINERS
SIGNED this 30th day of November 2018.

David Tillman, DDS, Presiding Officer

Jorge Quirch, DDS, Board Secretary

Date

10-13-2018