

SBDE NO. 10-0771-0512

IN THE MATTER OF	§	BEFORE THE STATE
THE LICENSE OF	§	
KRISTINA NICOLE RIVERS, DDS	§	BOARD OF
TEXAS DENTAL LICENSE	§	
NUMBER 23933	§	DENTAL EXAMINERS

AGREED SETTLEMENT ORDER

On the 10 day of November, 2011, the State Board of Dental Examiners ("Board" or "SBDE") met in a regularly scheduled meeting and the above styled case was heard.

On May 19, 2011, SBDE staff proposed this Agreed Settlement Order in the above captioned case against Kristina Nicole Rivers, DDS, hereinafter "Respondent," holder of Texas Dental License No. 23933. At issue are allegations that the Respondent violated the laws and rules regulating the practice of dentistry.

Respondent wishes to waive further formal adjudicatory proceedings and voluntarily enters into the following Agreed Settlement Order. Respondent, by signature below, acknowledges that Respondent fully understands the nature of the findings of fact and conclusions of law set out herein, that Respondent has been advised of the right to legal representation, and that Respondent has been given the opportunity to formally contest any Board allegations in an adjudicatory proceeding.

The following Agreed Settlement Order is proposed, contingent on Board approval.

FINDINGS OF FACT

1. Respondent, Kristina Nicole Rivers, DDS, holds Texas Dental License No. 23933. Respondent's license was initially issued on May 28, 2008, and was in full force and effect at all dates and times material and relevant to this Agreed Settlement Order.
2. Respondent has no prior disciplinary history with the Board.
3. During the period from September 1, 2009 through March 25, 2010, Respondent engaged in negligent conduct by allowing her DPS registration to expire. Respondent prescribed approximately forty-three (43) controlled substances without appropriate authority. Although

Respondent failed to renew her Texas Controlled Substance Registration, her DEA registration remained current during this time period.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules in effect at the time of the violations.

1. The Texas State Board of Dental Examiners has authority and jurisdiction over this case pursuant to Tex. Occ. Code § 251.001 et seq. and 22 Tex. Admin. Code § 101 et seq.
2. Respondent's conduct constitutes a violation of Tex. Occ. Code § 263.002(a)(10); Tex. Health & Safety Code § 481.061(a); and 22 Tex. Admin. Code §§108.1(1) and 108.9(6).

ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent's Texas Dental License No. 23933, issued to Kristina Nicole Rivers, is hereby issued the sanction of WARNING.
2. Respondent SHALL complete a total of nine (9) hours of Continuing Education courses. Under this stipulation, the continuing education courses SHALL be completed within three (3) months of the effective date of this Order. Continuing Education courses completed SHALL be in the following area(s):

a.	Ethics	6 hours
b.	Recordkeeping	3 hours

This continuing education SHALL be in addition to Respondent's annual continuing education hours required for licensure by the Board.

All continuing education courses SHALL be approved in advance by the Board Secretary. It is the responsibility of the Respondent to obtain such approval. Courses taken without prior approval and prior to the effective date of this Order SHALL NOT satisfy the requirements of this Order. The Board Secretary SHALL have the authority to reduce the number of continuing education days or hours based on course availability. Upon the successful completion of each course, the Respondent SHALL provide completion documentation to the Board.

3. Respondent SHALL pay an administrative monetary fine in the amount of Two Thousand Dollars (\$2,000.00) payable to the "Texas State Board of Dental Examiners" located at 333 Guadalupe, Tower 3, Suite 800, Austin,

Texas. The administrative monetary fine SHALL be paid in one (1) lump sum or in installment payments, the total amount due no later than six (6) months from the effective date of this Order.

4. Respondent SHALL take and pass the Jurisprudence Assessment within thirty (30) days of the effective date of this Order. The fees for the assessment SHALL be borne by Respondent. A Jurisprudence Assessment taken prior to the effective date of this Order SHALL NOT count towards satisfying this requirement.
5. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this Order.

Upon the successful completion the aforementioned requirements, the Respondent SHALL provide completion documentation to the Board.

By signing this Agreed Settlement Order, Respondent agrees to its terms, acknowledges Respondent's understanding of it, and agrees that Respondent will satisfactorily comply with the mandates of this Order in a timely manner or be subject to appropriate disciplinary action by the State Board of Dental Examiners.

Respondent's signature hereon does not constitute either admission or denial of the allegations set forth in this Order or the underlying complaint, and it does not constitute admission or denial of the findings of fact and the conclusions of law set forth.

Respondent, by signing this Agreed Settlement Order, waives any right to a formal hearing and any right to judicial review of this Order. Failure to comply with the terms and conditions of this Order SHALL constitute a violation of this Order and may subject Respondent to further disciplinary action by the Board.

All of the above terms, conditions, and penalties become effective on the effective date of this Order. The effective date of this Agreed Settlement Order shall be the date it is executed by the State Board of Dental Examiners.



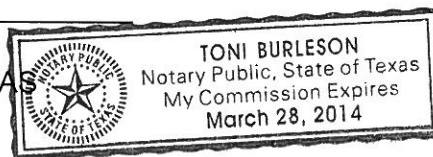
Kristina Nicole Rivers, DDS
Respondent



notarized the signature of Kristina
Nicole Rivers, DDS, this 1st day of September 2011.



NOTARY PUBLIC
IN and FOR THE STATE OF TEXAS

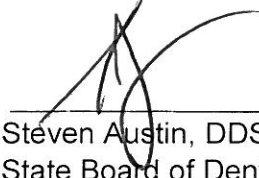


STATE BOARD OF DENTAL EXAMINERS

SIGNED this 10th day of November 2011.



Pamela Gough, DDS, Presiding Officer
State Board of Dental Examiners



Steven Austin, DDS, Secretary
State Board of Dental Examiners