

T S B D E  
JAN 15 2020  
R E C E I V E D

SBDE NO. 2017-01745

IN THE MATTER OF  
THE LICENSE OF

CHRISTOPHER PEDLAR, DDS

TEXAS DENTAL LICENSE  
NUMBER 28001

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BEFORE THE STATE

BOARD OF

DENTAL EXAMINERS

**AGREED SETTLEMENT ORDER**

On the 6th day of March, 2020, the State Board of Dental Examiners (Board) met in a regularly scheduled meeting and the above-styled case was heard. The full Board adopted this Agreed Settlement Order (ASO) at a public meeting on the date shown above (effective date).

Christopher Pedlar, DDS, holder of Texas Dental License No. 28001 (Respondent), appeared at an informal settlement conference on September 10, 2019, at 333 Guadalupe Street, Austin, Texas. Respondent was represented by Boyd Shepherd. At issue were allegations that Respondent violated the laws and rules regulating the practice of dentistry.

Respondent hereby waives a formal adjudicatory hearing and enters into the following ASO. Respondent, by signature below, acknowledges that Respondent was advised of the right to legal representation, and that Respondent understands the nature of the alleged violations. Respondent's signature hereon also acknowledges that an adequate opportunity was provided to allow Respondent to respond to the alleged violations.

Board members David Yu, DDS, and Margo Melchor, RDH, EdD represented the Board at the settlement conference held pursuant to Texas Occupations Code § 263.007, and 22 Texas Administrative Code § 107.63. The Board representative considered information presented by staff, the Respondent, and the Complainant, as applicable. The Board representatives, having carefully considered the Board's disciplinary guidelines, recommend the following ASO contingent on the full Board's approval.

**FINDINGS OF FACT**

1. Respondent, Christopher Pedlar, DDS, holds Texas Dental License No. 28001. Respondent's license was initially issued on June 28, 2012, and was in full force and effect at all dates and times material and relevant to this ASO.

2. Respondent holds the following sedation/anesthesia permits issued by the Board:
  - a. Nitrous Certification issued on August 22, 2013.
3. Respondent does not have prior disciplinary history.
4. On or about July 11, 2017, Respondent engaged in unprofessional and dishonorable conduct. Specifically, Respondent was observed inhaling nitrous oxide through a nose mask.

### **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 Board has authority and jurisdiction over this case pursuant to Tex. Occ. Code §§ 251-267 and 22 Tex. Admin. Code §§ 100-125.
2. Respondent's conduct represents grounds for discipline under Tex. Occ. Code § 263.002(a)(3), (10); and 22 Tex. Admin. Code § 108.9(4)(C), (11).

### **ORDER**

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent's Texas Dental License No. 28001, issued to Christopher Pedlar, DDS, is hereby issued the sanction of WARNING.
2. Within fifteen (15) days from the effective date of this Order, Respondent SHALL undergo evaluation by the Texas Professional Recovery Network (PRN) and SHALL join and maintain membership and fulfill all membership requirements if deemed necessary by PRN.
3. Respondent SHALL abide by and participate with all terms and conditions of PRN, which SHALL, at the discretion of PRN, include but are not limited to: monitoring, participation in an inpatient or outpatient treatment program; monitoring of therapeutic levels of drugs, submission of a narrative as requested; submission of blood or urine specimens for random drug or alcohol testing; and such other conditions deemed appropriate by PRN. PRN SHALL furnish to the Board, upon request, documentation evidencing Respondent's compliance or non-compliance with the terms of PRN's program. Failure to comply with all provisions and recommendations of PRN during the entire probationary suspension period SHALL constitute a violation of this ASO and may subject Respondent to further disciplinary action by the Board.

4. Respondent SHALL pay an administrative monetary fine in the amount of three thousand dollars (\$3,000.00) payable to the "Texas State Board of Dental Examiners" located at 333 Guadalupe Street, Suite 3-800, Austin, Texas 78701-3942. The administrative monetary fine SHALL be paid in full no later than six (6) months from the effective date of this ASO.
5. Respondent SHALL complete a total of three (3) hours of continuing education (CE) courses, which SHALL be completed within six (6) months of the effective date of this ASO. The three (3) hours of CE courses completed SHALL be in the following areas:

Ethics	Three (3) hours
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This CE SHALL be in addition to Respondent's annual CE hours required for licensure by the Board.

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

6. Respondent SHALL successfully complete the Jurisprudence Assessment-Board Order and submit proof of completion to Board Staff within thirty (30) days of the effective date of this ASO. Respondent may not take the Jurisprudence Assessment-Board Order prior to the effective date of this ASO. Respondent SHALL be responsible for all costs relating to compliance with this requirement.
7. 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 ASO.

**Signature page follows.**

By signing this ASO, Respondent agrees to its terms, acknowledges understanding it, and agrees to satisfactorily comply with the mandates of this ASO in a timely manner or be subject to appropriate disciplinary action by the Board. Respondent's signature hereon does not constitute either admission or denial of the allegations set forth in this ASO or the underlying complaint, and it does not constitute admission or denial of the findings of fact and the conclusions of law set forth. This ASO is a compromise agreement pursuant to Tex. R. Evid. 408.

Respondent, by signing this ASO, waives any right to a formal hearing and any right to judicial review of this ASO. Failure to comply with the terms and conditions of this ASO SHALL constitute a violation of this ASO 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 ASO. The effective date of this ASO SHALL be the date it is adopted by the Board at a public meeting, as shown by the signatures of the Presiding Officer and Board Secretary, below.

THIS ASO IS A PUBLIC RECORD THAT WILL BECOME A PERMANENT PART OF RESPONDENT'S TEXAS DENTAL LICENSE DISCIPLINARY HISTORY. PRIOR DISCIPLINARY HISTORY MAY BE USED AS AN AGGRAVATING FACTOR IN FUTURE BOARD DISCIPLINARY ACTIONS.

*Christopher Pedlar DDS*

Christopher Pedlar, DDS, Respondent

\_\_\_\_\_ notarized the signature of Christopher Pedlar, DDS, this 10<sup>th</sup> day of January, 2020.

*Maria Rosalia Pena Palma*

NOTARY PUBLIC IN and FOR THE STATE OF TEXAS



STATE BOARD OF DENTAL EXAMINERS  
SIGNED this 6<sup>th</sup> day of March, 2020.

*David Tillman DDS*

David Tillman, DDS, Presiding Officer

*Jorge E. Quirch DDS*

Jorge Quirch, DDS, Board Secretary