

BEFORE THE ARKANSAS STATE BOARD OF DENTAL EXAMINERS

IN THE MATTER OF:

W. T. HARRIS, D. D. S.

ORDER

On this 15th day of January, 1988, comes on for hearing the disciplinary hearing of W. T. Harris, D. D. S. The Arkansas State Board of Dental Examiners was present together with their attorney, William H. Trice, III; and W. T. Harris, D. D. S. appeared together with his attorney, Randy Wright. From the pleadings, testimony and evidence introduced, and argument of counsel, the Board finds that:

1. W. T. Harris is a licensed dentist in the State of Arkansas under the provisions of the Dental Practice Act of Act 14 1955, as amended, presently practicing in Little Rock, Pulaski County, Arkansas.
2. The Board does not find any grounds to find W. T. Harris in violation of Arkansas Statute §72-560 (3), more especially, the commission of a criminal operation or failure to maintain adequate safeguards for the health and safety of his patients or Arkansas Statute §72-560 (8), more especially, there is no proof that he willfully violated Article 12 Section (q) of the Rules and Regulations of the Arkansas State Board of Dental Examiners.
3. The Board finds that W. T. Harris was professionally incompetent in his writing of thirteen (13) prescriptions of Mepergan Fortis, a Schedule II narcotic, for one Donald Bloomfield.
4. The Board finds that W. T. Harris was professionally incompetent in his writing of forty four (44) prescriptions of Mepergan Fortis, a Schedule II narcotic, for a Georganna Bloomfield.
5. The Board finds that W. T. Harris was professionally incompetent in his writing of nine (9) prescriptions of Percodan and a prescription of Mepergan Fortis, both Schedule II narcotics, for one Don Gill.

6. The Board finds that W. T. Harris was professionally incompetent in his writing of five (5) prescriptions of Percodan, a Schedule II narcotic, for one Barbara Gill.

7. The Board finds that W. T. Harris was professionally incompetent in his writing of eleven (11) prescriptions of Mepergan Fortis, a Schedule II narcotic, for one Mike Guynn.

8. The Board does not find that there is any proof to substantiate the allegations that W. T. Harris violated any Rules of the Practice Act or the Rules and Regulations of the Board in his treatment of Mike Bearden, Phil Spann, and Ronette Spann.

WHEREFORE, IT IS, CONSIDERED, ORDERED AND ADJUDGED that W. T. Harris has violated Arkansas Statute §72-560 (3), more especially, that he was professionally incompetent in the prescription writing as stated in the findings hereinabove. That as a result of said violation, the Board further orders that:

1. The license to practice dentistry in the State of Arkansas of W. T. Harris will be suspended for a period of six months.

2. That at the end of said period of suspension, W. T. Harris will be placed on one year probation. During said period of probation W. T. Harris will forfeit his DEA license and will not write any prescriptions for narcotic drugs.

3. During the eighteen (18) month period, any written communication or advertising of W. T. Harris to his patients concerning his suspension or probation will be preapproved by the Board.

4. W. T. Harris will be assessed a fine of \$1,000.00 to be paid prior to the return of his license at the end of his six months suspension.

IT IS SO ORDERED.

ARKANSAS STATE BOARD OF DENTAL EXAMINERS

By: *Shelby Woodiel*
SHELBY WOODIEL, President

BEFORE THE ARKANSAS STATE BOARD OF DENTAL EXAMINERS

IN THE MATTER OF:

W. T. HARRIS, D. D. S.

ORDER

On this 11th day of March, 1988, comes on for hearing the Motion of W. T. Harris, D. D. S. seeking an Order of this Board to reconsider the punishment handed down in his disciplinary hearing on the 15th of January, 1988. The Arkansas State Board of Dental Examiners was present together with its attorney, William H. Trice, III; and W. T. Harris, D. D. S., appeared together with his attorney, Randall G. Wright. From the pleadings and argument of counsel, the Board finds that:

1. The findings of fact rendered on the 15th of January, 1988, are reaffirmed by this Board.

2. W. T. Harris appears today apologizing for violations of the Practice Act which he has committed and requests the Board to reconsider the six months suspension and other punishment areas handed down by the Board by its Order as a result of the hearing of 15 January, 1988.

3. The Board finds that the motion to reconsider the punishment should be granted.

WHEREFORE, IT IS, CONSIDERED, ORDERED AND ADJUDGED that W. T. Harris did violate Arkansas Statute 72-560 (3), more especially, that he was professionally incompetent in the prescription writing as stated in the findings of the Order of the hearing of 15 January, 1988. As a result of said violation, the Board orders that:

1. The punishment handed down in the original Order as the result of the hearing of 15 January, 1988, be rescinded and this Order be instituted in its place.

2. The license to practice dentistry in the State of Arkansas of W. T. Harris will be suspended for a period of three (3) months.

3. At the end of said period of suspension, W. T. Harris will be placed on a fifteen (15) months probation. During said period of probation, W. T. Harris will forfeit his DEA license

and will not write any prescriptions for narcotic drugs during said time and will be subject to ongoing inspections by the Board or its designated personnel.

4. During said period of probation, W. T. Harris will not violate the Dental Practice Act, or any of the laws concerning prescription drugs, or any of the rules and regulations of the Board. Any such violation will be considered as a violation of his probation.

5. W. T. Harris will be assessed a fine of \$1,000.00 to be paid to the Board prior to the return of his license at the end of said three months suspension.

IT IS SO ORDERED.

ARKANSAS STATE BOARD OF DENTAL EXAMINERS

BY: *Shelby Woodiel*
SHELBY WOODIEL, PRESIDENT