BEFORE THE ARKANSAS STATE BOARD OF DENTAL EXAMINERS

IN THE MATTER OF: ANDY ALLEN COBB, DDS

CONSENT ORDER

On this 17th day of March 2006 comes on for hearing the matter of Andy Allen Cobb, DDS. The Arkansas State Board of Dental Examiners appeared together by a quorum of its membership, together with its attorney, William H. Trice, III. Andy Allen Cobb, DDS, appeared pro se. From the pleadings, testimony of the witnesses, evidence introduced and agreement of the parties, the Board finds that:

1. Andy Allen Cobb, DDS, is licensed to practice dentistry in the State of Arkansas pursuant to the provisions of the Dental Practice Act.

2. The Board entered an order and Notice of Hearing dated the 24th of January 2006 alleging that Andy Allen Cobb, DDS, had violated ACA § 17-82-316(3)(e), that is, permitting an unlicensed person to perform an act defined as dentistry and ACA § 17-82-316(3)(c), that is, commission of a criminal operation, by permitting an unlicensed person to prescribe and divert scheduled medication; among other things.

3. The Board received testimony and evidence, but prior to the hearing being concluded, Andy Allen Cobb, DDS, made the following offer to the Board to resolve all issues pending before the Board pursuant to ACA § 25-15-208(B) as follows:

A. The Arkansas State Board of Dental Examiners would pass for a period of one year the disciplinary hearing involving the allegations and the Order and Notice of Hearing dated 24 January 2006, so long as Andy Allen Cobb, DDS, complied with the terms of this agreement.

B. Andy Allen Cobb, DDS, would dismiss from his employment his wife
identified as M.L.S. and would not permit her to function within his dental clinic.

C. **Andy Allen Cobb, DDS, would have his wife, participate in extensive drug rehabilitation and monitoring and attend AA or NA meetings and provide the Board such information as to her rehabilitation and monitoring and attendance at meetings.**

D. Andy Allen Cobb, DDS, would refrain from calling prescriptions to any pharmacy any for a scheduled medication; and all prescriptions from the date of this Order forward, would be by written prescription only.

E. **Andy Allen Cobb, DDS, would prescribe scheduled medication by utilizing duplicate numbered prescription pads and would issue the original of the prescription to the patient, keep a copy of the prescription for the Dental record of the patient and would make a copy of each prescription and forward it to the Board Office for the Board’s review and monitoring.**

F. **Andy Allen Cobb, DDS, would attend all meetings of the Arkansas State Board of Dental Examiners until excused from the same and be prepared to show proof of compliance with this agreement.**

G. **Andy Allen Cobb, DDS, would pay to the Arkansas State Board of Dental Examiners the costs of this investigation and hearing of $1858.26 together with a $1000 fine for a total of $2858.26 within sixty days from the date of this Order.**

H. **Upon Andy Allen Cobb, DDS, complying with the terms of this Agreement for a period of one year the disciplinary hearing involving the allegations in the Order and Notice of Hearing of 24 January 2006 would be dismissed. Upon Andy Allen Cobb, DDS, failing to comply with the terms of this Agreement, the disciplinary hearing would be rescheduled for a hearing and would be set for its conclusion.**
Further, a violation of the terms of this Agreement and Order would be considered a violation of an Order of the Board and, thus, a violation of the Dental Practice Act subjecting Andy Allen Cobb, DDS, to further sanctions upon his license as provided by law.

4. Pursuant to ACA § 25-15-208(B) of the Administrative Procedure Act, the Arkansas State Board of Dental Examiners accepts the offer of Andy Allen Cobb, DDS, as stated in paragraph 3 above.

WHEREFORE, it is considered, ordered, and adjudged that the Agreement of the parties stated in paragraph 3 and 4 above is a fair and equitable agreement and protects the health and safety of the citizens of Arkansas and the rights of Andy Allen Cobb, DDS. The Board adopts said agreement as the Board’s own Order.

**IT IS SO ORDERED:**

ARKANSAS STATE BOARD OF DENTAL EXAMINERS

[Signature]

E. Wayne Looney, D.D.S., PRESIDENT

[Date]

Approved as to Form:

[Signature]

William H. Trice, III
Attorney for the Arkansas State Board of Dental Examiners

[Signature]

Andy Allen Cobb, DDS