

STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS

DEPARTMENT OF HEALTH
BOARD OF EXAMINERS IN DENTISTRY

IN THE MATTER OF:
FREDERICK LURY, D.D.S., License Number DEN01788
Controlled Substances Registration Number CDEN01788
X-Ray Facility Registration Number DEF0272

SUMMARY SUSPENSION OF DENTAL LICENSE

The Board of Examiners in Dentistry (hereinafter "the Board") has received information concerning the professional activities of Frederick Lury, D.D.S., (hereinafter "the Respondent"). The Respondent is a licensed dentist in Rhode Island whose principal place of business is 1090 Toll Gate Road, Warwick, Rhode Island. The Board has opened a complaint investigating the allegation that Dr. Lury is practicing dentistry in violation of his Voluntary Agreement Not to Practice Dentistry and Voluntary Surrender of Controlled Substances Registration, which he signed on October 26, 2012. The Director of Health makes the following:

Findings of Fact and Conclusions of Law

1. Respondent is dentist who was first issued a license in this State on January 1, 1997. His office is at 1090 Toll Gate Road, Warwick. He is a 1977 graduate of the University of Pennsylvania School of Dental Medicine.
2. Pursuant to R.I. Gen. Laws § 42-35-9(d), on October 26, 2012 Respondent signed a Voluntary Agreement Not to Practice Dentistry and Voluntary Surrender of

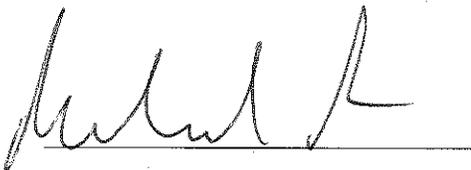
Controlled Substances Registration (hereinafter "Agreement,") which by its terms became effective on November 2, 2012. The Director of the Department of Health (hereinafter "Department") approved the Agreement on October 26, 2012.

3. A female patient avers that Respondent saw her on November 1, 2012, for a filling, and she returned to his office on or about November 10, 2012, with a complaint of jaw pain. On or about that date, Respondent examined her tooth and took an x-ray. Respondent wrote her a referral slip in her presence, and she made another appointment for the week of November 26, 2012. The patient witnessed others patients and dental hygienists in Respondent's office on or about November 10, 2012.
4. Respondent is in violation of R.I. Gen. Laws § 5-31.1-10(24) based on his violation of a valid final order made by Respondent pursuant to § 42-35-9(d), and he would be an immediate danger to the public if he were allowed to continue to practice dentistry at this time.

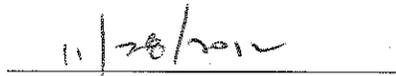
ORDER

After considering the contents of the Voluntary Agreement Not to Practice Dentistry and Voluntary Surrender of Controlled Substances Registration, effective November 2, 2012, and the verification by two patients upon whom Respondent has practiced dentistry after the effective date of such agreement, it has been determined that the continuation of the practice of dentistry by the Respondent would constitute an immediate danger to the public. Accordingly:

1. The Respondent is immediately suspended from practicing dentistry and prescribing medication until further Order of the Department of Health, Board of Examiners in Dentistry.
2. The Respondent's Controlled Substances Registration, Number CDEN01788, is hereby suspended.
3. The Respondent is suspended from operating x-ray equipment pursuant to his X-ray Facility Registration number DEF0272 pursuant to R.I.G.L. Section 23-1.3-11, and 23-1.3-8. No other individual may operate said equipment until an approved facility supervisor has been registered with the Department, pursuant to regulations.
4. The Respondent is entitled to an administrative hearing on this Summary Suspension within ten (10) days of this Order pursuant to Rhode Island General Law § 5-31.1-19.



Michael Fine, M.D.
Director
Rhode Island Department of Health



Date

CERTIFICATION

I hereby certify that a copy of this SUMMARY SUSPENSION was sent by facsimile, certified and regular mail to Frederick Lury, D.D.S., and to his attorney of record on this day of November, 2012, at the following addresses:

Fausto Anguilla, Esquire
Law Offices of Fausto Anguilla
56 Pine Street
Providence, RI 02903

Frederick S. Lury, D.D.S. *via hand-deliv*
~~1090 Toll Gate Road~~ *30 Riverhill*
Warwick, RI 02888 *East Greenwich, RI*

Ray Khan 11/28/12

witness →

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