STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS

DEPARTMENT OF HEALTH
BOARD OF EXAMINERS IN DENTISTRY

IN THE MATTER OF:
PATRICK McGUIRK, DDS
Dental License Number DEN02103
Controlled Substances Registration Number CDEN02103

CONSENT ORDER

The Department of Health, Board of Examiners in Dentistry (hereinafter "Board") has investigated a complaint charging Patrick McGuirk, D.D.S. (hereinafter "Respondent") with a civil violation of R.I. Gen. Laws §§ 5-31.1-10(24) and 5-31.1-7(a)(2) and the Rules and Regulations promulgated pursuant to § 5-31.1-4.

After consideration by the Department, the following constitute the Findings of Fact with regard to the complaint as to the Respondent:

1. Respondent is a dentist licensed to practice dentistry in the State of Rhode Island.
2. Respondent renewed his license as a licensed dentist on June 26, 2012, and answered "yes" to the following question: "I have completed all applicable CE (Continuing Education) requirements for this renewal period as stated in the Rules and Regulations for my profession."
3. As of June 30, 2012, Respondent failed to obtain forty (40) hours of continuing education credits as required by R5-31.1-DHA-10.2 for the period July 1, 2010 to June 30, 2012.

Based on the foregoing, the parties agree as follows:

1. Respondent is a licensed dentist and is able to perform his professional duties without restriction pursuant to the laws of the State of Rhode Island.

2. Respondent admits to the jurisdiction of the Department and hereby agrees to remain under jurisdiction of the Department.
3. Respondent has read this Consent Order and understands that it is a proposal of the Department and is subject to the final approval by the Board of Examiners in Dentistry. This Consent Order and the contents thereof are not binding on Respondent until final ratification by the Board.
4. Respondent shall submit an administrative fee to the Board in the form of a check for $500 payable to the Rhode Island General Treasury.
5. Respondent hereby acknowledges and waives:
   a) The right to appear personally or by counsel or both before the Board;
   b) The right to produce witnesses and evidence in his behalf at a hearing;
   c) The right to cross-examine witnesses;
   d) The right to have subpoenas issued by the Board;
   e) The right to further procedural steps except for those specifically contained herein;
   f) Any and all rights of appeal of this Consent Order;
   g) Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
   h) Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;
   i) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Board.

5. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties.
6. Acceptance by the Respondent and approval by the Department of this Consent Order constitutes an admission of the facts contained herein.
7. Respondent hereby agrees to a Formal Reprimand with respect to his dental license.
8. Respondent shall obtain thirty-six (36) credit hours of continuing education credits in addition to the forty (40) credit hours of continuing education required under R5-31.1-DHA-10.2 for the license renewal period of July 1, 2012, to June 30, 2014. Respondent shall submit to the Department, on or before June 30, 2014, satisfactory evidence demonstrating completion of seventy-six (76) credit hours during the period of July 1, 2012, to June 30, 2014.
9. That should Respondent violate the terms of this Consent Order, Respondent shall be subject to further disciplinary sanctions.

Jan 31, 2013
Date

Patrick McGuirk DDS
Patrick McGuirk, D.D.S.
DEN02103

Chairperson
Board of Examiners in Dentistry

Ratified as an Order of the Board of Examiners in Dentistry this 13 day of February, 2013.