COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION IN DENTISTRY

In the Matter of **Dr. Gregory Wu** **License No. DN21384** **Expires on March 31, 2016**	))))))	**Docket No. DEN-2014-0050**

CONSENT AGREEMENT FOR REPRIMAND

The Massachusetts Board of Registration in Dentistry ("Board") and Dr. Gregory Wu ("Licensee"), license[1] no. DN21384 ("License"), do hereby stipulate and agree the following information shall be entered into and become a permanent part of the Licensee's record maintained by the Board.

1. The Licensee hereby states he voluntarily enters into this Consent Agreement for Reprimand ("Consent Agreement") to resolve the allegations set forth in the complaint at Docket No. DEN-2014-0050 (hereinafter the "Complaint").

2. The Licensee acknowledges there are sufficient facts in the Complaint from which the Board could reasonably find grounds for discipline under M.G.L. c. 112, § 61 and Board regulations.

3. The Licensee and the Board stipulate and agree to resolve the Complaint without making findings and without having to proceed to a formal adjudicatory hearing on the Complaint as follow:

   (a) Licensee violated 234 CMR 9.05(2) through violating 234 CMR 7.01 *et seq.*, specifically by practicing portable dental operations without the required permit;

   (b) Licensee violated 234 CMR 9.05(3) through violating 234 CMR 5.05(1), Infection Control Practices, by failing to practice dentistry in conformance with the CDC's *Recommended Infection Control in Dental Health-Care Settings* (2003), specifically, by (a) failing to consistently conduct weekly spore testing on the Midmark M7-020 SpeedClave steam sterilizer, and (b) failing to maintain sterilization monitoring records;

[1] The term "license" or "License" applies to both a current and expired license as well as the right to renew an expired license.

(c) Licensee violated 234 CMR 5.16, Emergency Protocol, by practicing dentistry without access to an emergency drug kit and by failing to maintain documentation of annual training of emergency protocols;

(d) Licensee violated 234 CMR 6.15, by administering local anesthesia without required equipment and medications; and

(e) Licensee violated 234 CMR 5.05(3), Radiation Control, by operating the Nomad Radiation unit without obtaining a DPH Radiation Control Certificate.

4. To resolve the Complaint without further proceedings before the Board, the Licensee agrees and the Board hereby imposes a *Reprimand* on his License pursuant to 234 CMR 9.03(2)(a) to become effective the date the Board executes the Consent Agreement ("Effective Date").

5. The Licensee understands entering into the Consent Agreement is a final act and not subject to reconsideration, collateral attack or judicial review in any form or forum.

6. Within thirty (30) days of the Effective Date, Licensee shall provide a copy of the Consent Agreement to all jurisdictions where he holds or has held any professional license.

   (a) Licensee shall provide written documentation to the Board demonstrating his compliance with paragraph 6.

   (b) If Licensee is not licensed to practice dentistry or another health profession in any other jurisdiction, he shall submit a signed attestation to the Board stating such.

7. The Licensee acknowledges and understands the Consent Agreement is a public record within the meaning of M.G.L. c. 4, § 7 and as such may be disclosed to the public.

8. The Board agrees as consideration for the Licensee entering into the Consent Agreement, the Board will forego further prosecution of Complaint's allegations, unless the Licensee fails to complete the requirements in paragraph 6.

9. The Licensee enters the Consent Agreement of his own free will. The Licensee states he is aware he has a right to counsel in this matter and either has conferred with counsel prior to signing the Consent Agreement or waives his right to counsel.

10. A waiver by the Board of any provisions of the Consent Agreement at any time shall not constitute a waiver of any other provision of the Consent Agreement, nor

shall it constitute waiver by the Board of its rights to enforce such provision at any future time.

11. The Licensee has read the Consent Agreement. The Licensee understands he has the right to a formal adjudicatory hearing concerning the allegations set forth in the Complaint and at a hearing he would have the right to confront and cross-examine witnesses, call witnesses, present evidence, testify on his own behalf, contest the allegations, present oral argument, seek judicial review and to all other rights set forth in the State Administrative Procedure Act, M.G.L. c. 30A and 801 CMR 1.00 *et seq*. By executing the Consent Agreement, Licensee knowingly and voluntarily waives his right to a formal adjudicatory hearing and to all of the above-enumerated rights set forth in the State Administrative Procedure Act, M.G.L. c. 30A and 801 CMR 1.00 *et seq*.

Licensee

Dr. Gregory Wu

1/9/15
Date Signed

Board of Registration in Dentistry

Barbara A. Young RDH
Barbara A. Young, RDH
Executive Director

1/13/16
Date Signed

1/13/16
Effective Date