

BEFORE THE WEST VIRGINIA BOARD OF DENTAL EXAMINERS

WEST VIRGINIA BOARD
OF DENTAL EXAMINERS,

Complainant,

CASE No.: 2008-DB-0039D

v.

TRAVIS M. WILLS, DDS,

Respondent.

CONSENT DECREE AND ORDER

The West Virginia Board of Dental Examiners (hereinafter referenced as the Board) has initiated a complaint against Travis M. Wills, DDS, (hereinafter referenced as the Respondent) alleging that he has engaged in conduct, practices and acts that do not meet professional standards and that may pose a risk to members of the public. After the Board investigated the facts relating to this complaint, a Charging Statement and Notice of Hearing was filed.

WHEREAS, the Board and the Respondent have reached an agreement as to an appropriate disposition of the complaint, with consideration to appropriate safeguards for protection of the public.

WHEREAS, the Board agrees and acknowledges that this agreement is a compromise of claims disputed by the Respondent, and that his agreement and consent to these terms do not constitute an admission of guilt or culpability on his part.

WHEREAS, the parties have reached an understanding concerning the proper disposition of the matter in controversy, the Board does hereby Find and Order as follows:

FINDINGS OF FACT

1. That the Board is the State entity created by West Virginia Code § 30-4-1 *et seq.* and is empowered to regulate the practice of dentistry.
2. That the Respondent, Travis M. Wills was issued a license No.3532 to practice dentistry in the State of West Virginia, and he is subject to the jurisdiction of this Board.
3. That the Board alleges that, the Respondent delivered substandard dental treatment to Patient, CLM. The Respondent's conduct "indicated a lack of knowledge of, an inability to apply or the negligent application of principles or skill of dentistry". W. Va. Code § 30-4-20(4).
4. Further the Board alleges that the Respondents engaged in conduct, practices or acts constituting professional negligence or a willful departure from accepted standards of professional conduct.

CONCLUSION OF LAW

1. That the Board has jurisdiction to take disciplinary action against the Respondent.

2. That pursuant to West Virginia Code § 30-4-1 *et seq.*, the Board may revoke a license, suspend a license, reprimand a licensee or take other disciplinary action for violation of the rules and regulations of the Board.

3. The Respondent is a licensee of the West Virginia Board of Dental Examiners and is subject to license requirements of the Board.

4. Based on the investigation conducted, the Complaint Committee of the Board believes that there is substantial evidence to demonstrate that the Respondent has violated the Practice Act, West Virginia Code § 30-4-1 *et seq.*

CONSENT OF LICENSEE

The Respondent by affixing his signature hereto, acknowledges the following:

1. Respondent has been given the opportunity to consult with counsel and executes this Consent Decree and Order voluntarily, freely, without compulsion or duress and is mindful that it has legal consequences.

2. No person or entity has made any promise or given any inducement whatsoever to encourage Respondent to enter into this Consent Decree and Order other than as set forth herein.

3. Respondent acknowledges that he is aware that he may pursue this matter through appropriate administrative and/or court proceedings, and is aware of his legal rights regarding this matter, but intelligently, knowingly and voluntarily waives such rights.

4. Respondent expressly acknowledges that the entire agreement is contained in this Consent Decree and Order and no representations, promises, or inducements have been made by or to Respondent other than as appear in this Consent Decree and Order.

5. Respondent acknowledges that this Consent Decree and Order is a public document, available for inspection at any time by any member of the public under Chapter 29B *et seq.*, of the West Virginia Code, Freedom of Information Act, and may be reported to other governmental agencies, professional Boards or other organizations.

6. Respondent waives any defense of laches, statute of limitations, estoppel and waiver that he may have otherwise claimed as a condition of this Consent Decree and Order insofar as they would apply to the above referenced complaint initiated by the Board.

7. Respondent acknowledges that this Consent Decree and Order presented to the Board as soon as practical but no later than the next scheduled meeting of the Board, with a recommendation for approval from the Complaint Committee.

8. Respondent consents to the entry of the following Order affecting his license in the State of West Virginia.

9. Respondent, by affixing his signature hereon, consents and agrees to the following terms and conditions.

ORDER

That the Board agrees to forego further prosecution of the complaint pursuant to the Consent Decree between the Board and Respondent, Travis M. Wills, DDS as follows:

1. That the Board shall issue a letter of education to the Respondent.
2. The Respondent shall enroll in and successfully complete ten (10) hours of course work as it relates to fixed prosthodontics, said course hours shall be approved by the Board. Completion of these course hours shall be over and above the regular continuing education hours required by the rules and regulations of the Board.
3. The Respondent shall reimburse the patient in the amount of up to Five Thousand Dollars (\$5,000.00), for additional dental work deemed by the Board to be necessary and directly related to the issues raised in the complaint.
4. The Respondent shall reimburse the Board costs associated with this case in the amount of Two Thousand Three Hundred Forty and 57/100 Dollars (\$2,340.57) to be paid within Sixty (60) days after entry of the Consent Decree and Order.

5. That the Respondent shall at all times cooperate with the Board, any of its agents or employees.

6. That the Respondent's failure to fully comply with the terms and conditions of this Consent Order hereby imposed shall be deemed a violation of this Consent Order, and that if the Respondent violates any of the terms of this Consent Order, the Board may immediately suspend the Respondent's license.

7. The Respondent shall obey all laws of the United States, the State of West Virginia and its political subdivisions. The Respondent shall comply with the West Virginia Dental Practice Act and its rules and regulations.

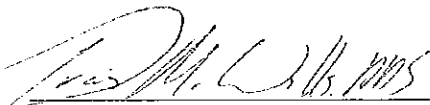
Entered this 28th day of June 2011.

West Virginia Board of
Dental Examiners:



Richard D. Smith, DDS
President

Inspected and Agreed to by:



Travis J. Wills, DDS
Respondent



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