

**BEFORE THE MISSISSIPPI STATE
BOARD OF DENTAL EXAMINERS**

**IN THE MATTER OF MISSISSIPPI:
DENTAL LICENSE NO. 2890-95**

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**CYNTHIA DARNELL THOMPSON, D.M.D.
167 LAKEWOOD DRIVE
BATESVILLE, MS 38606**

DOCKET NO. 2022-069

RESPONDENT

CONSENT ORDER

WHEREAS, RESPONDENT, CYNTHIA DARNELL THOMPSON, D.M.D., has been vested with the right and privilege to practice dentistry in the State of Mississippi by virtue of License No. **2890-95**, issued by the Mississippi State Board of Dental Examiners (hereinafter referred to as "Board").

WHEREAS, RESPONDENT, CYNTHIA DARNELL THOMPSON, D.M.D., has agreed to enter into a **CONSENT ORDER** which would, upon approval and execution by the Board, avoid initiation of formal disciplinary proceedings.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. **RESPONDENT** agrees that sufficient evidence exists to constitute a violation of: Miss. Code Ann. § 73-9-61 (1)(b), in that **RESPONDENT** willfully violated any of the rules or regulations duly promulgated by the Board, or of any of the rules or regulations duly promulgated by the appropriate dental licensure agency of another state or jurisdiction; namely, that **RESPONDENT** violated 30 Miss. Admin. Code Pt. 2301, R. 1.43, Board Regulation 43 – Advertising. Board Regulation 43 (3.) states, "All advertisements shall contain the full name and degree of the practitioner who will provide services. Specifically,

RESPONDENT utilized a billboard-style advertisement in Mississippi for her practice, “Lakewood Dental.” **RESPONDENT** failed to include her credentials on the advertisement.

2. **RESPONDENT** agrees that sufficient evidence exists to constitute a violation of: Miss. Code Ann. § 73-9-61 (1)(b), in that **RESPONDENT** willfully violated any of the rules or regulations duly promulgated by the Board, or of any of the rules or regulations duly promulgated by the appropriate dental licensure agency of another state or jurisdiction; namely, that **RESPONDENT** violated 30 Miss. Admin. Code Pt. 2301, R. 1.55, Board Regulation 55 – Trade Names and Corporate Practice. Board Regulation 55 (2.)(A.) states, “Each corporate or trade name shall be registered with the Board by any licensed dentist(s), who must be associated with the dental facility and who shall assume responsibility for compliance with the section. Each corporate or trade name must be approved by the Board prior to the use of the name. Names which in the judgment of the Board are false, misleading, or deceptive will be prohibited.” Specifically,

RESPONDENT admitted to using the trade name, “Lakewood Dental” for her dental clinic in Batesville, MS, without Board approval from approximately October 2018 to July 2022.

IT IS, THEREFORE, STIPULATED AS FOLLOWS:

1. That this **CONSENT ORDER** is entered into freely, willingly and voluntarily by all the parties without threats or promises, and further, such **CONSENT ORDER** is entered into in lieu of having a full administrative hearing before the Mississippi State Board of Dental Examiners.
2. That **RESPONDENT** hereby voluntarily, willingly, and freely waives all **RESPONDENT’S** due process rights, including but not limited to, the right to a hearing whereby **RESPONDENT** could:

- a. Appear either personally or by counsel or both,
 - b. Cross-examine any witnesses who may testify against **RESPONDENT**,
 - c. Present testimony, evidence, and witnesses on **RESPONDENT'S** behalf, and
 - d. Have subpoenas issued by the Board on **RESPONDENT'S** behalf.
3. The Mississippi State Board of Dental Examiners is established pursuant to Title 73, Chapter 9 of the Mississippi Code of 1972, as amended, and is charged with the duty of licensing and regulating the practice of dentistry and dental hygiene in the State of Mississippi. The **RESPONDENT** is the holder and/or applicant of a license issued by the Board and is, therefore, subject to Miss. Code Ann. § 73-9-1, et seq.
4. That it is understood and agreed that the purpose of this **CONSENT ORDER** is to avoid a formal disciplinary proceeding, including a full administrative hearing before the Board. As such, **RESPONDENT** authorizes the Board to review and examine any documentary evidence or information concerning **RESPONDENT** prior to or in conjunction with its consideration of the **CONSENT ORDER**.
5. That this **CONSENT ORDER** shall be subject to approval by the Board. If the Board fails to approve the **CONSENT ORDER**, it shall have no force or effect on the parties.
6. That should this **CONSENT ORDER** not be approved by the Board, it is agreed that the presentation and consideration of the **CONSENT ORDER**, including any documentary evidence and information related thereto, shall not unfairly or illegally prejudice the Board or any of its members from participation in hearings or other proceedings pertaining to these or other matters regarding **RESPONDENT**.
7. **PENALTIES.** That upon approval and execution of this **CONSENT ORDER** by the Board, **RESPONDENT** agrees to the following penalties which are authorized by Miss Code Ann. § 73-9-61 (West).

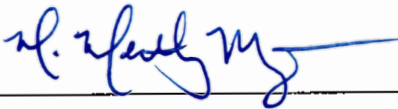
- a. **FINE.** **RESPONDENT** shall pay a fine in the amount of **\$500.00**, which must be received in the Board's office within thirty (30) calendar days from the date the Board approves and executes this **CONSENT ORDER**.
 - b. **COSTS.** Pursuant to Miss. Code Ann. § 73-9-61 (4)(d), **RESPONDENT** shall pay the reasonable costs of these proceedings in an amount to be determined by the Board within thirty (30) calendar days from the date the Board sends the notice of costs.
 - c. **JURISPRUDENCE EXAM.** Within thirty (30) days from the date the Board approves and executes this **CONSENT ORDER**, **RESPONDENT** shall successfully complete the Mississippi Jurisprudence Examination.
 - d. **COMPLIANCE.** **RESPONDENT** shall comply with Miss. Code Ann. § 73-9-1 et seq., 30 Miss. Admin. Code Pt. 2301 et seq., and all laws and regulations related to the practice of dentistry in Mississippi. Further, **RESPONDENT'S** practice shall be subject to periodic monitoring by the Board for a period of five (5) years. Any member of the Board, investigator, or dental consultant may perform a patient chart review of a representative sample of those treated by **RESPONDENT**.
8. That **RESPONDENT** accepts the above penalties and acknowledges that **RESPONDENT'S** license is conditioned on full compliance with these terms. Failure to adhere to any of the terms of this **CONSENT ORDER** may result in further disciplinary action against **RESPONDENT'S** license.
9. That the **RESPONDENT** does hereby fully, completely and finally release the Board, its agents, servants or employees from any and all claims, charges, demands, damages, costs, expenses, actions and causes of action of every kind and nature which the **RESPONDENT** may now or hereafter have related to this **CONSENT ORDER** between the **RESPONDENT** and the Board. The Mississippi State Board of Dental Examiners admits no liability in any way related to this **CONSENT ORDER**.

10. That upon approval and execution of this **CONSENT ORDER** by the Board, this document will be a public record and will be entered as a **FINAL ORDER** of the Board. Further, the **FINAL ORDER** will be reported as disciplinary action to the American Association of Dental Boards (AADB) and to all federally mandated data banks.

AGREED TO, this the 13th day of September, 2023.


CYNTHIA DARNELL THOMPSON, D.M.D.

Approved as to Form & Substance:


W. Westley Mutziger
Board Counsel, MSBDE

SO APPROVED & ORDERED, this the 27 day of October, 2023.

MISSISSIPPI STATE BOARD OF DENTAL EXAMINERS

BY: Robert L Smith, Jr
Robert L Smith, Jr (Nov 1, 2023 18:00 CDT)
ROBERT L. SMITH, JR., D.D.S.
PRESIDENT







Dr. Thompson, Cynthia Darnell - Signed 2

Final Audit Report

2023-11-01

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