SBDE NO. 07-0949-0816

IN THE MATTER OF
THE LICENSE OF
JASON HUNEYCUTT, D.D.S.
TEXAS DENTAL LICENSE
NUMBER 17283

BEFORE THE STATE
BOARD OF
DENTAL EXAMINERS

AGREED SETTLEMENT ORDER

On APRIL 17, 2009 the State Board of Dental Examiners
(hereinafter the “board” or “SBDE”) met in a regularly scheduled case and the
above-referenced case was considered.

JASON HUNEYCUTT, D.D.S., hereinafter “Respondent,” holder of Texas
Dental License No. 17283, appeared at an informal settlement conference on
NOVEMBER 13, 2008, at WILLIAM HOBBY OFFICE BUILDING, TOWER 2,
ROOM 500, 333 GUADALUPE, AUSTIN, TEXAS, in response to a notice letter
sent on OCTOBER 10, 2008. Respondent was advised of the right to legal
representation in the notice letter and was represented at the conference by
Respondent’s attorney, BOYD SHEPHERD. At issue were allegations that
Respondent violated the laws and rules regulating the practice of dentistry.

Respondent hereby waives a formal adjudicatory hearing and enters into
the following Agreed Settlement Order. Respondent, by signature below,
acknowledges that Respondent was advised of the right to legal representation,
that Respondent understands the nature of the alleged violations as stated in the
informal settlement conference notice letter dated OCTOBER 10, 2008, and as
discussed during the informal settlement conference. Respondent’s signature
hereon also acknowledges that an adequate opportunity was provided to enable
Respondent to respond to the alleged violations.

Board member RUSSELL SCHLATTMAN, D.D.S. represented the full
board at the settlement conference pursuant to, TEX. OCC. CODE §263.007;
and TEX. ADMIN. CODE §107.63. Board staff present and participating were
CHRIS FUNDERBURG, staff attorney; DEBORAH POWELL, legal administrator;
and BRANT POWELL, representing the Enforcement Division. The board
members named above considered information presented by staff, the
Respondent and the Complainant. The board panel members, having carefully
considered the board’s disciplinary guidelines, recommend the following Agreed
Settlement Order contingent on the full board’s approval.
FINDINGS OF FACT

1. The Respondent is a dentist licensed by the State Board of Dental Examiners to practice dentistry in Texas and is therefore subject to the jurisdiction of the SBDE and V.T.C.A., TEX. OCC. CODE §§251.001 et seq. (Vernon Supp. 2004) and 22 TEX. ADMIN. CODE §§101.1 et seq. (West 2004).

2. During the time period on or about June 2006 until June 2007, the Respondent engaged in dishonorable conduct in the prescribing of a drug for a non-dental purpose for patient C.M. and R.G. Specifically, the Respondent prescribed Ambien to patients C.M. and R.G. for no apparent dental purpose.

3. During the time period from June 2006 until June 2007, the Respondent fell below the minimum standard of care by failing to record the dispensing, administering, or prescribing of narcotic drugs, dangerous drugs, or controlled substances to or for a patients C.M. and R.G. in their respective dental records.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules in effect at the time of the violations.

1. The Texas State Board of Dental Examiners has authority and jurisdiction over this case pursuant to TEX. OCC. CODE § 251.001 et seq. and 22 TEX. ADMIN. CODE § 101 et seq.

2. The conduct described in Finding of Fact No. 2 constitutes a violation of TEX. OCC. CODE §263.002(a)(3), (10) (Vernon 2003); 22 TEX. ADMIN. CODE §108.9(4), (6) (February 2005).

3. The conduct described in Finding of Fact No. 3 constitutes a violation of TEX. OCC. CODE §263.002(a)(4), (10) (Vernon 2005); TEX. ADMIN. CODE §§108.7 (2)(A) (December 2004); 108.8(a) (December 2001).

ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent's Texas Dental License No. 17283, issued to JASON HUNEYCU TT, D.D.S., is hereby issued the sanction of WARNING.

2. Respondent SHALL pay an administrative monetary fine in the amount of one thousand dollars ($1,000.00) payable to the "Texas State Board of
Dental Examiners" located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas. The administrative monetary fine SHALL be paid in one (1) lump sum or in installment payments, the total amount due no later than three (3) months from the effective date of this Order.

3. Respondent SHALL take and pass the jurisprudence assessment within thirty (30) days of the effective date of this Order. The fees for the assessment SHALL be borne by Respondent. A jurisprudence assessment taken prior to the effective date of this Order SHALL NOT count towards satisfying this requirement.

4. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this Order.

By signing this Agreed Settlement Order, Respondent agrees to its terms, acknowledges Respondent's understanding of it, and agrees that Respondent will satisfactorily comply with the mandates of this Order in a timely manner or be subject to appropriate disciplinary action by the State Board of Dental Examiners.

Respondent's signature hereon does not constitute either admission or denial of the allegations set forth in this Order or the underlying complaint, and it does not constitute admission or denial of the findings of fact and the conclusions of law set forth.

Respondent, by signing this Agreed Settlement Order, waives any right to a formal hearing and any right to judicial review of this Order. Failure to comply with the terms and conditions of this Order SHALL constitute a violation of this Order and may subject Respondent to further disciplinary action by the Board.
All of the above terms, conditions, and penalties become effective on the effective date of this Order. The effective date of this Agreed Settlement Order shall be the date it is executed by the State Board of Dental Examiners.

JASON HUNEYCUIT, D.D.S.
Respondent

Judy L. Shepherd, notarized the signature of JASON HUNEYCUIT, D.D.S., this 91th day of January 2008.

Judy L. Shepherd
Notary Public
For the State of Texas

Agreed Settlement Order
Jason Huneycutt, D.D.S.
SBDE No. 07-0046-0616 – page 4 of 5
STATE BOARD OF DENTAL EXAMINERS
SIGNED this 17 day of April 2009.

[Signature]
Gary McDonald, D.D.S., Presiding Officer
State Board of Dental Examiners

[Signature]
William L. Purifoy, D.D.S., Secretary
State Board of Dental Examiners

Agreed Settlement Order
Jason Huneycutt, D.D.S.
SBDE No. 07-0949-0816– page 5 of 5
SBDE NO. 00-406-0413JF

IN THE MATTER OF § BEFORE THE STATE
THE LICENSE OF § §
JAYSON HUNEYCUTT, DDS § § BOARD OF
TEXAS DENTAL LICENSE § § DENTAL EXAMINERS
NUMBER 17283 §

AGREED SETTLEMENT ORDER

On the 17th day of January, 2003, the State Board of Dental Examiners (hereinafter the "Board" or "SBDE") met in a regularly scheduled meeting and the above-referenced case was heard.

JAYSON HUNEYCUTT, DDS, hereinafter “Respondent,” holder of Texas Dental License No. 17283, appeared at an informal settlement conference on October 11, 2002, at 333 Guadalupe, Austin, Texas, in response to a notice letter sent on September 12, 2002. Respondent was advised of the right to legal representation by the letter. Respondent attended without counsel. Complainant was notified of this conference, but was not present during the conference. At issue were allegations that Respondent violated the laws and rules regulating the practice of dentistry.

Respondent waives a formal adjudicatory hearing and enters into the following Agreed Settlement Order. Respondent, by signature below, hereto acknowledges that Respondent was advised of the right to legal representation, that Respondent understands the nature of the alleged violations as noted in the letter dated September 12, 2002, and as discussed during the Informal Settlement Conference, and the adequacy of the opportunity provided for Respondent’s response to the alleged violations.

Board members Paul Stubbs, D.D.S., Gail Wilks, R.D.H., and Ms. Marti Morgan, public member, represented the full Board at the settlement conference pursuant to Section 263.007, Texas Occupations Code and Board Rule 107.63, 22 Tex. Admin. Code. Board staff present were Phong P. Phan, General Counsel; Stephanie Chambers, Assistant General Counsel; Cynthia Zuniga, Legal Administrator; James Bolton, D.D.S., Interim Executive Director; Ben Ablon, Director of Enforcement. Dr. Stubbs, Ms. Wilks, and Ms. Morgan considered information presented by staff and John Sanchez, Investigator. The Board panel members, having carefully considered the guidelines established in the table of “standardized disciplinary actions” adopted by the Board, recommend the following Agreed Settlement Order contingent on the full Board’s approval.
FINDINGS OF FACT

1. In or around January 2000, Respondent failed to notify the Board of the transfer of your patient records as required.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules in effect at the time of the violations.


ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent’s Texas Dental License No. 17283, issued to Jayson Huneycutt, is hereby issued the sanction of WARNING.

2. Respondent SHALL pay an administrative monetary fine in the amount of one thousand dollars ($1,000.00) payable to the “Texas State Board of Dental Examiners” located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas. This amount SHALL be payable in one (1) lump sum payment payable and due on or before the six month anniversary of the effective date of this Order. The Board panel members considered the guidelines established in the table of “standardized disciplinary actions” adopted by the Board and assessed one thousand dollars ($1,000.00) for the violation in Finding of Fact No. 1.

3. Respondent SHALL complete a total of six (6) hours of Continuing Education courses. Under this stipulation, the continuing education courses SHALL be completed within six (6) months of the effective date of this Order. Continuing Education courses completed SHALL be in the following area(s):

   a. Risk Management (records keeping component) – 6 hours
This continuing education SHALL be in addition to continuing education required for licensure by the Board.

4. Under stipulation number three (3) above, all continuing education courses SHALL be approved in advance by the Board Secretary. It is the responsibility of the Respondent to obtain such approval. Courses taken without prior approval and prior to the effective date of this Order SHALL NOT satisfy the requirements of this Order. The Board Secretary SHALL have the authority to reduce the number of continuing education days or hours based on course availability. Upon the successful completion of each course, the Respondent SHALL provide completion documentation to the Board.

5. Respondent SHALL take and pass the jurisprudence examination within six (6) months from the effective date of this Order. No later than thirty (30) days prior to taking the jurisprudence examination, Respondent SHALL notify the Board, in writing, as to the date and location of the examination that Respondent wishes to take. All written communication must be submitted to the Board’s Office of General Counsel, Attention Ms. Cynthia Zuniga, Legal Assistant. The examination fees for the examination SHALL be borne by Respondent and Respondent SHALL submit all required examination fees prior to taking the examination. A jurisprudence examination taken prior to the effective date of this Order SHALL NOT count towards satisfying this requirement.

6. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this Order.

By signing this Agreed Settlement Order, Respondent agrees to its terms, acknowledges Respondent’s understanding of it, and agrees that Respondent will satisfactorily comply with the mandates of this Order in a timely manner or be subject to appropriate disciplinary action by the State Board of Dental Examiners.

Respondent, by signing this Agreed Settlement Order, waives any right to a formal hearing and any right to judicial review of this Order. Failure to comply with the terms and conditions of this Order SHALL constitute a violation of this Order and may subject Respondent to further disciplinary action by the Board.

All of the above terms, conditions, and penalties become effective on the effective date of this Order. The effective date of this Agreed Settlement Order shall be the date it is executed by the State Board of Dental Examiners.

Agreed Settlement Order
Jayson Huneycutt, DDS
SBDE No. 00-406-0413- page 3
Jayson Huneycutt, DDS  
Respondent

Viola Delgado notarized the signature of Jayson Huneycutt, DDS, this 25 day of October 2002.

Viola Delgado  
NOTARY PUBLIC  
IN and FOR THE STATE OF TEXAS  
STATE BOARD OF DENTAL EXAMINERS  
SIGNED this 25 day of October 2002.
Michael D. Plunk, DDS, President
State Board of Dental Examiners

Nathaniel G. Tippit, DDS, Secretary
State Board of Dental Examiners

SIGNED this 17th day of January 2003.
SBDE NO. 00-406-0413JF

IN THE MATTER OF
THE LICENSE OF
JAYSON HUNEYCUJT, DDS
TEXAS DENTAL LICENSE NUMBER 17283

BEFORE THE STATE BOARD OF
DENTAL EXAMINERS

AGREED SETTLEMENT ORDER

On the 17th day of January, 2003, the State Board of Dental Examiners (hereinafter the "Board" or "SBDE") met in a regularly scheduled meeting and the above-referenced case was heard.

JAYSON HUNEYCUJT, DDS, hereinafter "Respondent," holder of Texas Dental License No. 17283, appeared at an informal settlement conference on October 11, 2002, at 333 Guadalupe, Austin, Texas, in response to a notice letter sent on September 12, 2002. Respondent was advised of the right to legal representation by the letter. Respondent attended without counsel. Complainant was notified of this conference, but was not present during the conference. At issue were allegations that Respondent violated the laws and rules regulating the practice of dentistry.

Respondent waives a formal adjudicatory hearing and enters into the following Agreed Settlement Order. Respondent, by signature below, hereto acknowledges that Respondent was advised of the right to legal representation, that Respondent understands the nature of the alleged violations as noted in the letter dated September 12, 2002, and as discussed during the Informal Settlement Conference, and the adequacy of the opportunity provided for Respondent's response to the alleged violations.

Board members Paul Stubbs, D.D.S., Gail Wilks, R.D.H., and Ms. Marti Morgan, public member, represented the full Board at the settlement conference pursuant to Section 263.007, Texas Occupations Code and Board Rule 107.63, 22 Tex. Admin. Code. Board staff present were Phong P. Phan, General Counsel; Stephanie Chambers, Assistant General Counsel; Cynthia Zuniga, Legal Administrator; James Bolton, D.D.S., Interim Executive Director; Ben Ablon, Director of Enforcement. Dr. Stubbs, Ms. Wilks, and Ms. Morgan considered information presented by staff and John Sanchez, Investigator. The Board panel members, having carefully considered the guidelines established in the table of "standardized disciplinary actions" adopted by the Board, recommend the following Agreed Settlement Order contingent on the full Board's approval.
FINDINGS OF FACT

1. In or around January 2000, Respondent failed to notify the Board of the transfer of your patient records as required.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules in effect at the time of the violations.


ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent's Texas Dental License No. 17283, issued to Jayson Huneycutt, is hereby issued the sanction of WARNING.

2. Respondent SHALL pay an administrative monetary fine in the amount of one thousand dollars ($1,000.00) payable to the "Texas State Board of Dental Examiners" located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas. This amount SHALL be payable in one (1) lump sum payment payable and due on or before the six month anniversary of the effective date of this Order. The Board panel members considered the guidelines established in the table of "standardized disciplinary actions" adopted by the Board and assessed one thousand dollars ($1,000.00) for the violation in Finding of Fact No. 1.

3. Respondent SHALL complete a total of six (6) hours of Continuing Education courses. Under this stipulation, the continuing education courses SHALL be completed within six (6) months of the effective date of this Order. Continuing Education courses completed SHALL be in the following area(s):

   a. Risk Management (records keeping component) – 6 hours
This continuing education SHALL be in addition to continuing education required for licensure by the Board.

4. Under stipulation number three (3) above, all continuing education courses SHALL be approved in advance by the Board Secretary. It is the responsibility of the Respondent to obtain such approval. Courses taken without prior approval and prior to the effective date of this Order SHALL NOT satisfy the requirements of this Order. The Board Secretary SHALL have the authority to reduce the number of continuing education days or hours based on course availability. Upon the successful completion of each course, the Respondent SHALL provide completion documentation to the Board.

5. Respondent SHALL take and pass the jurisprudence examination within six (6) months from the effective date of this Order. No later than thirty (30) days prior to taking the jurisprudence examination, Respondent SHALL notify the Board, in writing, as to the date and location of the examination that Respondent wishes to take. All written communication must be submitted to the Board’s Office of General Counsel, Attention Ms. Cynthia Zuniga, Legal Assistant. The examination fees for the examination SHALL be borne by Respondent and Respondent SHALL submit all required examination fees prior to taking the examination. A jurisprudence examination taken prior to the effective date of this Order SHALL NOT count towards satisfying this requirement.

6. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this Order.

By signing this Agreed Settlement Order, Respondent agrees to its terms, acknowledges Respondent’s understanding of it, and agrees that Respondent will satisfactorily comply with the mandates of this Order in a timely manner or be subject to appropriate disciplinary action by the State Board of Dental Examiners.

Respondent, by signing this Agreed Settlement Order, waives any right to a formal hearing and any right to judicial review of this Order. Failure to comply with the terms and conditions of this Order SHALL constitute a violation of this Order and may subject Respondent to further disciplinary action by the Board.

All of the above terms, conditions, and penalties become effective on the effective date of this Order. The effective date of this Agreed Settlement Order shall be the date it is executed by the State Board of Dental Examiners.
Jayson Huneycutt, DDS
Respondent

Viola Delgado notarized the signature of Jayson Huneycutt, DDS, this 25 day of October 2002.

Viola Delgado
NOTARY PUBLIC
IN and FOR THE STATE OF TEXAS
STATE BOARD OF DENTAL EXAMINERS
SIGNED this 25 day of October 2002.
M. D. Plunk, DDS, President
State Board of Dental Examiners

Nathaniel G. Tippit, DDS, Secretary
State Board of Dental Examiners

SIGNED this 17th day of January 2003.
SBDE NO. 07-0949-0816

IN THE MATTER OF
THE LICENSE OF

JASON HUNEYCUJT, D.D.S.
TEXAS DENTAL LICENSE NUMBER 17283

BEFORE THE STATE BOARD OF
DENTAL EXAMINERS

AGREED SETTLEMENT ORDER

On March 17, 2009, the State Board of Dental Examiners (hereinafter the "Board" or "SBDE") met in a regularly scheduled meeting and the above-referenced case was considered.

JASON HUNEYCUJT, D.D.S., hereinafter "Respondent," holder of Texas Dental License No. 17283, appeared at an informal settlement conference on NOVEMBER 13, 2008, at WILLIAM HOBBY OFFICE BUILDING, TOWER 2, ROOM 500, 333 GUADALUPE, AUSTIN, TEXAS, in response to a notice letter sent on OCTOBER 10, 2008. Respondent was advised of the right to legal representation in the notice letter and was represented at the conference by Respondent's attorney, BOYD SHEPHERD. At issue were allegations that Respondent violated the laws and rules regulating the practice of dentistry.

Respondent hereby waives a formal adjudicatory hearing and enters into the following Agreed Settlement Order. Respondent, by signature below, acknowledges that Respondent was advised of the right to legal representation, that Respondent understands the nature of the alleged violations as stated in the informal settlement conference notice letter dated OCTOBER 10, 2008, and as discussed during the informal settlement conference. Respondent's signature hereon also acknowledges that an adequate opportunity was provided to enable Respondent to respond to the alleged violations.

Board member RUSSELL SCHLATTMAN, D.D.S. represented the full board at the settlement conference pursuant to, TEX. OCC. CODE §263.007; and TEX. ADMIN. CODE §107.63. Board staff present and participating were CHRIS FUNDERBURG, staff attorney; DEBORAH POWELL, legal administrator; and BRANT POWELL, representing the Enforcement Division. The board members named above considered information presented by staff, the Respondent and the Complainant. The board panel members, having carefully considered the board's disciplinary guidelines, recommend the following Agreed Settlement Order contingent on the full board's approval.
FINDINGS OF FACT

1. The Respondent is a dentist licensed by the State Board of Dental Examiners to practice dentistry in Texas and is therefore subject to the jurisdiction of the SBDE and V.T.C.A., TEX. OCC. CODE §§251.001 et seq. (Vernon Supp. 2004) and 22 TEX. ADMIN. CODE §§101.1 et seq. (West 2004).

2. During the time period on or about June 2006 until June 2007, the Respondent engaged in dishonorable conduct in the prescribing of a drug for a non-dental purpose for patient C.M. and R. G. Specifically, the Respondent prescribed Ambien to patients C.M. and R. G. for no apparent dental purpose.

3. During the time period from June 2006 until June 2007, the Respondent fell below the minimum standard of care by failing to record the dispensing, administering, or prescribing of narcotic drugs, dangerous drugs, or controlled substances to or for a patient C.M. and R.G. in their respective dental records.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules in effect at the time of the violations.

1. The Texas State Board of Dental Examiners has authority and jurisdiction over this case pursuant to TEX. OCC. CODE § 251.001 et seq. and 22 TEX. ADMIN. CODE § 101 et seq.

2. The conduct described in Finding of Fact No. 2 constitutes a violation of TEX. OCC. CODE §263.002(a)(3), (10) (Vernon 2003); 22 TEX. ADMIN. CODE §108.9(4), (6) (February 2005).

3. The conduct described in Finding of Fact No. 3 constitutes a violation of TEX. OCC. CODE §263.002(a)(4), (10) (Vernon 2005); TEX. ADMIN. CODE §§108.7 (2)(A) (December 2004); 108.8(a) (December 2001).

ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent’s Texas Dental License No. 17283, issued to JASON HUNEYCUITT, D.D.S., is hereby issued the sanction of WARNING.

2. Respondent SHALL pay an administrative monetary fine in the amount of one thousand dollars ($1,000.00) payable to the "Texas State Board of
Dental Examiners” located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas. The administrative monetary fine SHALL be paid in one (1) lump sum or in installment payments, the total amount due no later than three (3) months from the effective date of this Order.

3. Respondent SHALL take and pass the jurisprudence assessment within thirty (30) days of the effective date of this Order. The fees for the assessment SHALL be borne by Respondent. A jurisprudence assessment taken prior to the effective date of this Order SHALL NOT count towards satisfying this requirement.

4. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this Order.

By signing this Agreed Settlement Order, Respondent agrees to its terms, acknowledges Respondent's understanding of it, and agrees that Respondent will satisfactorily comply with the mandates of this Order in a timely manner or be subject to appropriate disciplinary action by the State Board of Dental Examiners.

Respondent's signature hereon does not constitute either admission or denial of the allegations set forth in this Order or the underlying complaint, and it does not constitute admission or denial of the findings of fact and the conclusions of law set forth.

Respondent, by signing this Agreed Settlement Order, waives any right to a formal hearing and any right to judicial review of this Order. Failure to comply with the terms and conditions of this Order SHALL constitute a violation of this Order and may subject Respondent to further disciplinary action by the Board.
All of the above terms, conditions, and penalties become effective on the effective date of this Order. The effective date of this Agreed Settlement Order shall be the date it is executed by the State Board of Dental Examiners.

JASON HUNEYCUTT, D.D.S.
Respondent


Judy L. Shepherd
Notary Public
In and FOR THE STATE OF TEXAS

TSBDE JAN16'09 PM 1:57
SBDE NO. 09-0573-0311 and 09-0652-0402

IN THE MATTER OF
THE LICENSE OF
JAYSON HUNEYCUIT, DDS
TEXAS DENTAL LICENSE NUMBER 17283
BEFORE THE STATE BOARD OF DENTAL EXAMINERS

AGREED SETTLEMENT ORDER

On the 14th day of April, 2012, the State Board of Dental Examiners (hereinafter the "Board" or "SBDE") met in a regularly scheduled meeting and the above-referenced case was considered.

Jayson Huneycutt, DDS, hereinafter "Respondent," holder of Texas Dental License No. 17283, appeared at an informal settlement conference on Friday, December 4, 2009, at 333 Guadalupe, Austin, Texas, in response to a notice letter sent on October 28, 2009. Respondent was advised of the right to legal representation in the notice letter and was not represented at the conference by an attorney. At issue were allegations that Respondent violated the laws and rules regulating the practice of dentistry.

Respondent hereby waives a formal adjudicatory hearing and enters into the following Agreed Settlement Order. Respondent, by signature below, acknowledges that Respondent was advised of the right to legal representation, that Respondent understands the nature of the alleged violations as stated in the informal settlement conference notice letter dated October 28, 2009, and as discussed during the informal settlement conference. Respondent's signature hereon also acknowledges that an adequate opportunity was provided to enable Respondent to respond to the alleged violations.

Board members Russell Schlattman, DDS, and Steven Austin, DDS, represented the full board at the settlement conference pursuant to Section 263.007, Texas Occupations Code, and board rule 107.63, 22 Tex. Admin. Code. Board staff present and participating were Carey Olney, staff attorney; Joy Sparks, General Counsel; Deborah Powell, legal assistant; and Doug Ferris, representing the Enforcement Division. The Board members named above considered information presented by staff and the Respondent. The panel members, having carefully considered the Board's disciplinary guidelines, recommend the following Agreed Settlement Order contingent on the full Board's approval.
FINDINGS OF FACT

1. Respondent, Jayson Huneycutt, D.D.S., holds Dental License No. 17283. Respondent’s license was initially issued on September 27, 1993, and was in full force and effect at all dates and times material and relevant to this Agreed Settlement Order.

2. Respondent’s past disciplinary history, as described in the Orders dated January 17, 2003 and April 17, 2009, is attached and incorporated by reference as part of this Order.

3. From April of 2009 to the present, the Respondent has engaged in dishonorable conduct. Specifically, the Respondent has been addicted to or habitually intemperate in the use of alcoholic beverages.

4. From April 17, 2009 to the present, the Respondent has failed to comply with the terms of the April 17, 2009 Board Order. Specifically, the Respondent has not paid the $1,000.00 administrative fine or completed the jurisprudence assessment.

5. In May of 2008, the Respondent engaged in unprofessional and dishonorable conduct by participating in a video involving a sedated patient without the knowledge or consent of the patient.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules in effect at the time of the violations.

1. The Texas State Board of Dental Examiners has authority and jurisdiction over this case pursuant to Tex. Occ. Code § 251.001 et seq. and 22 Tex. Admin. Code § 101 et seq.

2. The conduct described above constitutes a violation of Tex. Occ. Code §263.002(a)(3), (7) and (10); and 22 Tex. Admin. Code §108.9(6).

ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent’s Texas Dental License No. 17283, issued to Jayson Huneycutt, DDS, is hereby SUSPENDED for FIVE years; however, such suspension is PROBATED in its entirety.
2. Respondent SHALL pay an administrative monetary fine in the amount of six thousand dollars ($6,000.00) payable to the "Texas State Board of Dental Examiners" located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas 78701. The administrative monetary fine SHALL be paid in one (1) lump sum or in installment payments, the total amount due no later than ninety (90) days from the effective date of this Order.

3. Respondent SHALL participate in the Professional Recovery Network (PRN) for a period of time to be determined by PRN. Respondent shall have an initial PRN evaluation and sign a contract to participate in PRN within thirty (30) days of the effective date of this Order.

Respondent SHALL abide by and participate with the terms and conditions of PRN, which SHALL, in the discretion of PRN, include but are not limited to: monitoring, participation in an inpatient or outpatient treatment program; monitoring of therapeutic levels of drugs, submission of a narrative as requested; submission of blood or urine specimens for random drug or alcohol testing; and such other conditions deemed appropriate by PRN. PRN SHALL furnish to the Board, upon request, documentation evidencing Respondent’s compliance or non-compliance with the terms of PRN’s program. Failure to comply with all provisions and recommendations of PRN during the entire probationary period SHALL constitute a violation of this Order and may subject Respondent to further disciplinary action by the Board.

4. Respondent SHALL complete a total of six (6) hours of Continuing Education courses. Under this stipulation, the continuing education courses SHALL be completed within ninety (90) days of the effective date of this Order. Continuing Education courses completed SHALL be in the following area(s):

   a. Ethics - 6 hours

This continuing education SHALL be in addition to Respondent’s annual continuing education hours required for licensure by the Board.

All continuing education courses SHALL be approved in advance by the Board Secretary. It is the responsibility of the Respondent to obtain such approval. Courses taken without prior approval and prior to the effective date of this Order SHALL NOT satisfy the requirements of this Order. The Board Secretary SHALL have the authority to reduce the number of continuing education days or hours based on course availability. Upon the successful completion of each course, the Respondent SHALL provide completion documentation to the Board.

5. Respondent SHALL fulfill the outstanding terms of the April 17, 2009 Board Order, SBDE No. 07-0949-0816, within thirty (30) days of the
effective date of this Order. Specifically, the Respondent SHALL complete the jurisprudence assessment and pay an administrative monetary fine in the amount of one thousand dollars ($1,000.00) payable to the “Texas State Board of Dental Examiners” located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas.

6. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this Order.

By signing this Agreed Settlement Order, Respondent agrees to its terms, acknowledges Respondent’s understanding of it, and agrees that Respondent will satisfactorily comply with the mandates of this Order in a timely manner or be subject to appropriate disciplinary action by the State Board of Dental Examiners.

Respondent’s signature does not constitute either an admission or denial of the allegations set forth in this Order or the underlying complaint, and by his signature he does not admit or deny the findings of fact and the conclusions of law set forth herein.

Respondent, by signing this Agreed Settlement Order, waives any right to a formal hearing and any right to judicial review of this Order. Failure to comply with the terms and conditions of this Order SHALL constitute a violation of this Order and may subject Respondent to further disciplinary action by the Board.

All of the above terms, conditions, and penalties become effective on the effective date of this Order. The effective date of this Agreed Settlement Order shall be the date it is executed by the State Board of Dental Examiners.

Jayson Huneycutt, DDS
Respondent

SWORN TO AND SUBSCRIBED before me, Jayson Huneycutt, DDS, on the 26th day of March, 2018.

NOTARY PUBLIC
IN and FOR THE STATE OF TEXAS
STATE BOARD OF DENTAL EXAMINERS

SIGNED this _4_ day of _April_ 2010.

William Purifoy, DDS, Presiding Officer
State Board of Dental Examiners

Tamara Gough, DDS, Secretary
State Board of Dental Examiners
SBDE NO. 10-0782-0602

IN THE MATTER OF
THE LICENSE OF
JAYSON HUNEYCU TT, DDS
TEXAS DENTAL LICENSE
NUMBER 17283
§
§
§
§
BEFORE THE STATE
BOARD OF
DENTAL EXAMINERS

AGREED SETTLEMENT ORDER

On the 20th day of August, 2010, the State Board of Dental Examiners ("Board" or "SBDE") met in a regularly scheduled meeting and the above styled case was heard.

On June 25, 2010, SBDE staff proposed this Agreed Settlement Order in the above captioned case against Jayson Huneycutt, DDS, hereinafter "Respondent," holder of Texas Dental License No. 17283. At issue are allegations that the Respondent violated the laws and rules regulating the practice of dentistry.

Respondent wishes to waive further formal adjudicatory proceedings and voluntarily enters into the following Agreed Settlement Order. Respondent, by signature below, acknowledges that Respondent fully understands the nature of the findings of fact and conclusions of law set out herein, that Respondent has been advised of the right to legal representation, and that Respondent has been given the opportunity to formally contest any Board allegations in an adjudicatory proceeding.

The following Agreed Settlement Order is proposed, contingent on Board approval.

FINDINGS OF FACT

1. Respondent, Jayson Huneycutt, DDS, holds Texas Dental License No. 17283. Respondent's license was initially issued on September 27, 1993 and was in full force and effect at all dates and times material and relevant to this Agreed Settlement Order.

2. Respondent's past disciplinary history, as described in the Orders dated January 17, 2003, and April 17, 2009 and April 16, 2010, is attached and incorporated by reference as part of this Order.

3. On or about February 11, 2010, Respondent underwent a psychological and chemical dependency evaluation and was deemed addicted to or habitually intertempate in the use of alcoholic beverages. Respondent's
chemical dependency constitutes dishonorable conduct that has become
established through professional experience as likely to disgrace,
degrade, or bring discredit upon him or the dental profession, and poses
an immediate and continuing threat to the public.

4. On or about May 16, 2010, Respondent failed to comply with the Board
Order dated April 16, 2010, that required him to comply with the
outstanding terms of his previous board order within thirty (30) days of the
effective date of the April 16, 2010, board order. Respondent’s
noncompliance constitutes dishonorable conduct that has become
established through professional experience as likely to disgrace,
degrade, or bring discredit upon him or the dental profession.

5. On or about May 16, 2010, to the present, Respondent failed to comply
with the Board Order dated April 16, 2010, that required him to participate
in the Board’s Professional Recovery Network (PRN). Respondent’s
noncompliance constitutes dishonorable conduct that has become
established through professional experience as likely to disgrace,
degrade, or bring discredit upon him or the dental profession, and his
failure to comply with treatment for chemical dependency poses an
immediate and continuing threat to the public.

6. On or about June 4, 2010, the Respondent’s license was temporarily
suspended by the Board.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules
in effect at the time of the violations.

1. The Texas State Board of Dental Examiners has authority and jurisdiction
over this case pursuant to Tex. Occ. Code § 251.001 et seq. and 22 Tex.
Admin. Code § 101 et seq.

2. Respondent’s conduct constitutes a violation of Tex. Occ. Code §
263.002(a)(3), (7) and (10); and Tex. Admin. Code §§108.1(1) and
108.9(6).

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ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent's Texas Dental License No. 17283, issued to Jayson Huneycutt, DDS, is hereby SUSPENDED for a period of seven (7) years to begin on the effective date of this Order; however, such suspension is PROBATED in its entirety.

2. Respondent SHALL maintain membership and fulfill all program requirements as deemed necessary by PRN.

3. Respondent SHALL pay an administrative monetary fine in the amount of six thousand dollars ($6,000.00) payable to the "Texas State Board of Dental Examiners" located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas 78701. The administrative monetary fine SHALL be paid in one (1) lump sum or in installment payments, the total amount due no later than three (3) years from the effective date of this Order.

4. This Board order shall supersede all prior board orders.

5. Respondent SHALL complete a total of six (6) hours of Continuing Education courses. Under this stipulation, the continuing education courses SHALL be completed within ninety (90) days of the effective date of this Order. Continuing Education courses completed SHALL be in the following area(s):

   Ethics - 6 hours

This continuing education SHALL be in addition to Respondent's annual continuing education hours required for licensure by the Board.

All continuing education courses SHALL be approved in advance by the Board Secretary. It is the responsibility of the Respondent to obtain such approval. Courses taken without prior approval and prior to the effective date of this Order SHALL NOT satisfy the requirements of this Order. The Board Secretary SHALL have the authority to reduce the number of continuing education days or hours based on course availability. Upon the successful completion of each course, the Respondent SHALL provide completion documentation to the Board.

6. Respondent SHALL fulfill the outstanding terms of the April 17, 2009 Board Order, SBDE No. 07-0949-0816, within thirty (30) days of the effective date of this Order. Specifically, the Respondent SHALL pay an administrative monetary fine in the amount of one thousand dollars ($1,000.00) payable to the "Texas State Board of Dental Examiners" located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas.

Agreed Settlement Order.
Jayson Huneycutt, DDS
SBDE No. 10-0762-0662- page 3 of 5
7. Respondent SHALL take and pass the jurisprudence assessment within thirty (30) days of the effective date of this Order. The fees for the assessment SHALL be borne by Respondent. A jurisprudence assessment taken prior to the effective date of this Order SHALL NOT count towards satisfying this requirement.

8. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this Order.

By signing this Agreed Settlement Order, Respondent agrees to its terms, acknowledges Respondent's understanding of it, and agrees that Respondent will satisfactorily comply with the mandates of this Order in a timely manner or be subject to appropriate disciplinary action by the State Board of Dental Examiners.

Respondent's signature hereon does not constitute either admission or denial of the allegations set forth in this Order or the underlying complaint, and it does not constitute admission or denial of the findings of fact and the conclusions of law set forth.

Respondent, by signing this Agreed Settlement Order, waives any right to a formal hearing and any right to judicial review of this Order. Failure to comply with the terms and conditions of this Order SHALL constitute a violation of this Order and may subject Respondent to further disciplinary action by the Board.

All of the above terms, conditions, and penalties become effective on the effective date of this Order. The effective date of this Agreed Settlement Order shall be the date it is executed by the State Board of Dental Examiners.

Jayson Huneycutt, DDS
Respondent

Carla Atkins
Huneycutt, DDS, this 30th day of June 2018

NOTARY PUBLIC
IN and FOR THE STATE OF TEXAS

Agreed Settlement Order
Jayson Huneycutt, DDS
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STATE BOARD OF DENTAL EXAMINERS

SIGNED this 20th day of August 2010.

[Signature]
William Purifoy, DDS, Presiding Officer
State Board of Dental Examiners

[Signature]
Tamiela Gough, DDS, Secretary
State Board of Dental Examiners
SBDE NO. 2012-00069

IN THE MATTER OF
THE LICENSE OF
JAYSON B. HUNEYCUTT, D.D.S.
TEXAS DENTAL LICENSE
NUMBER 17283

BEFORE THE STATE
BOARD OF
DENTAL EXAMINERS

AGREED SETTLEMENT ORDER

On the 9th day of November, 2012, the State Board of Dental Examiners ("Board" or "SBDE") met in a regularly scheduled meeting and the above styled case was heard.

Jayson B. Huneycutt, DDS, hereinafter "Respondent," holder of Texas Dental License No. 17283, appeared at an informal settlement conference on Friday, June 1, 2012, at 333 Guadalupe, Austin, Texas. Respondent was advised of the right to legal representation in the notice letter and appeared with counsel, Joel Sprott. At issue were allegations that Respondent violated the laws and rules regulating the practice of dentistry.

Respondent hereby waives a formal adjudicatory hearing and enters into the following Agreed Settlement Order. Respondent, by signature below, acknowledges that Respondent was advised of the right to legal representation, and understands the nature of the alleged violations. Respondent's signature hereon also acknowledges that an adequate opportunity was provided to allow Respondent to respond to the alleged violations.

Board members, James W. Chancellor, DDS, and Renee S. Cornett, RDH, attended the settlement conference pursuant to Texas Occupations Code § 263.007, and 22 Texas Administrative Code § 107.63. Board staff present and participating were Sarah E. Camens-Lemp, Staff Attorney; Nycia Deal, Staff Attorney; and Jennifer Carriker, representing the Enforcement Division. The board members named above considered information presented by staff, the Respondent and the Complainant. The board panel members, having carefully considered the board's disciplinary guidelines, recommend the following Agreed Settlement Order contingent on the full board's approval.

FINDINGS OF FACT

1. Respondent, Jayson B. Huneycutt, D.D.S., holds Texas Dental License No. 17283. Respondent's license was initially issued on September 27, 1993, and was in full force and effect at all dates and times material and relevant to this Agreed Settlement Order.
2. Respondent's past disciplinary history, as described in the Orders dated August 20, 2010; April 16, 2010; April 17, 2009; and January 17, 2003, is incorporated by reference as part of this Order.

3. On or about October 5, 2011, Respondent fell below the minimum of standard of care and failed to use proper diligence in the dental treatment of patient M.G. in an office emergency. Specifically, Respondent failed to recognize and provide treatment for the medical emergency that occurred at 10:30 a.m. Respondent failed to provide appropriate emergency management of patient M.G. and institute emergency protocol, including access to appropriate pharmacologic antagonists; advanced airway equipment; resuscitation medications; and defibrillation. In addition, Respondent's dental record for patient M.G. does not include documentation of positive pressure ventilation, emergency equipment or adhering to generally accepted protocol or standard of care for management of complications and emergencies.

4. On or about October 5, 2011, Respondent fell below the minimum standard of care by failing to make, maintain, and keep adequate dental records on patient M.G. Specifically, the record fails to include a written record of continuous EKG monitoring with electrocardiography.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules in effect at the time of the violations.

1. The Texas State Board of Dental Examiners has authority and jurisdiction over this case pursuant to Tex. Occ. Code § 251.001 et seq. and 22 Tex. Admin. Code § 101 et seq.


ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent's Texas Dental License No. 17283, issued to Jayson B. Huneycutt, is hereby SUSPENDED for a period of ten (10) years to begin on the effective date of this Order; however, such suspension is FULLY PROBATED.

2. Respondent's Level 3 – Moderate Parenteral permit, Lével 4 – Deep Sedation/General Anesthesia permit and Portability permit will be
SUSPENDED on the effective date of this Order. Respondent may maintain his Nitrous Oxide, Level 1 – Minimal Sedation permit and Level 2 – Moderate Enteral permits.

Respondent’s Level 3 – Moderate Parenteral permit, Level 4 Deep Sedation/General Anesthesia permit and Portability permit will be reinstated in full force and effect once Respondent has complied with Stipulation numbers three (3), four (4), five (5), six (6), seven (7), eight (8), nine (9) and ten (10) as set out below.

3. Respondent SHALL successfully complete three hundred twenty (320) hours of continuing education in the area of Dental Sedation (General Anesthesia/Deep Sedation).

These course(s) shall be conducted at the expense of the Respondent. The course(s) SHALL be in addition to Respondent’s annual continuing education hours required for licensure by the Board. The course(s) SHALL be approved in advance by the Board Secretary. It is the responsibility of the Respondent to obtain such approval. Courses taken without prior approval and prior to the effective date of this Order SHALL NOT satisfy the requirements of this Order. The Board Secretary SHALL have the authority to reduce the number of continuing education days or hours based on course availability.

4. Respondent SHALL take and pass a written outcome assessment test (approved in advance by the Board Secretary) on the education set forth in Order stipulation number three (3). Respondent must achieve a score of at least 80% to pass the test. The test SHALL be administered at the Board’s office in Austin, Texas.

5. Respondent SHALL complete a clinical outcome assessment test on education as set forth in Order stipulation number three (3). Respondent must achieve a score of at least 80% to pass the test. The clinical assessment will be administered at a Board approved, CODA-approved institution at a location approved by the Board Secretary. An assessment taken without prior approval and prior to the effective date of this Order SHALL NOT satisfy the requirements of this Order.

6. Respondent SHALL, at his own cost and expense, have an AAOMS office anesthesia evaluation of his practice conducted, and the report of the evaluation provided to the Board within ninety (90) days of the effective date of this Order. Respondent shall obtain the prior approval of the AAOMS consultant by the Board Secretary before the evaluation by the AAOMS office anesthesia evaluation is conducted.

7. Respondent SHALL maintain proper equipment and personnel during procedures that require Level 3 – Moderate Parenteral, Level 4 – Deep
Sedation/General Anesthesia and Portability permits, as described in stipulations eight (8) and nine (9).

8. Respondent SHALL employ an assistant who, under direct supervision, monitor and document the administration of drugs used during the treatment. This assistant must have taken and passed an Anesthesia Assistant Monitoring Course provided by the AAOMS or ADSA.

9. Respondent SHALL, for all anesthesia cases:
   - monitor ventilation by using EtCO2 monitoring and pre-tracheal stethoscope;
   - use oxygen to supplement spontaneous respirations; and
   - administer anesthetic agents, such as propofol, using a computerized anesthetic infusion pump.

10. Respondent SHALL maintain membership and fulfill all program requirements as deemed necessary by PRN.

11. Respondent SHALL pay an administrative monetary fine in the amount of ten thousand dollars ($10,000.00) payable to the “Texas State Board of Dental Examiners” located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas. The administrative monetary fine SHALL be paid in one (1) lump sum or installments due no later than five (5) years from the effective date of this Order.

12. Respondent SHALL take and pass the jurisprudence assessment within thirty (30) days of the effective date of this Order. The fees for the assessment SHALL be borne by Respondent. A jurisprudence assessment taken prior to the effective date of this Order SHALL NOT count towards satisfying this requirement. Upon the successful completion, the Respondent SHALL provide completion documentation to the Board.

13. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this Order.

14. This Order SHALL supersede all prior effective board orders.

15. This Agreed Settlement Order is a settlement agreement pursuant to Rule 408 of the Texas Rules of Evidence for purposes of litigation.

By signing this Agreed Settlement Order, Respondent agrees to its terms, acknowledges Respondent’s understanding of it, and agrees that Respondent will satisfactorily comply with the mandates of this Order in a timely manner or be subject to appropriate disciplinary action by the State Board of Dental Examiners.

Agreed Settlement Order
Jayson B. Huneycutt, DDS
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Respondent's signature hereon does not constitute either admission or
denial of the allegations set forth in this Order or the underlying complaint, and it
does not constitute admission or denial of the findings of fact and the conclusions
of law set forth.

Respondent, by signing this Agreed Settlement Order, waives any right to
a formal hearing and any right to judicial review of this Order. Failure to comply
with the terms and conditions of this Order SHALL constitute a violation of this
Order and may subject Respondent to further disciplinary action by the Board.

All of the above terms, conditions, and penalties become effective on the
effective date of this Order. The effective date of this Agreed Settlement Order
shall be the date it is executed by the State Board of Dental Examiners.

Jayson B. Huneycutt, DDS
Respondent

[Signature]

[Signature]

[Signature]

[Signature]

Notary Public
IN and FOR THE STATE OF TEXAS

STATE BOARD OF DENTAL EXAMINERS
SIGNED this 9th day of November, 2012.

Tamela Gough, D.D.S., Presiding Officer

Steven J. Austin, D.D.S., Secretary

Agreed Settlement Order
Jayson B. Huneycutt, DDS
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