

FINDINGS AND ORDERS OF THE BOARD  
COMPLAINT AND DOCKETED COMPLAINT  
NUMBER 1988-40

TEXAS STATE BOARD OF	§	THE STATE
DENTAL EXAMINERS	§	
	§	
VS.	§	
	§	
JIM D. NORED, D.D.S.	§	
12523 GREENSPPOINT DRIVE	§	
HOUSTON, HARRIS COUNTY,	§	
TEXAS 77060	§	
HOLDER OF TEXAS DENTAL	§	
LICENSE NUMBER 9,816	§	OF TEXAS

I.

BOARD ORDER

On the 10th day of November, 1988, the Texas State Board of Dental Examiners met at the Stouffer Hotel, 9721 Arboretum Blvd., Austin, Travis County, Texas, for the purpose of hearing and considering the instant Docketed Complaint No. 1988-40, as well as for the transaction of other business. A quorum and a majority of the membership of the Texas State Board of Dental Examiners were present, to wit:

Dr. Randolph D. Minatra, President  
Dr. William J. Kemp, President-Elect  
Dr. S. H. Rabon, 1st Vice-President  
Dr. Roger P. Byrne, 2nd Vice-President  
Dr. Frank Santos, Jr., Secretary Treasurer (present, not voting)  
Dr. L. Jack Bolton  
Dr. Terry D. Dickinson  
Mrs. Clara Hoffman  
Dr. Charles T. Ku  
Dr. Ronald H. Shamblin  
Mrs. Mary Spinks  
Mrs. Evelynne Vick (absent excused)

II.

The President called said Docketed Complaint for hearing. The State announced "Ready," and the RESPONDENT, JIM D. NORED, D.D.S., although officially notified of the time and place of the scheduled hearing, wholly failed to appear. Counsel for the Board, Donald E. Branson, entered a plea of "NOT TRUE" for the RESPONDENT. The Board proceeded to hear evidence, render a decision, and issue a Final Order.

Findings of Fact

1. JIM D. NORED, RESPONDENT, of Houston, Texas, is a practicing

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dentist in the State of Texas and is the holder of Texas Dental License Number 9,816.

2. All statutory requirements for the jurisdiction of the Board have been met.

3. On September 23, 1987 Dr. Jim D. Nored entered a plea of guilty to an indictment charging him with conspiracy to import marijuana, a Schedule I, non-narcotic controlled substance in violation of Title 21, United States Code, Section 963; and of travel to facilitate a crime in violation of Title 18, United States Code, Section 1952(a) (3).

4. Dr. Jim D. Nored was found guilty and assessed a penalty of five years in the custody of the Attorney General of the United States and a Fifteen Thousand Dollar (\$15,000.00) fine on Count One; five years in the custody of the Attorney General of the United States and a Ten Thousand Dollar (\$10,000.00) fine on Count Two.

Conclusions of Law

1. RESPONDENT has violated TEX. REV. CIV. STAT. ANN. Art. 4549, Sec. 3 (b) which states in part: "The Texas State Board of Dental Examiners ... shall have ... jurisdiction and authority, after notice and hearing ... to suspend or revoke a dental license ... to place on probation a person whose license ... is suspended, or to reprimand a licensee ..., and in addition to or in lieu of said suspension, revocation, probation or reprimand, to assess a fine in an amount not to exceed \$2,500.00 payable to the dental registration fund for any one or more of the following causes: (b) Proof of conviction of the holder of a license or certificate of any felony or a misdemeanor involving fraud under the laws of this state or any other state or of the United States.

ORDER

BE IT KNOWN that on the 10th day of November, 1988, a quorum of the Texas State Board of Dental Examiners have voted, by majority vote, to REVOKE Texas Dental License No. 9,816, heretofore issued to DR. JIM D. NORED, such REVOCATION date to begin 30 days after the execution of the Board Order.

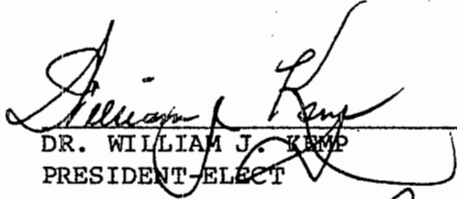
EXECUTED this \_\_\_\_\_ day of December, 1988.

In the event an appeal is taken from this Order and the imposition of the order is stayed, the order shall take effect thirty (30) days after all appeals have been exhausted.

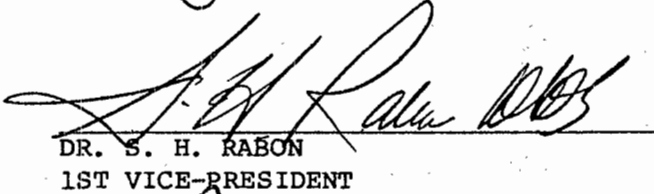
  
DR. RANDOLPH D. MINATRA  
PRESIDENT

DEC. 2, 1988  
DATE

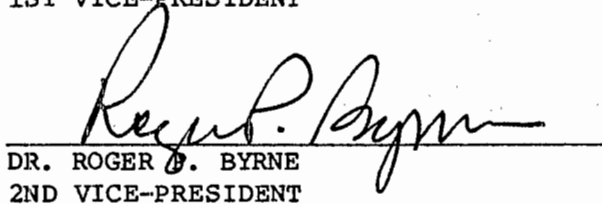
FINDINGS AND ORDERS, 1988-40  
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DR. WILLIAM J. KEMP  
PRESIDENT-ELECT

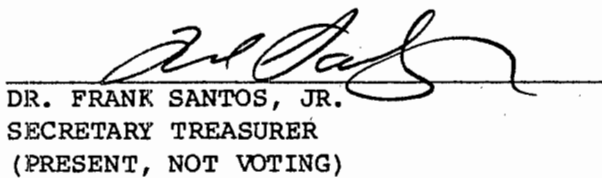
DEC. 2, 1988  
DATE

  
DR. S. H. RAEBON  
1ST VICE-PRESIDENT

DEC. 2, 1988  
DATE

  
DR. ROGER B. BYRNE  
2ND VICE-PRESIDENT

DEC. 2, 1988  
DATE

  
DR. FRANK SANTOS, JR.  
SECRETARY TREASURER  
(PRESENT, NOT VOTING)

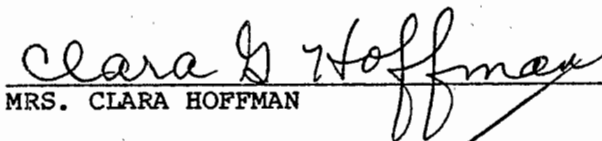
DEC. 2, 1988  
DATE

  
DR. L. JACK BOLTON

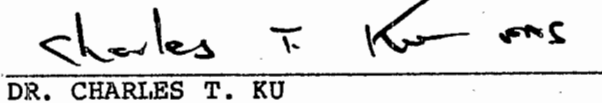
DEC. 2, 1988  
DATE

  
DR. TERRY D. DICKINSON

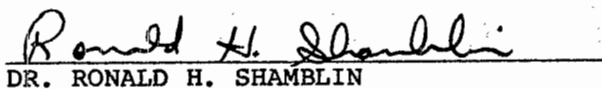
DEC. 2, 1988  
DATE

  
MRS. CLARA HOFFMAN

DEC. 2, 1988  
DATE

  
DR. CHARLES T. KU

DEC. 2, 1988  
DATE

  
DR. RONALD H. SHAMBLIN

DEC. 2, 1988  
DATE

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*Mary Spinks*

MRS. MARY SPINKS

DEC. 2, 1988

DATE

*Evelynne B. Vick*

MRS. EVELYNNE VICK

(ABSENT EXCUSED)

DEC. 2, 1988

DATE

COMPLAINT AND DOCKETED COMPLAINT  
NUMBER 1988-40

TEXAS STATE BOARD OF  
DENTAL EXAMINERS

VS.

JIM D. NORED, D.D.S.  
12523 GREENSPOINT DRIVE  
HOUSTON, HARRIS COUNTY, TEXAS 77060  
HOLDER OF TEXAS DENTAL LICENSE  
NUMBER 9,816

JURISDICTION

Under authority of Article 4549, Section 3, V.T.C.S., the Texas State Board of Dental Examiners and the District Courts of this State shall have concurrent jurisdiction and authority, after notice and hearing, . . . ., to suspend or revoke a dental license or a dental hygienist license, to place on probation a person whose license or certificate has been suspended, or to reprimand a licensee or certificate holder, and in addition to or in lieu of said suspension, revocation, probation, or reprimand, to assess a fine in an amount not to exceed \$2,500.00 payable to the Dental Registration Fund for any one or more of the following causes:

- (a) Proof of insanity of the holder of a license or certificate, as adjudged by the regularly constituted authorities.
- (b) Proof of conviction of the holder of a license or certificate of any felony or a misdemeanor involving fraud under the laws of this State or any other State or of the United States.
- (c) That the holder thereof has been or is guilty of dishonorable conduct, malpractice or gross incompetency in the practice of dentistry or dental hygiene.
- (d) That the holder thereof has been or is guilty of any deception or misrepresentation for the purpose of soliciting or obtaining patronage.
- (e) That the holder thereof procured a license or certificate through fraud or misrepresentation.
- (f) That the holder thereof is addicted to habitual intoxication or the use of drugs.

(g) That a dentist employs or permits or has employed or permitted persons to practice dentistry in the office or offices under his control or management, who were not licensed to practice dentistry.

(h) That the holder thereof has failed to use proper diligence in the conduct of his practice or to safeguard his patients against avoidable infections.

(i) That the holder thereof has failed or refused to comply with any State law relating to the regulation of dentists or dental hygienists.

(j) That the holder thereof has failed or refused to comply with the adopted and promulgated rules and regulations of the board.

(k) That the holder thereof is physically or mentally incapable of practicing with safety to dental patients.

(l) That the holder thereof has been negligent in the performance of dental services which injured or damaged dental patients.

(m) Proof of suspension, revocation, probation, reprimand, or other restriction by another State of a license or certificate to practice dentistry or dental hygiene based upon acts by the licensee or certificate holder enumerated in this section.

(n) That the holder thereof has knowingly provided or agreed to provide dental care in a manner which violates any provision of Federal or State law regulating a plan whereby any person undertakes to provide, arrange for, pay for, or reimburse any part of the cost of any dental care services or regulating the business of insurance.

C O M P L A I N T

BEFORE ME, the undersigned authority, on this day personally appeared EDGAR F. BLOOD, hereinafter called Affiant, who, after having been duly sworn by me, on his oath, did depose and say:

I, EDGAR F. BLOOD, of Houston, Harris County, Texas, an employee of the Texas State Board of Dental Examiners, did in the course of such employment, make certain investigations into the professional conduct and acts of one JIM D. NORED, D.D.S., of Houston, Harris County, Texas, a practicing dentist in the State of Texas and the holder of Texas Dental License No. 9,816, previously issued by the Texas State Board of Dental Examiners, duly authorized to grant and issue such license.

As an employee of the Texas State Board of Dental Examiners, I, EDGAR F. BLOOD, do hereby present to the Secretary-Treasurer of the Texas State Board of Dental Examiners, the following Complaint against the said JIM D. NORED, D.D.S., hereinafter called RESPONDENT.

I.

On or about September 23, 1987, RESPONDENT entered a plea of guilty to an indictment charging him with conspiracy to import marijuana, a Schedule I, non-narcotic controlled substance in violation of Title 21, United States Code, Section 963; and of travel to facilitate a crime in violation of Title 18, United States Code, Section 1952(a) (3).

Based on the plea of guilty, there was a finding by the Court that the RESPONDENT was guilty and was assessed a penalty of five years in the custody of the Attorney General of the United States and a Fifteen Thousand Dollar (\$15,000.00) fine on Count One; five years in the custody of the Attorney General of the United States and Ten Thousand Dollar (\$10,000.00) fine on Count Two.

II.

It is the opinion of Affiant that RESPONDENT, because of the acts and conduct set out in Paragraph I hereinbefore, is guilty of violating the following Laws and Board Rules pertaining to the practice of dentistry:


Article 4549, Section 3 (b), V.T.C.S.

(b) Proof of conviction of the holder of a license or certificate of any felony or a misdemeanor involving fraud under the laws of this State or any other State or of the United States.



EDGAR F. BLOOD

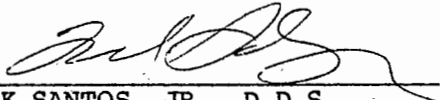
SUBSCRIBED AND SWORN to before me by the said EDGAR F. BLOOD, this the 4 day of APRIL, 1988, to certify which witness my hand and seal of office.

  
NOTARY PUBLIC IN AND FOR THE  
STATE OF TEXAS

Printed Name: Dorothy A. Mueller

My Commission Expires: 3-16-89

The foregoing Complaint is hereby filed and docketed with the Texas State Board of Dental Examiners and styled Texas State Board of Dental Examiners vs. JIM D. NORED, D.D.S., under Docket Number 1988-40, this 10 day of APRIL, 1988.

  
FRANK SANTOS, JR., D.D.S.  
SECRETARY-TREASURER  
TEXAS STATE BOARD OF DENTAL EXAMINERS



CERTIFIED ORDER OF TEXAS STATE BOARD OF DENTAL EXAMINERS

I, Dr. Ronald H. Shamblin, Secretary of the TEXAS STATE BOARD OF DENTAL EXAMINERS, (the "Board") DO HEREBY CERTIFY that the following is a true and correct copy of an order adopted unanimously at a meeting of the Board on October 29, 1989; and that the order is still in full force and as of the date hereof has not been in any respect altered, revised or repealed, and that the order is in full force and effect on the date hereof:

BOARD ORDER

On the 29th day of October, 1989, the Texas State Board of Dental Examiners met at the Radisson Hotel, 700 San Jacinto Boulevard, Austin, Travis County, Texas, for the purpose of hearing and considering the Application for Relicensure of Dr. Jim D. Nored, as well as for the transaction of other business. A quorum and a majority of the membership of the Texas State Board of Dental Examiners were present, to wit:

Dr. William J. Kemp, President  
Dr. S. H. Rabon, President-Elect  
Dr. Robert P. Byrne, 1st Vice-President  
Dr. Charles T. Ku, 2nd Vice President  
Dr. Ronald H. Shamblin, Secretary (present, not voting)  
Mrs. Clara Hoffman  
Mrs. Mary Spinks  
Dr. James Bolton  
Dr. E. Penn Jackson  
I. J. Patterson, Jr.

The President called said Application for Relicensure for hearing. Applicant, Dr. Jim D. Nored, D.D.S., represented by counsel, appeared before the Board.

Findings of Fact

1. Texas Dental License No. 9,816 issued to Jim D. Nored, APPLICANT, was revoked by order of the Texas State Board of Dental Examiners dated December 6, 1988, in Docket No. 1988-40.
2. Certain facts have been stipulated to by Dr. Jim D. Nored and the Counsel for the Board, Patrick D. Redman (Attachment "A" hereto).

Conclusion of Law

The Texas State Board of Dental Examiners has the power and authority to reinstate the dental license of Jim D. Nored at this time.

ORDER

BE IT KNOWN that on the 29th day of October, 1989, a quorum of the Texas State Board of Dental Examiners have voted, by majority vote, to REINSTATE Texas Dental License No. 9,816, heretofore issued to DR. JIM D. NORED and subsequently revoked, and to simultaneously SUSPEND said license for a period of five (5) years, effective November 30, 1989, with all of such period of suspension being PROBATED. The probation time may be terminated if evidence is found that Dr. Jim Nored failed to comply with the terms and conditions of the practice plan attached as Attachment "B" hereto; provided that, however, his practice need not be limited to three days per week as stated therein. In the event Dr. Jim D. Nored desires a modification of the terms and conditions of his probation, he may submit to the Board a request for amendment of this Order.

In witness whereof, I have hereunto set my hand, this 10<sup>th</sup>  
day of November, 1989.

Ronald H. Shamblin DDS  
Dr. Ronald H. Shamblin

ATTACHMENT "A"

JIM D. NORED, D.D.S.

APPLICATION FOR RELICENSURE

STIPULATIONS

TO THE TEXAS STATE BOARD OF DENTAL EXAMINERS:

The Applicant and the Attorney for the Board hereby stipulate to the following facts:

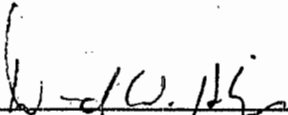
1. Dr. Nored was licensed to practice dentistry in Texas in July of 1972.
2. Dr. Nored practiced dentistry in Houston, Texas, from July, 1972, until October 22, 1987.
3. On September 23, 1987, Dr. Nored pled guilty to federal charges of conspiracy to import marijuana, a Schedule I, non-narcotic controlled substance, a violation of Title 21, United States Code, Section 963, and of travel to facilitate a crime, a violation of Title 18, United States Code, Section 1952(a)(3). On October 23, 1987, Dr. Nored entered Texarkana Federal Prison on two consecutive five-year sentences for these convictions. (Judgment attached as Attachment "A", Page 3.)
4. The Texas State Board of Dental Examiners revoked Dr. Nored's dental license, by Order effective January 6, 1989, on the grounds that he violated Tex. Rev. Civ. Stat. Art. 4549, Sec. 3(b) (proof of conviction of a felony involving fraud under state or federal law). (Order attached as Attachment "B".)
5. Dr. Nored filed a motion requesting a reduction in his sentence, which the Honorable Robert M. Parker, federal judge, found had merit and granted on January 30, 1989. (Order attached as Attachment "A", Page 4.)
6. Dr. Nored was released from prison on April 18, 1989.
7. Dr. Nored receives professional psychological services from Randy Cole, Ph.D., Licensed Psychologist, of Houston, Texas, who reports that there are no indications of psychotic or neurotic pathology or alcohol or drug abuse/dependency. (Letter attached as Attachment "C".)
8. Dr. Nored voluntarily participates in random urinalysis testing for drugs through his probation officer, Mark Gerlich, which testing has to date indicated negative for drug usage. (Letter attached as Attachment "A").

Dr. Nored has not practiced dentistry in Texas for two years, since October 22, 1987.

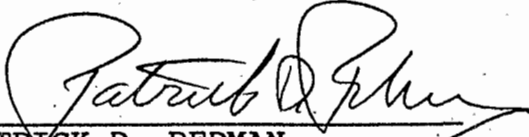
10. There is no provision in the Dental Practice Act that would prevent Dr. Nored from seeking or receiving reinstatement of his dental license prior to the expiration of one year after revocation. (Letter from Victoria Guerra, Assistant Attorney General, attached as Attachment "D".)

STIPULATED AND APPROVED AS TO FORM AND SUBSTANCE:

HILGERS & WATKINS, P.C.  
98 San Jacinto Boulevard  
San Jacinto Center, #1300  
P. O. Box 2063  
Austin, TX 78768-2063

By   
DAVID W. HILGERS  
State Bar No. 09622500  
Attorneys for JIM D. NORED, D.D.S.

TEXAS STATE BOARD OF  
DENTAL EXAMINERS  
8317 Cross Park Drive #400  
P. O. Box 13165  
Austin, TX 78711

By   
PATRICK D. REDMAN  
State Bar No. ~~16667400~~  
Attorney for TEXAS STATE  
BOARD OF DENTAL EXAMINERS

ATTACHMENT "B"

MEMORANDUM

TO: Texas State Board of Dental Examiners

FROM: Jim D. Nored, D.D.S.

DATE: October 20, 1989

SUBJECT: OUTLINE OF DENTAL PRACTICE FOR NEXT FIVE YEARS

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I intend to return to practice at 12523 Greenspoint Drive, Houston. I have practiced at that location for ten years. My former partners, Dr. Howland Reich and Dr. Frieda Hale, have invited me to rejoin the practice. There are other reasons for wanting to return to that practice. After fifteen years of private practice, I have a large number of client/friends whom I would like to see again. Additionally, in my practice many of the patients I began to treat as children have now grown up and have families of their own.

I have a practice plan that will allow me to practice two and one-half days a week. This can be raised to three days a week if the circumstances demand it. However, it is not my intention to return to practice more than three days a week. I expect to concentrate my time on periodontal patients that I have already corrected restoratively. Perhaps I will do surgery for the other dentists in the office on a referral basis. It is possible that I will return to the staff of Parkway Hospital, where I have served as staff dentist for the past fourteen years. Certainly I will return to the staff of Texas Outpatient Center, where I routinely performed oral surgery for the past five years.

I have contacted these organizations and they have assured me that pending receipt of my license they will welcome me back to the staff.

A further practice interest will be to develop the porcelain inlay/onlay techniques that allow me to do the lab work on the restoration and return it to the patient on the same day. I don't have any indication of how much demand there will be for that service, but I would like to see a portion of the practice dedicated to this area.

I do not intend to see many new patients; I am not interested in seeing a practice grow. I would like to return to the practice I have built and to finish out my practice life treating and working with the relationships I have established.

DN:aw

SOAH DOCKET NO. 504-04-7743  
SBDE NO. 01-572-0524

IN THE MATTER OF  
THE LICENSE OF

JIM D. NORED, DDS

TEXAS DENTAL LICENSE  
NUMBER 9816

§  
§  
§  
§  
§  
§

BEFORE THE STATE

BOARD OF

DENTAL EXAMINERS

**AGREED SETTLEMENT ORDER**

On the 19 day of August, 2003, the State Board of Dental Examiners (hereinafter the "Board" or "SBDE") met in a regularly scheduled meeting and the above-referenced case was considered.

JIM D. NORED, DDS, hereinafter "Respondent," holder of Texas Dental License No. 9816, appeared at an informal settlement conference on Thursday, October 02, 2003, at 333 Guadalupe, Austin, Texas, in response to a notice letter sent on September 03, 2003. Respondent was advised of the right to legal representation in the notice letter and was represented at the conference by his attorneys, Jed Silverman and Mark Bennett, Esq's. At issue were allegations that Respondent violated the laws and rules regulating the practice of dentistry.

Board members Gary McDonald, D.D.S., Juan Villarreal, D.D.S., and Ms. Phyllis Stine, represented the full Board at the settlement conference pursuant to §263.007, Texas Occupations Code and Board Rule §107.63, 22 Tex. Admin. Code. Board staff present and participating were Rob Hill, Staff Attorney; Cyndi Zuniga, Legal Administrator; and Fred Jones, 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, recommended that the matter be sent to the State Office of Administrative Hearings for a formal disposition.

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 September 03, 2003, 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 staff has entered into negotiations with the Respondent in regard to this matter, and upon the Board Secretary's recommendation, the following Agreed Settlement Order is proposed, contingent on Board approval.

### FINDINGS OF FACT

1. On or about March 21, 2001, Respondent engaged in unprofessional conduct with patient N.J. at his dental office following a dental appointment. Specifically, the Respondent engaged in sexual activity with patient N.J.
2. During January 2001, Respondent failed to meet the minimum standard of care in performing a root canal on tooth number 14 of patient N.J.
3. During the time period between November 14, 2000 and March 21, 2001, Respondent failed to make, maintain and keep adequate dental records of patient N.J. within the minimum standard of care.

### 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. 1 constitutes a violation of Tex. Occ. Code §§ 263.002(a)(3), (10) (Vernon Supp. 2001) and 22 Tex. Admin. Code §§ 108.1 and 108.9(6) (West 2001).
3. The conduct described in Finding of Fact No. 2 constitutes a violation of Tex. Occ. Code § 263.002(a)(4), (10) (Vernon Supp. 2001) and 22 Tex. Admin. Code § 109.173 (West 2001).
4. The conduct described in Finding of Fact No. 3 constitutes a violation of Tex. Occ. Code § 263.002(a)(4), (10) (Vernon Supp. 2000-2001); 22 Tex. Admin. Code §§ 109.144 and 109.173 (West 2000-2001); and 22 Tex. Admin. Code §§ 108.7 and 108.8 (West 2001).

### ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent's Texas Dental License No. 9816, issued to JIM D. NORED, DDS, is hereby **SUSPENDED** for a period of three (3) years to begin on the effective date of this Order; however, such suspension is **PROBATED**

in its entirety, EXCEPT for sixty (60) calendar days ("down-time") to be served over two thirty (30)-day periods.

The first such period of down-time shall begin following the effective date of this Order, but no later than December 31, 2005. Both periods shall be served beginning and ending on dates requested in writing by the Respondent and approved by Board legal staff, in advance of such periods.

During the periods of down-time referred to above, Respondent SHALL NOT practice dentistry as defined under §251.003, Texas Occupations Code, and is prohibited from performing those acts, procedures, and treatments specified under §251.003(a)(1)-(10), Texas Occupations Code, in effect at the time of ratification of this Order and any amendments thereafter. §251.003(a)(1) and (4) are excepted from this requirement. Respondent, during this down-time period, may perform only administrative tasks limited exclusively to: making future appointments when down-time is over, opening mail, referring patients, and accepting payments on accounts. During the period of down-time, Respondent SHALL NOT allow any employee or auxiliary, if any, to practice outside the scope of their permitted duties as defined by the Dental Practice Act and rules and regulations of the Board.

2. Respondent SHALL pay an administrative monetary fine in the amount of seven thousand five hundred dollars (\$7,500.00) 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 six (6) months from the effective date of this Order.
3. Respondent SHALL pay restitution equal to all out-of-pocket payments made by patient N.J. to Respondent for dental services performed on tooth #14. The restitution amount SHALL be paid in one (1) lump sum or in installment payments, the total amount due no later than thirty (30) days from the effective date of this Order.

Respondent SHALL provide proof of payment of restitution in the amount ordered to the "Texas State Board of Dental Examiners" located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas no later than sixty (60) days from the effective date of this Order.

4. Respondent SHALL complete a total of thirty (30) 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 - 6 hours
- b. Endodontics - 12 hours
- c. Ethics - 12 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 take and pass the jurisprudence examination within six (6) months of the effective date of this Order. The fees for the examination SHALL be borne by Respondent. 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'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.

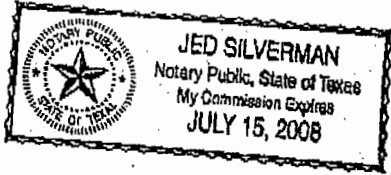
All of the above terms, conditions, and penalties become effective on the effective date of this Order. The effective date of this Agreed Settlement Order shall be the date it is executed by the State Board of Dental Examiners.

*[Handwritten signature of Jim D. Nored]*

JIM D. NORED, DDS  
Respondent

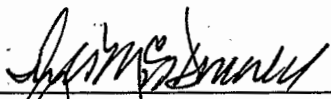
*[Handwritten signature of JED SILVERMAN]* notarized the signature of JIM D. NORED, DDS, this Y day of May 2005.

NOTARY PUBLIC  
IN and FOR THE STATE OF TEXAS

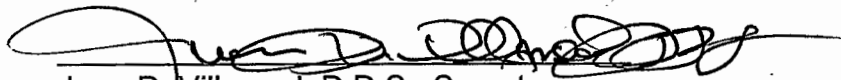


STATE BOARD OF DENTAL EXAMINERS

SIGNED this 19 day of August 2005.



Gary W. McDonald, DDS, Presiding Officer  
State Board of Dental Examiners



Juan D. Villarreal, D.D.S., Secretary  
State Board of Dental Examiners

**Jim Nored, DDS**

**SOAH No. 504-04-7743; SBDE No. 03-135-1016 (SOAH)**

The complaint(s) alleges the following violations of the Dental Practice Act and/or the Board's rules and regulations:

1. On or about March 21, 2001, Respondent engaged in unprofessional conduct with patient N.J. at his dental office following a dental appointment. Specifically, the Respondent engaged in sexual activity with patient N.J.
2. During January 2001, Respondent failed to meet the minimum standard of care in performing a root canal on tooth number 14 of patient N.J.
3. During the time period between November 14, 2000 and March 21, 2001, Respondent failed to make, maintain and keep adequate dental records of patient N.J. within the minimum standard of care.

**\*\*Disciplinary Actions Recommended: Probated, Down-time, Fine, Restitution, CE, JP.**