

**SBDE NO. 2016-00601**

**IN THE MATTER OF** § **BEFORE THE EXECUTIVE COMMITTEE**  
§  
**D. WILLIAM GARY, DDS** § **OF THE TEXAS STATE BOARD OF**  
§  
**TEXAS DENTAL LICENSE 25687** § **DENTAL EXAMINERS**

**ORDER OF TEMPORARY SUSPENSION**

On the 14<sup>th</sup> day of December, 2015, an Executive Committee of the State Board of Dental Examiners (Executive Committee) met in an emergency meeting to hear evidence and information in the above-styled case pursuant to section 263.004 of the Texas Occupations Code.

The Executive Committee heard evidence and information that the continued practice of dentistry by D. William Gary, D.D.S., License No. 25687, would constitute a clear, imminent or continuing threat to a person's physical health or well-being.

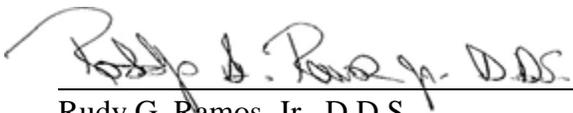
The Executive Committee finds, based on the evidence and information presented and the factual and legal bases stated in the Petition for Temporary Suspension, attached and incorporated herein, that the continued practice of dentistry by D. William Gary, D.D.S., would constitute a clear, imminent or continuing threat to a person's physical health and well-being.

IT IS, THEREFORE ORDERED that the license issued to D. William Gary, D.D.S., is hereby temporarily suspended pursuant to section 263.004 of the Texas Occupations Code. This Order is final and effective as of the date of signing.

This matter shall be set for a hearing before the State Office of Administrative Hearings not later than the 30<sup>th</sup> day after the date the license is suspended by the Order. At that time, the State Board of Dental Examiners will present evidence to show that the license of D. William Gary, D.D.S. should remain suspended.

STATE BOARD OF DENTAL EXAMINERS

SIGNED this 14<sup>th</sup> day of December, 2015.

  
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Rudy G. Ramos, Jr., D.D.S.  
Presiding Officer  
Texas State Board of Dental Examiners

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**TEXAS DENTAL LICENSE 25687** § **DENTAL EXAMINERS**

**PETITION FOR TEMPORARY SUSPENSION**

Now comes the Staff of the State Board of Dental Examiners (SBDE) and files this Petition for Temporary Suspension (Petition) against D. William Gary, DDS (Respondent), Texas Dental License No. 25687, based on alleged violations of the Dental Practice Act (the Act), Tex. Occ. Code §§ 251.001 *et seq.* and Board Rules, 22 Tex. Admin. Code §§ 101.1 *et seq.*

In support of this Petition and based upon reasonable information and belief, Staff states the following:

**JURISDICTION**

1. The SBDE has authority and jurisdiction over Respondent's dental license pursuant to Tex. Occ. Code §§ 251.001 *et seq.* and 22 Tex. Admin. Code §§ 101.1 *et seq.*
2. Respondent's dental license was in full force and effect at all dates and times material and relevant to this Petition.
3. Section 263.004 of the Act requires the SBDE or an executive committee of the SBDE to temporarily suspend a person's license if it determines that the continued practice of dentistry by the person would constitute a clear, imminent, or continuing threat to the person or another person's physical health or well-being.

**FACTUAL ALLEGATIONS**

SBDE Staff has received information and based on that information believes that Respondent has engaged in conduct in violation of the Act and SBDE Rules. SBDE Staff further believes that this conduct shows that this petition and the relief requested are necessary to protect the health and public interest of the citizens of the State of Texas. Based on such information and belief, SBDE Staff alleges:

1. During the time period from November 17, 2015 through the present, Respondent has engaged in dishonorable conduct and is physically or mentally incapable of practicing in a manner that is safe for dental patients. Specifically, on or about November 25, 2015, Respondent was arrested for the felony offenses of rape and attempted first-degree murder, alleged to have occurred on November 17, 2015.
2. On or about December 11, 2015, the State of Tennessee Department of Health suspended Respondent's license to practice dentistry in the state of Tennessee based on Respondent

being the subject of an arrest warrant for attempted first-degree murder and rape on November 17, 2015.

**LEGAL AUTHORITY**

1. The conduct described above constitutes a violation of Tex. Occ. Code § 263.002(a)(3), (10), (11), (13); and 22 Tex. Admin. Code § 108.9(1), (7), (8), (11).
2. Section 263.004 of the Act authorizes the Board to temporarily suspend a person's license.

**PRAYER**

Staff requests that the Executive Committee of the SBDE determine that Respondent has engaged in conduct that shows that the continued practice of dentistry by Respondent would constitute a clear, imminent, or continuing threat to a person's health or well-being. Staff further requests that the Executive Committee enter an *Order of Temporary Suspension* suspending Texas Dental License No. 25687, pursuant to Section 263.004 of the Texas Occupations Code.

Filed this 14<sup>th</sup> day of December, 2015.

Respectfully submitted,

TEXAS STATE BOARD OF  
DENTAL EXAMINERS



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Richard Gober, Staff Attorney  
State Bar No. 24059832  
333 Guadalupe, Suite 3-800  
Austin, Texas 78701  
(P) 512.475.0985  
(F) 512.463.7452  
rgober@tsbde.texas.gov