

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE SYSTEMS BRANCH**

In re: Susan Szwed, R.D.H.

Petition No. 2008-2008616

CONSENT ORDER

WHEREAS, Susan Szwed of Windsor, CT (hereinafter "respondent") has been issued license number 003908 to practice dental hygiene by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 379a of the General Statutes of Connecticut, as amended; and,

WHEREAS, the General Statutes of Connecticut, §20-126l provides, in part, that no person shall engage in the practice of dental hygiene in this State unless she is issued a license by the Department and is practicing under the general supervision of a licensed dentist;

WHEREAS, the Department is authorized by the General Statutes of Connecticut §19a-11 and §19a-14(c) to issue an appropriate order to any person found to be violating an applicable statute; and,

WHEREAS, the Department alleges that:

1. From in or about May 2008 to the present, respondent has advertised that she is whitening teeth as a registered dental hygienist. In addition, during said time period, respondent has provided teeth whitening, without the supervision of a dentist.
2. The above described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-126o, including, but not limited to:
 - a. §20-126o(a)(2); and/or
 - b. §20-126o(a)(5).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest the above allegations of wrongdoing but, while admitting no guilt or wrongdoing, agrees that for purposes of this or any future proceedings before the Department, this Consent Order shall have the same effect as if proven and ordered after a full hearing held pursuant to §§19a-10, 19a-14 and 20-126o of the General Statutes of Connecticut.

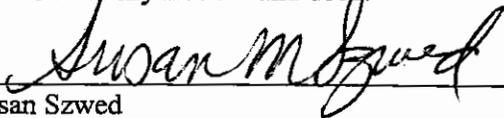
NOW THEREFORE, pursuant to §§19a-11, 19a-14, 19a-17 and 20-126o of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives her right to a hearing on the merits of this matter.
2. Respondent agrees to cease and desist in the practice of advertising or performing, without the general supervision of a licensed dentist, teeth whitening services or in any other practice that requires the general supervision of a licensed dentist.
3. Respondent shall comply with all state and federal statutes and regulations applicable to her licensure.
4. Respondent shall pay all costs necessary to comply with this Consent Order.
5. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Practitioner Licensing and Investigations Section of the Healthcare Systems Branch of the Department.
6. This Consent Order is effective on the date this Consent Order is accepted by the Department.
7. Respondent agrees that this Consent Order shall be deemed a public document, and the Department's allegations as contained in this Consent Order shall be deemed true in any subsequent proceeding before the Department in which her compliance with this Consent Order or with Chapter 379a of the General Statutes of Connecticut, as amended, is at issue.
Further, respondent understands that any discipline imposed by this Consent Order shall be reported to the National Practitioner Data Bank.
8. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Respondent understands that this Consent Order shall not be subject to modification as a result of any claim that the terms contained herein may result in action by third parties, including, but not limited to, healthcare facilities and/or credentialing or licensure boards. Respondent assumes all responsibility for assessing such actions prior to the execution of this document. Further, this Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any rights that she may have under the laws of the State of Connecticut or of the United States.
9. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
10. Respondent permits a representative of the Legal Office of the Healthcare Systems Branch to present this Consent Order and the factual basis for this Consent Order to the Department. Respondent understands that the Department has complete and final discretion as to whether this executed Consent Order is approved or accepted.
11. Respondent has the right to consult with an attorney prior to signing this document.
12. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Bureau. The purpose of this Consent Order is to resolve the

pending administrative license disciplinary petition only, and is not intended to affect any civil or criminal liability or defense.

- 13. This Consent Order embodies the entire agreement of the parties with respect to this case. All previous communications or agreements regarding the subject matter of this consent order, whether oral or written, between the parties are superseded unless expressly incorporated herein or made a part hereof.

I, Susan Szwed, have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.



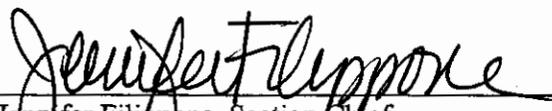
 Susan Szwed

Subscribed and sworn to before me this 23 day of sept 2010.



 Notary Public or person authorized 10-30-2011
 by law to administer an oath or affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 7th day of October 2010, it is hereby accepted.



 Jennifer Filippone, Section Chief
 Practitioner Licensing and Investigations
 Healthcare Systems Branch