

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE SYSTEMS BRANCH

Record Exhibit

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In re: Wendy Schmitt, Dental Hygienist

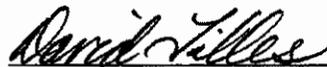
Petition No. 2010-38

MOTION TO WITHDRAW STATEMENT OF CHARGES

Comes now the Department of Public Health (hereinafter "the Department") and hereby moves the Hearing Officer for an Order granting this Motion to Withdraw. As grounds for this Motion, the Department states that on March 15, 2010, respondent signed a Voluntary Surrender Of License Affidavit. A copy of respondent's Affidavit is attached hereto marked as Attachment "A." The Department has accepted respondent's Affidavit.

Respondent has voluntarily given up her right to practice as a dental hygienist in Connecticut with the Department's approval. For this reason, the Department believes that continued prosecution of this case is unnecessary, and that it is in the interests of justice and administrative economy to terminate these proceedings at this time.

Dated this 15th day of March, 2010 at Hartford, Connecticut.



David Tilles, Staff Attorney
Legal Office
Healthcare Systems Branch

ORDER

The foregoing motion having been duly considered by a duly designated Hearing Officer of the Department Of Public Health Hearing Office, it is hereby GRANTED/~~DENIED~~.

Dated this 15th day of March, 2010 at Hartford, Connecticut.



Hearing Officer

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

Re: Wendy Schmitt, Dental Hygienist
License No.: 005007

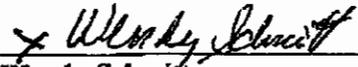
Petition No. 2010-38

VOLUNTARY SURRENDER OF LICENSE AFFIDAVIT

Wendy Schmitt, being duly sworn, deposes and says:

1. I am over the age of majority and understand the obligations of an oath.
2. I make this affidavit on the basis of personal knowledge.
3. I am licensed by the Department of Public Health (hereinafter "the Department") to practice as a dental hygienist. I presently hold license number 005007.
4. I hereby voluntarily surrender my license to practice as a dental hygienist in the State of Connecticut.
5. I understand and agree that if I seek a new license or to reinstate my license at any time in the future, the allegations contained in Petition Number 2010-38 shall be deemed true. I further understand that any such application must be made to the Department which shall have absolute discretion, as to whether said license shall be issued or reinstated and, if so, whether said license shall be subject to conditions.
6. I hereby waive any right to a hearing I may have regarding any request that my license be reinstated or that a new license be issued and also waive any right that I may have to appeal or otherwise challenge the disposition of any such request.
7. I understand and agree that this affidavit and the case file in Petition Number 2010-38 are public documents, and I am executing this affidavit in settlement of the allegations contained in the above-referenced petition.
8. I understand that, upon execution of this document by the Department, the Department will present this document to the Commissioner of the Department Of Public health or his designated hearing officer of the Public Health Hearing Office and will move to withdraw the Statement of Charges in Petition No. 2010-38. I understand that this document is not effective unless and until the Department has executed it, and the Commissioner or the designated hearing officer either grants the Department's Motion to Withdraw or the charges are dismissed.
9. I understand that I have the right to consult with an attorney prior to signing this affidavit.

10. I understand that 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.
11. I understand that the purpose of this agreement is to resolve the pending matter against my license and is not intended to affect any claim of civil liability that might be brought against me.
12. If applicable, I agree to comply with the provision of Section 19a-14-44 Regulations Connecticut State Agencies.

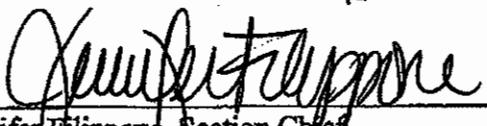


Wendy Schmitt

Subscribed and sworn to before me this 12th day of March 2010.



Notary Public
Commissioner of Superior Court

Accepted: 

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

3/15/10

Date