

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST:	:	
	:	FINAL DECISION AND ORDER
ROBERT E. FILETE, D.D.S.,	:	LS0509281DEN
RESPONDENT.	:	

(Division of Enforcement Case # 02 DEN 163)

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Robert E. Filete, D.D.S.
347 Sycamore Dr.
Holden, Ma. 01520

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, Wi 53708-8935

Dentistry Examining Board
Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, Wi 53708-8935

PROCEDURAL HISTORY

The parties in this matter, Robert E. Filete, D.D.S., Respondent herein, personally and through his attorney, Paul R. Erickson, Erickson, Bonville, Seibel & Falkner, S.C., and Pamela M. Stach, Attorney for the Department of Regulation and Licensing, Division of Enforcement, agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Dentistry Examining Board. The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Robert E. Filete, D.D.S, (DOB 12/10/46) is duly licensed as a dentist in the state of Wisconsin under license number 5001151 which was granted on January 10, 1973.
2. Respondent's most recent address on file with the Wisconsin Dentistry Examining Board is 347 Sycamore Dr., Holden, Ma. 01520 .
3. There is a pending completed investigation before the State of Wisconsin Dentistry Examining Board involving allegations that in 1997, Respondent failed to recognize the instability of a patient’s tooth following periodontal surgery and proceeded with placement of a crown when he knew or should have known the tooth was compromised.

4. Respondent disputes these allegations and no final determination regarding the merits of the allegations have been made at this time.
5. Respondent is currently practicing in Massachusetts, and does not wish to contest the allegations at this time.
6. Respondent will withdraw his request for renewal of his license to practice dentistry in the State of Wisconsin for the 2005-2007 biennium.

CONCLUSIONS OF LAW

1. The Wisconsin Dentistry Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. §447.07, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

In recognition of the fact that Robert E. Filete, D.D.S. will not renew his license to practice dentistry in the State of Wisconsin for the 2005-2007 biennium, the pending investigation against Robert E. Filete, D.D.S., entitled 02 Den 163, will be closed for prosecutorial discretion but the case file shall be retained by the Department.

In the event Robert E. Filete wishes to renew his license to practice dentistry in the State of Wisconsin at a future date, he shall notify the Dentistry Examining Board before application and the Board may, at its discretion, reopen the pending investigative file for further action.

Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order.

This Order is effective on the date of its signing.

DENTISTRY EXAMINING BOARD

By: Bruce Barrette
A Member of the Board

9/28/05
Date