

BEFORE THE
DENTAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

SCOTT CARL HENNING
14570 Mono Way, Suite 1
Sonora, California

Dental License No. 36083

Respondent.

Case No. 01-2008-2825

DBC 2008-149

DECISION AND ORDER

The attached Stipulated Revocation of License and Order is hereby adopted by the Dental Board of California, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on AUGUST 27, 2009.

It is so ORDERED JULY 22, 2009.



SUZANNE MCCORMICK, PRESIDENT
DENTAL BOARD OF CALIFORNIA

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9 **DENTAL BOARD OF CALIFORNIA**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 01-2008-2825

13 **SCOTT CARL HENNING**
14570 Mono Way, Suite 1
15 Sonora, California

**STIPULATED REVOCATION
OF LICENSE AND ORDER**

Dental License No. 36083

DBC 2008-149

Respondent.

17 In the interest of a prompt and speedy resolution of this matter, consistent with the public
18 interest and the responsibility of the Dental Board of California of the Department of Consumer
19 Affairs the parties hereby agree to the following Stipulated Revocation of License and Order
20 which will be submitted to the Board for approval and adoption as the final disposition of the
21 Accusation.

22 PARTIES

23 1. Cathleen J. Poncabare (Complainant) is the Executive Officer of the Dental Board of
24 California. She brought this action solely in her official capacity and is represented in this matter
25 by Edmund G. Brown Jr., Attorney General of the State of California, by Jeffrey M. Phillips,
26 Deputy Attorney General.

27 2. Respondent Scott Carl Henning is represented in this proceeding by attorney
28 James T. Reilly, of Summit Defense, 102 Washington Avenue, Point Richmond, CA 94801.

1 CULPABILITY

2 8. Respondent admits the truth of each and every charge, allegation and violation
3 alleged in Accusation No. 01-2008-2825, including but not limited to the following:

4 Respondent is subject to disciplinary action under Business and
5 Profession Code sections 490 and 1670.1 in that on or about July 1, 2009, Respondent
6 pled guilty to violating Penal Code section 288(c)(1) (lewd act upon a child) in the
7 case of *The People of the State of California vs. Scott C. Henning* (Tuolumne County
8 Superior Court Case No. CFR29760), a felony, and will be required to register as a
9 sex offender pursuant to Section 290 of the Penal Code. The circumstances are as
10 follows:

11 On or about or between July 1, 2008 and September 30, 2008,
12 Respondent did willfully and unlawfully and lewdly commit a lewd and lascivious act
13 upon and with the body of JANE DOE, FIFTEEN years old, with the intent of
14 arousing, appealing to, and gratifying the lust, passions, and sexual desires of the
15 Respondent, who was at least 10 years older than JANE DOE.

16 9. Respondent agrees that good cause exists for discipline and hereby stipulates to the
17 revocation of his Dental License No. 36083 for the Board's formal acceptance.

18 10. Respondent understands that by signing this stipulation he enables the Board to issue
19 an order revoking his Dental License without further process. Respondent also understands that
20 upon the effective date of the present stipulated revocation, he will no longer have the right to
21 practice as a dentist in California.

22 RESERVATION

23 11. The admissions made by Respondent herein are only for the purposes of this
24 proceeding, or any other proceedings in which the Dental Board of California or other
25 professional licensing agency is involved, and shall not be admissible in any other criminal or
26 civil proceeding.

27 CONTINGENCY

28 12. This stipulation shall be subject to approval by the Dental Board of California.
Respondent understands and agrees that counsel for Complainant and the staff of the Dental
Board of California may communicate directly with the Board regarding this stipulation, without
notice to or participation by Respondent or his counsel. By signing the stipulation, Respondent
understands and agrees that he may not withdraw this agreement or seek to rescind the stipulation
prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation

1 as its Decision and Order, the Stipulated Revocation and Order shall be of no force or effect,
2 except for this paragraph, it shall be inadmissible in any legal action between the parties, and the
3 Board shall not be disqualified from further action by having considered this matter.

4 13. The parties understand and agree that facsimile copies of this Stipulated Revocation
5 of License and Order, including facsimile signatures thereto, shall have the same force and effect
6 as the originals.

7 14. In consideration of the foregoing admissions and stipulations, the parties agree that
8 the Board may, without further notice or formal proceeding, issue and enter the following Order:

9 ORDER

10 IT IS HEREBY ORDERED that Dental License No. 36083, issued to Respondent Scott
11 Carl Henning is revoked by the Dental Board of California.

12 15. The revocation of Respondent's Dental License by the Board shall constitute the
13 imposition of discipline against Respondent. This stipulation constitutes a record of the discipline
14 and shall become a part of Respondent's license history with the Board.

15 16. Respondent shall lose all rights and privileges as a dentist in California as of the
16 effective date of the Board's Decision and Order.

17 17. Respondent shall cause to be delivered to the Board both his wall license certificate
18 and, if one was issued, pocket license on or before the effective date of the Decision and Order.

19 18. Pursuant to Business and Professions Code section 1687(a)(3), the Board shall not
20 place Respondent on probation and shall not reinstate or reissue Respondent's dental license.

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