UNITED STATES OF AMERICA BEFORE FEDERAL TRADE COMMISSION

COMMISSIONERS:	Deborah Platt Majoras, Chairman Pamela Jones Harbour Jon Leibowitz William E. Kovacic		
In the Matter of	J. Thomas Rosch		
SOUTH CAROLINA STATE	E BOARD OF DENTISTRY)))	Docket No. 9311

AGREEMENT CONTAINING CONSENT ORDER

The agreement herein ("Consent Agreement"), by and between the South Carolina State Board of Dentistry ("the Board"), hereinafter sometimes referred to as "Respondent," by its duly authorized officer and attorney, and counsel for the Federal Trade Commission ("Commission"), is entered into in accordance with the Commission's Rules governing consent order procedures. In accordance therewith, the parties hereby agree that:

- 1. Respondent is organized, exists, and transacts business under and by virtue of the laws of South Carolina, with its principal office at Synergy Business Park, Kingstree Building, 110 Centerview Dr., Columbia, South Carolina 29210.
- 2. Respondent has been served with a copy of the Complaint issued by the Commission charging it with violations of Section 5 of the Federal Trade Commission Act, as amended.
 - 3. Respondent admits all the jurisdictional facts set forth in the Complaint.
 - 4. Respondent waives:
 - A. any further procedural steps;
 - B. the requirement that the Commission's Decision and Order, attached hereto and made a part hereof, contain a statement of findings of fact and conclusions of law;
 - C. all rights to seek judicial review or otherwise to challenge or contest the validity of the Decision and Order entered pursuant to this Consent Agreement; and

- D. any claim under the Equal Access to Justice Act.
- 5. This Consent Agreement shall not become part of the public record of the proceeding unless and until it is accepted by the Commission. If this Consent Agreement is accepted by the Commission, it will be placed on the public record for a period of thirty (30) days and information in respect thereto will publicly be released. The Commission thereafter may either withdraw its acceptance of this Consent Agreement and so notify Respondent, in which event it will take such action as it may consider appropriate, or issue and serve its Decision and Order in disposition of the proceeding.
- 6. This Consent Agreement is for settlement purposes only and does not constitute an admission by Respondent that the law has been violated as alleged in the Complaint, or that the facts as alleged in the Complaint, other than jurisdictional facts, are true.
- 7. This Consent Agreement contemplates that, if it is accepted by the Commission, and if such acceptance is not subsequently withdrawn by the Commission pursuant to the provisions of Commission Rule 3.25(f), 16 C.F.R. § 3.25(f), the Commission may, without further notice to Respondent, (1) issue the attached Decision and Order in disposition of the proceeding, and (2) make information public with respect thereto. When so entered, the Decision and Order shall have the same force and effect, and may be altered, modified, or set aside in the same manner and within the same time provided by statute for Commission orders. The Decision and Order shall become final upon service. Delivery of the Decision and Order to Respondent by any means specified in Commission Rule 4.4(a), 16 C.F.R. § 4.4(a), shall constitute service. Respondent waives any right it may have to any other manner of service. The Complaint may be used in construing the terms of the Decision and Order, and no agreement, understanding, representation, or interpretation not contained in the Decision and Order or the Consent Agreement may be used to vary or contradict the terms of the Decision and Order.
- 8. Respondent has read the Decision and Order contemplated hereby. By signing this Consent Agreement, Respondent represents that it can accomplish the full relief contemplated by this Consent Agreement. Respondent understands that once the Decision and Order has been issued, it will be required to file one or more compliance reports showing that it has fully complied with the Decision and Order. Respondent agrees to comply with the Decision

and Order from the date it signs this Consent Agreement. Respondent further understands that it may be liable for civil penalties in the amount provided by law for each violation of the Decision and Order after the Decision and Order becomes final.

South Carolina State Board of Dentistry:	Federal Trade Commission:	
William Davie Cranford, Jr., DMD President South Carolina State Board of Dentistry	Gary H. Schorr Counsel Supporting the Complaint	
Signed this, 2007		
	Approved:	
Vannath D. Waadinatan		
Kenneth P. Woodington Davidson, Morrison & Lindemann, P.A.		
1611 Devonshire Drive, 2 nd Floor		
Post Office Box 8568	Markus H. Meier	
Columbia, South Carolina 29202	Assistant Director	
Counsel for South Carolina State Board of Dentistry	1	
Signed this day of, 2007		
	Jeffrey Schmidt	
	Director	
	Bureau of Competition	
	Federal Trade Commission Weshington, DC 20580	
	Washington, DC 20580	