BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING OF THE DEPARTMENT OF COMMERCE OF THE STATE OF UTAH

IN THE MATTER OF THE LICENSE OF DRAKE GLEN VINCENT TO PRACTICE AS A PHYSICIAN AND SURGEON IN THE STATE OF UTAH ) STIPULATION AND ORDER ) CASE No. DOPL 2015–122

Drake Glen Vincent ("Respondent") and the Division of Occupational and Professional Licensing of the Department of Commerce of the State of Utah ("Division") stipulate and agree as follows:

1. The Respondent admits the jurisdiction of the Division over himself and over the subject matter of this action.

2. The Respondent acknowledges that he enters into this Stipulation and Order ("Stipulation") knowingly and voluntarily.

3. The Respondent understands that he has the right to be represented by counsel in this matter, and his signature below signifies that he has been represented by Julia Kyte and Peter Stirba in this matter.
4. The Respondent understands that he is entitled to a hearing before the State of Utah's Physician Licensing Board ("Board"), or other Division Presiding Officer, at which time he may present evidence on his own behalf, call witnesses, and confront adverse witnesses. The Respondent understands that by signing this Stipulation he hereby knowingly and intelligently waives the right to a hearing, the right to call witnesses on his own behalf, the right to confront adverse witnesses, and any other rights to which he may be entitled to in connection with said hearing. The Respondent understands that by signing this Stipulation he hereby knowingly and intelligently waives the right to all administrative and judicial review as set forth in Utah Code Ann. §§ 63G-4-301 through 63G-4-405, and Utah Administrative Code R151-46b-12 through R151-46b-15. The Respondent and the Division hereby express their intent that this matter be resolved expeditiously through a stipulation as contemplated in Utah Code Ann. § 63G-4-102(4).

5. The Respondent understands that this Stipulation, if adopted by the Division Director, will be classified as a public document. The Division may release this Stipulation and other information about this disciplinary action against the Respondent's license to other persons and entities.

6. The Respondent admits that the following facts are true:

a. On or about January 13, 2005, the Respondent was first licensed to practice as a physician/surgeon and to administer and prescribe controlled substances in the State of Utah.

b. On or about September 16, 2013, the Respondent surrendered his DEA registration certificate after the DEA learned of allegations that the Respondent was diverting controlled substances in his office.

c. On or about January 9, 2014, the Respondent submitted an application for renewal of his physician licenses to the Division. The Respondent failed to inform the Division that he had been under DEA investigation or that he had
surrendered his DEA registration certificate.

7. The Respondent neither admits nor denies the following allegations:

a. On or about December 20 and 21, 2012, staff members in the Respondent’s office noticed some discrepancies in the office’s controlled substance log, specifically with a shortage and/or an altered vial count of Fentanyl and a shortage of Demerol. On or about March 27, 2013, the same staff members noticed discrepancies in the office’s controlled substance log, specifically with Fentanyl and Demerol vials. On all of these dates, these staff members noted the discrepancies in the log, signed the log and reported the problem to the Respondent.

b. On or about July 2013, four of the Respondent’s office staff members postponed a surgical procedure because they believed the Respondent was not fit or in the right physical condition at the time. The staff members thought that the Respondent was acting nervous, sweating and believed his hands were shaking abnormally. The Respondent told these staff members that he had worked out that morning and consumed a number of Red Bull energy drinks. The Respondent questioned his scrub technician, asking her if she thought he was high. He became very angry with the scrub technician and the other staff members who had noticed his behavior. The Respondent denied being impaired that day and finished the surgery that was postponed. On another day, the Respondent admitted to his staff that he had been taking controlled substances from his office and using them. He promised to go to drug rehabilitation if anything more ever happened. The Respondent further offered to give up his keys to his medical office so that even if he did obtain the code to the drug lock-box, he would be unable to access the controlled substances.

c. Staff members had confronted the Respondent about missing controlled substances, and the Respondent apologized and even cried because he was sorry for taking the missing drugs.

d. On May 21, 2015, the Respondent had a discussion with one staff member, and they agreed to postpone the remaining procedures because the Respondent stated he was ill.

e. Prior to September 9, 2013 (when the DEA search warrant was executed), a CRNA in the Respondent’s office started noticing pin pricks in the rubber membranes of the Fentanyl vials. She also observed that the office’s Fentanyl supply was not working effectively.
8. The Respondent admits that his admitted conduct and the conduct neither admitted nor denied described above is unprofessional conduct as defined in Utah Code Annotated § 58-1-501(2)(b), (e) and (h). He further admits that said conduct justifies disciplinary action against the Respondent's professional license pursuant to Utah Code Ann. § 58-1-401(2)(a). The Respondent, therefore, agrees that an Order may be entered in this matter imposing the following sanctions and restrictions on his physician/surgeon license:

a. The Respondent's physician and surgeon license, number 5767298-1205, will be revoked. The revocation will be immediately stayed, and the Respondent's professional license shall be immediately suspended for a minimum period of one year from June 25, 2015, when the Emergency Hearing Order was issued, and remain suspended until:

   (i) the Respondent undergoes a comprehensive evaluation, including psychological and substance use disorder evaluations, along with any other evaluation deemed by the evaluators to be necessary (including any evaluation that must be completed at another evaluation facility) at a facility pre-approved by the Division, as set forth in paragraph 8(b)(ii) of this Stipulation;

   (ii) the clinical medical director of the pre-approved facility submits all evaluation reports with tests administered, any test summaries, any results, and recommendations for treatment, if any, and a fitness for duty letter with any recommendations for treatment to the Division and Board stating that the Respondent can safely practice as a physician;

   (iii) the Division and Board have an opportunity to review the fitness for duty letter AND find that the Respondent can safely practice as a physician. This means that the Division and Board may extend the length of the Respondent’s suspension if they deem him unfit to practice or have other serious concerns; and

   (iv) the Respondent submits clean drug tests/urine analyses for nine (9) consecutive months prior to having his suspension lifted. If the
Respondent was to test positive to drugs he does not have a medical prescription for during his suspension, his suspension would be extended until he could provide the Division and Board with nine (9) consecutive months of clean drug test results.

b. Once the suspension is lifted, the Respondent’s license shall be subject to a period of probation for a period of five years. The Division shall have the right to contact and discuss the Respondent’s substance abuse issues before, during and after the evaluations with the treating evaluators, and the Respondent waives any and all rights to confidentiality with respect to the Division’s access to his medical records, treatment, and evaluations/evaluation reports at the treating facility. The period of probation shall commence when the Division Director signs an Amended Order lifting the suspension. During the period of probation, the Respondent’s license shall be subject to all of the following terms and conditions. If the Board and Division later deems any of the conditions unnecessary, such deletions may be made by an amended order issued unilaterally by the Division.

i. Meeting with Board and Compliance Specialist. The Respondent shall meet with the Board at the Board’s next scheduled meeting following the signing of the accompanying Order. The Respondent shall meet with a Division Compliance Specialist prior to his first meeting with the Board to review this agreement. For the remainder of the duration of the probationary period, the Respondent shall meet with the Board or with the Division, as directed by the Division, quarterly or at such other greater or lesser frequency as the Division may direct. The Respondent understands that he will have to agree to treatment dealing with and discussions with the Board concerning both the conduct he admitted and the conduct he neither admitted nor denied.

ii. Evaluations and Treatment. The Respondent shall submit to the following course of treatment as part of his rehabilitation and at his own expense:

a. The Respondent shall successfully complete a comprehensive evaluation, including substance use disorder, psychological, and
any other evaluations deemed necessary by the evaluators, provided by a Division-approved licensed evaluator within ninety (90) days of the effective date of this Stipulation. The Respondent shall contact the Division-approved evaluators for initial appointments within 10 days of the effective date of this Stipulation. The Respondent shall schedule the initial appointment for each evaluation to be held within 45 days of the effective date of this Stipulation. The Respondent shall attend all appointments and follow-up appointments in a timely manner. The Respondent shall provide a copy of this Stipulation to each evaluator and cause the evaluator to acknowledge to the Board in writing that a copy of this Stipulation has been provided to the evaluator. The Respondent shall provide copies of all relevant police reports, proof of relevant criminal convictions, and a copy of a Bureau of Criminal Investigations (BCI) report obtained within the previous 30 days, to the evaluators before the evaluators conduct their evaluation. The Respondent shall cooperate fully with the evaluators to ensure fair and complete evaluations. The Respondent shall notify the Division immediately after successfully completing each evaluation and inform the Division that he has successfully completed each evaluation. The Respondent agrees to cause the evaluation reports to be sent to the Division within 90 days of the effective date of this Order. The Respondent shall submit a letter from the clinical medical director of the pre-approved facility which states that the Respondent can safely practice as a physician, and can safely administer and prescribe controlled substances, to the Division and Board. The Respondent shall successfully complete all treatment recommended in the evaluations. The Respondent shall authorize all approved treatment programs or therapists from whom the Respondent has received or will receive treatment to discuss the Respondent's diagnosis, treatment, and prognosis with the Division and the Board before, during and after the diagnosis, treatment and prognosis. The program or therapist must also be directed to submit evaluations to the Board that address the Respondent's progress in treatment and the Respondent's prognosis at the frequency described in subparagraph (I) below. Prior evaluations completed by the Respondent may be considered to satisfy the requirements of this subparagraph. The Division may require additional probationary terms and conditions based upon the
evaluation reports.

b. If the Respondent fails to submit the evaluation(s) to the Division within the time stated above, the Division may take any action necessary pursuant to the Utah Administrative Procedures Act, Utah Code Annotated § 63G-4.

c. In the interest of public safety, the Division may impose additional requirements above and beyond those recommended by the evaluator(s) in the substance use disorder, neuropsychological, and other evaluations set forth above. The Respondent agrees to comply with these additional requirements.

iii. Abstention from Drugs and Alcohol. Although the use and possession of alcohol is generally legal for persons age 21 and older, the Respondent agrees to abstain from the personal use or possession of alcohol in any form. The Respondent agrees to abstain from the personal use or possession of controlled substances and prescription drugs, unless such controlled substance or prescription drug is lawfully prescribed to Respondent for a current bona fide illness or condition by a licensed practitioner and taken by the Respondent in accordance with that practitioner's instructions. The Respondent shall abstain from the use of any and all other mood altering substances or use of mood altering substances for any other purpose than the purpose for which the substance is intended.

iv. Completion of Criminal Sanctions. The Respondent shall complete all terms and conditions of any criminal sanctions, incurred before or during the period of this agreement, including probation or parole. If the Respondent has not successfully completed all the terms and conditions of
any mandated criminal probation at the time the Respondent's
administrative probationary period ends, the period of the Respondent's
administrative probation shall be extended until all the conditions of
any criminal probation have been successfully completed.

v. Limitation on Number of Prescribers and Pharmacies Used.
Unless otherwise approved by the Division, the Respondent shall, except
as provided otherwise herein, receive prescriptions from only one
prescribing practitioner, and the Respondent shall fill prescriptions at
only one pharmacy. The Respondent may submit the name of a
prescribing practitioner specialist to the Division who provides care that
the regular prescribing practitioner cannot provide. The Division will
review the request by the Respondent and determine if the Respondent
may receive prescriptions from the prescribing specialist. The Respondent
shall not obtain the same or equivalent prescription drug or controlled
substance from more than one practitioner. All prescribing practitioners
must be informed of any and all of the Respondent's addiction/abuse
problems. The Respondent shall not undertake, under any circumstance,
to obtain prescription drugs in quantities or types that are not legitimately
required. The Respondent shall submit the names of the prescribing
practitioner and pharmacy to the Division and Board for approval. The
Respondent shall provide the Division with a copy of all the Respondent's
prescriptions for prescription drugs and controlled substances within forty-
eight (48) hours after the prescription has been written.

vi. 48 Hours to Submit Prescriptions to Division. Prescriptions from an
emergency practitioner or referral practitioner must be submitted to the
Division within forty-eight (48) hours of being issued. The Respondent
shall report to the Division within forty-eight (48) hours any and all
prescription medication and controlled substances administered or
dispensed to the Respondent by any other individual. The Respondent
shall provide any emergency room or hospital discharge summary to the
Division and Board. If the Respondent is seen in an emergency room, he
shall provide the Division and Board with a copy of his emergency room
discharge papers.

evii. Reporting Use of Prescription Medication to Division. The
Respondent shall report to the Division within forty-eight (48) hours any
and all prescription medication and controlled substances ingested by the
Respondent from any source.

viii. Prescribing Practitioners Provided with Stipulation. The
Respondent shall provide to the primary prescribing practitioner a copy of
this Stipulation and cause the practitioner to acknowledge to the Board in
writing that a copy of this Stipulation has been provided to the primary
prescribing practitioner or referral prescribing practitioner.

ix. Drug and Alcohol Testing Requirement. The Respondent shall
provide samples (urine, blood, saliva, hair, or any other type of sample
requested) for alcohol and drug analysis ("drug testing") upon the request
of the Division, to be conducted by any company with which the Division
has contracted to conduct drug testing. The designated company may also
request such samples, and the Respondent shall comply with such
requests. The Respondent shall call in to a designated phone number or
check-in via the internet every day to determine if he is required to provide
a sample for drug and alcohol analysis. The Division shall determine
when and where Respondent is to submit for testing. The Respondent
shall pay for the cost of drug testing and shall accurately complete and sign
any and all release forms requested by the Division or the drug testing company with respect to drug testing, including but not limited to, forms authorizing the company to send the drug test results to the Division. Any report from a drug testing company that indicates that the Respondent failed to provide a sample for drug analysis as directed will be considered a positive drug test result for the Respondent and may subject the Respondent to additional sanctions, including fines. Any drug test result or pattern of results that indicates that the sample provided by Respondent for drug analysis is diluted to an extent that it cannot be analyzed, will be considered a positive drug test result for the Respondent and will subject the Respondent to additional sanctions.

x. **Payment of Costs.** Any failure on the Respondent's part to pay the costs associated with this Stipulation constitutes a violation of the Stipulation.

xi. **Failure to Comply Will Lead to Additional Sanctions.** The Division may take appropriate action to impose sanctions if: (a) the Respondent tests positive for alcohol, a prescription drug, a controlled substance, or any mood altering substance which cannot be accounted for by administration or prescription by a lawful practitioner for a current medical condition; or (b) the Respondent violates any federal, state or local law relating to the Respondent's practice, the Controlled Substance Act; or a term or condition of this Stipulation. Sanctions may include revocation or suspension of the Respondent's license, or other appropriate sanctions, in the manner provided by law.

xii. **Frequency of Submitting of Reports.** All reports and documentation required in this Stipulation shall be submitted to the
Division and Board on a monthly basis, for the first six months of probation. If the Respondent is in compliance with all terms and conditions of the Order at the end of that time, all reports and documentation shall be submitted to the Division and Board on a quarterly basis for the remainder of probation. If the Respondent is not in compliance with all terms and conditions of the Order by the end of the first six (6) months of probation, all reports and documentation shall be submitted to the Division and Board on a monthly basis until the Respondent is in compliance with the Order, after which all reports shall be submitted on a quarterly basis.

xiii. Therapy and Aftercare Requirement. The Respondent shall participate in all therapy and aftercare that the Division, Board, and the evaluators may require. The Respondent shall authorize all approved treatment programs or therapists from whom Respondent has received or will receive treatment to discuss the Respondent’s diagnosis, treatment, and prognosis with the Division and the Board. The program or therapist must also be directed to submit evaluations to the Board that address the Respondent's progress in treatment and the Respondent’s prognosis at the frequency described in subparagraph (xii) above. The Respondent may be subject to re-evaluation upon notice and opportunity to be heard.

xiv. Professional Support Group Requirement. If it is determined by the evaluator(s), the Respondent shall participate in a professional support group to address his use of alcohol and/or substances and shall submit documentation that reflects the Respondent’s continuing and regular attendance at such support group meetings. The Respondent shall submit such documentation to the Division at the frequency described in subparagraph (xii) above. Regular attendance
for the purpose of this paragraph shall be at least twice a month.

xv. 12-Step Program Requirement. If it is determined by the evaluator, the Respondent shall attend a 12-step program, have a sponsor, work the 12-step program and submit reports at the frequency described in subparagraph (xii) above to the Division and Board documenting the Respondent's participation. The frequency of participation shall be approved by the Board. Unless otherwise directed, the Respondent shall attend at least two times per month.

xvi. Notification of Employer Requirement. The Respondent shall notify any employer of his restricted status and the terms of this agreement. The Respondent shall further cause his employer to submit performance evaluations to the Division and Board at the frequency described in subparagraph (xii) above. The receipt of an untimely or an unfavorable report may be considered to be a violation of probation. If the Respondent is not employed as a physician, he shall submit the employer report form on the date it is due, sign and date it, and indicate on that form that his current employment is not as a physician or that he is not currently working or that he is self-employed.

xvii. Copy of Stipulation to Employer. The Respondent shall provide to his employer(s) a copy of this Stipulation and cause each employer to acknowledge to the Division and Board in writing, that a copy of this Stipulation has been provided to the employer within seven days of the effective date of this Stipulation or any new employment date.

xviii. Probation Tolled While Not Working. In the event the
Respondent does not practice for a period of sixty (60) days or longer, he shall notify the Division and Board in writing of the date he ceased practicing. The period of time in which the Respondent does not practice shall not be counted toward the time period of this Stipulation. It shall be within the discretion of the Division and Board to modify this requirement if the Respondent satisfactorily explains to the Division and Board that compliance in his case was impractical or unduly burdensome. The Respondent must work at least 16 hours per week and no more than 48 hours per week to be considered “practicing” in his profession.

xix. **Supervisor Requirement.** The Respondent shall practice only under the supervision of a Division and Board pre-approved physician supervisor, who is licensed and in good standing with the Division, during the term of his probationary period. The Respondent’s supervisor shall submit reports to the Division and Board on a form pre-approved by the Division and Board at the frequency described in subparagraph (xii) above. Any changes in supervision may be made only with the consent of the Division and Board. The Respondent shall deliver a copy of this Stipulation to his supervisor (within ten days of the establishment of the supervisory relationship) and cause the Respondent’s supervisor to notify the Division and Board in writing that a copy has been received, that the supervisor is willing to accept the responsibilities and obligations of acting as the Respondent’s supervisor, and submit a copy of the supervisor’s curriculum vitae to the Division and Board. The receipt of an unfavorable report may be considered to be a violation of probation.

xx. **Extent of Supervision.** The Respondent shall meet weekly, or at a
frequency determined by the Division and Board, with his supervisor.
Supervision goals shall include concurrent management, oversight of
clinical services, sobriety, boundaries, ethics, and professional relationships
and practices. The supervisor shall review 20% of the Respondent’s current
patient files. The supervisor shall, if applicable, review the Respondent’s
prescriptions and administration log. The supervisor shall choose which files
shall be reviewed. The supervisor shall oversee clinical interventions. The
supervisor shall address issues pertaining to sobriety on the job and ethical
documentation and any other issues the supervisor determines are pertinent
to professional and ethical practice. The Respondent shall cause his
supervisor to meet with the Division and Board, in person, at the
Respondent’s first meeting with the Board, to discuss oversight issues and
the responsibilities of a supervising physician.

xxi. **Triplicate Scripts.** If so directed by the Division or Board and if
applicable (the Respondent does not currently possess either a DEA
registration permit or a Utah controlled substance license), the Respondent
shall issue prescriptions only on sequentially numbered triplicate scripts.
One copy of each prescription shall remain in the patient chart and one copy
of each prescription shall be sent by the Respondent to the Division and Board
within one month of issuance. The Division will provide the Respondent
with future instructions, if applicable, regarding how and when electronic
medical records will be submitted to the Division and Board.

xxii. **Drug Administration Log.** If applicable and so directed by the
Division or Board, the Respondent shall record all prescriptions medication
that he administers directly to patients or that are administered to patients
during a procedure involving the Respondent in a log. The log shall be
submitted to the Division and Board on a monthly basis or at frequency
determined by the Division and Board. If applicable, the Respondent shall submit a list of all controlled substances that he administers and prescribes to patients, within 30 days of the effective date of this Stipulation.

xxiii. **Practice Plan.** The Respondent shall submit a practice plan to the Division and Board within 90 days of the effective date of this Stipulation. The practice plan shall be submitted in a format prescribed by the Division and Board.

xxiv. **Limitation on Prescribing.** If applicable, the Respondent shall not prescribe or administer any medication to self, family, or friends.

xxv. **Change of Employer or Employment Status.** The Respondent shall notify the Board and Division in writing within one (1) week of any change of employer, employment status, or practice status. This notification is required regardless of whether the Respondent is employed in his medical profession.

xxvi. **Notify Division if Leaving State of Utah.** If the Respondent leaves the State of Utah for a period longer than sixty (60) days, he shall notify the Division and Board in writing of the dates of his departure and return. The licensing authorities of the jurisdiction to which the Respondent moves shall be notified by the Respondent in writing of the provisions of this Stipulation. Periods of residency or practice outside the State of Utah may apply to the reduction of the period this Stipulation is in effect, if the new state of residency places equal or greater conditions upon the Respondent as those contained in this Stipulation.

xxvii. **Notify Division if Arrested, Charged, Convicted or Has Entered**
Mental or Substance Abuse Treatment. If the Respondent is arrested or charged with a criminal offense by any law enforcement agency, in any jurisdiction, inside or outside the State of Utah, for any reason, or should the Respondent be admitted as a patient to any institution in this state or elsewhere for treatment regarding the abuse of or dependence on any chemical substance, or for treatment for any emotional or psychological disorder, the Respondent agrees to cause the Division and Board to be notified immediately. If the Respondent at any time during the period of this agreement is convicted of a criminal offense of any kind, or enters a plea in abeyance to a criminal offense of any kind, including a pending criminal charge, the Division may take appropriate action against him, including imposing appropriate sanctions, after notice and opportunity for hearing. Such sanctions may include revocation or suspension of the Respondent’s license, or other appropriate sanctions.

xxvii. Maintain Active License. The Respondent shall maintain an active license at all times during the period of this agreement.

xxix. Change of Address. The Respondent shall immediately notify the Division in writing of any change in his residential or business address.

xxx. Timely Submission of Reports. The Respondent shall submit reports on the date they are due and shall appear at scheduled meetings with the Division and Board promptly. Failure to do so shall be considered a violation of this Stipulation.

xxxi. Suspension If Not Working for One Year. If the Respondent does not work in his licensed profession for a period of one year or longer, then the Respondent’s license shall be suspended. When the Respondent begins
working in his licensed profession and provides the Division with written notice of this fact, and the Respondent is otherwise qualified to practice, the suspension shall be immediately lifted.

9. Upon approval by the Director of the Division, this Stipulation shall be the final compromise and settlement of this non-criminal administrative matter, and any hearings or prehearing conferences currently scheduled are hereby vacated. This Stipulation will resolve the Petition that was filed on February 20, 2015 and the Emergency Hearing Order that was issued on June 25, 2015. The Respondent acknowledges that the Director is not required to accept the terms of this Stipulation, and that if the Director does not do so, this Stipulation and the representations contained therein shall be null and void, except that the Division and the Respondent waive any claim of bias or prejudgment they might otherwise have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.

10. The Respondent shall abide by and comply with all applicable federal and state laws, regulations, rules and orders related to the Respondent’s licensed practice. If the Division files a Petition alleging that the Respondent has engaged in new misconduct or files an Order to Show Cause Petition alleging that the Respondent has violated any of the terms and conditions contained in this Stipulation, the period of the Respondent’s probation shall be tolled during the period that the Petition or Order to Show Cause Petition has been filed and is unresolved.
11. This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation with one exception:

A. The Respondent will also enter into an agreement with the Division with the exact same terms as this Stipulation for his dental license. In other words, his dental license will also be suspended and subject to the probationary conditions in this Stipulation. That Stipulation involving the Respondent’s dental licenses must be signed within one week (seven calendar days) of the effective date of this Stipulation.

12. The Respondent agrees not to take any action or make any public statement, that creates, or tends to create, the impression that any of the matters set forth in this Stipulation are without factual basis. A public statement includes statements to one or more Board members during a meeting of the Board. Any such action or statement shall be considered a violation of this Stipulation.

13. The accompanying Order becomes effective immediately upon the approval of this Stipulation and signing of the Order by the Division Director. The Respondent shall comply with all the terms and conditions of this Stipulation immediately following the Division Director’s signing of the Order page of this Stipulation. The Respondent shall comply with and timely complete all the terms and conditions of probation. If a time period for completion of a term
or condition is not specifically set forth in the Stipulation, the Respondent agrees that the time
period for completion of that term or condition shall be set by the Division or Board. Failure
to comply with and timely complete a term or condition shall constitute a violation of the Stipulation
and may subject the Respondent to revocation or other sanctions.

14. If the Respondent violates any term or condition of this Stipulation, the Division may
take action against him, including imposing appropriate sanctions, in the manner provided by law.
Such sanctions may include revocation or suspension of the Respondent’s license, or other
appropriate sanctions.

15. The Respondent understands that the disciplinary action taken by the Division in this
Stipulation may adversely affect any license that he may possess in another state or any application
for licensure the Respondent may submit in another state.

16. The Respondent shall practice only under his name as set forth in the caption of this
Stipulation. If the Respondent intends to practice under any other name, then, prior to practicing
under any other name, the Respondent shall inform the Division in writing, and the Respondent
and the Division shall enter into an Amended Stipulation and Order, which consists of the new
name the Respondent intends to practice under, along with all the same terms and conditions in
the original Stipulation.
17. The Respondent has read each and every paragraph contained in this Stipulation. He understands each and every paragraph contained in this Stipulation, and he has no questions about any paragraph or provision contained in this Stipulation. He acknowledges that he was not bullied, coerced or unduly influenced in any way into signing this document.

DIVISION OF OCCUPATIONAL & PROFESSIONAL LICENSING

BY:  
APRIL ELLIS
Bureau Manager

DATE: 8/3/15

SEAN REYES
UTAH ATTORNEY GENERAL

BY:  
Dan Lau
AAG

DATE: 8/3/15

RESPONDENT

BY:  
DRAKE G. VINCENT
Respondent

DATE: 7/31/15

JULIA KYTE/PETER STIRBA
RESPONDENT'S COUNSEL

BY:  
Julia Kyte
Respondent's Counsel

DATE: 7/31/15
ORDER

THE ABOVE STIPULATION, in the matter of DRAKE GLEN VINCENT, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The issuance of this Order is disciplinary action pursuant to Utah Administrative Code R156-1-102(6) and Utah Code Ann. § 58-1-401(2). The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 3rd day of August, 2015.

DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

MARK B. STEINAGEL
Director

Investigator: Dan Briggs