

STATE OF NORTH CAROLINA

WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
23CV008781-910

NORTH CAROLINA STATE BOARD
OF DENTAL EXAMINERS,
Plaintiff

v.

DREAM DENTAL SOLUTIONS LLC,
TRACEY WILLIAMS RAGAN, and
CHARLIE JOE RAGAN,
Defendants

**CONSENT ORDER GRANTING
PERMANENT INJUNCTION**

This matter came before the undersigned Superior Court Judge upon consent of Plaintiff North Carolina State Board of Dental Examiners ("Dental Board") and Defendants Dream Dental Solutions LLC, Tracey Williams Ragan, and Charlie Joe Ragan ("Defendants") (collectively the "Parties"), and pursuant to N.C. Gen. Stat. §§ 90-40.1(b) and 1A-1, Rule 65, on a Verified Complaint for Permanent Injunction against Defendants. To resolve this matter, the Parties consent to and the undersigned Judge finds and concludes as follows:

- 1) The Dental Board's Verified Complaint for Permanent Injunction with its supporting affidavit, which was filed in this action on April 17, 2023, is incorporated by reference in its entirety.
- 2) Pursuant to N.C. Gen. Stat. § 90-29(a), only individuals who are licensed to practice dentistry by the Dental Board may engage in the practice of dentistry in North Carolina.
- 3) Defendants Tracey Williams Ragan and Charlie Joe Ragan have never been licensed to practice dentistry in North Carolina.

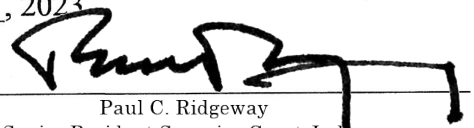
- 4) Defendant Dream Dental Solutions LLC is not a professional corporation owned by a licensed North Carolina dentist and registered with the Dental Board to provide dental services.
- 5) Pursuant to N.C. Gen. Stat. § 90-29(b), "A person shall be deemed to be practicing dentistry in this State who does, undertakes or attempts to do, or claims the ability to do any one or more of the following acts or things which, for the purposes of this Article, constitute the practice of dentistry:"
- "(1) Diagnoses, treats, operates, or prescribes for any disease, disorder, pain, deformity, injury, deficiency, defect, or other physical condition of the human teeth, gums, alveolar process, jaws, maxilla, mandible, or adjacent tissues or structures of the oral cavity."
- "(8) Makes, builds, constructs, furnishes, processes, reproduces, repairs, adjusts, supplies or professionally places in the human mouth any prosthetic denture, bridge, appliance, corrective device, or other structure designed or constructed as a substitute for a natural human tooth or teeth or as an aid in the treatment of the malposition or malformation of a tooth or teeth, except to the extent the same may lawfully be performed in accordance with the provisions of G.S. 90-29.1 and 90-29.2," which requires that the services be performed exclusively, directly, and solely on the written work order of a licensed dentist and not for the public.
- "(11) Owns, manages, supervises, controls or conducts, either himself, by and through another person or other persons, or by use of any electronic or other digital means, any enterprise wherein any one or more of the acts or practices set forth in subdivisions (1) through (10) above are done, attempted to be done, or represented to be done."
- "(12) Uses, in connection with his name, any title or designation, such as "dentist," "dental surgeon," "doctor of dental surgery," "D.D.S.," "D.M.D.," or any other letters, words or descriptive matter which, in any manner, represents him as being a dentist able or qualified to do or perform any one or more of the acts or practices set forth in subdivisions (1) through (10) above."
- "(13) Represents to the public, by any advertisement or announcement, by or through any media, the ability or qualification to do or perform any of the acts or practices set forth in subdivisions (1) through (10) above."

- 6) The Dental Board provides evidence in the Verified Complaint for Permanent Injunction and its supporting affidavit that Defendants have engaged in the unauthorized practice of dentistry in North Carolina by:
- a. diagnosing and treating pain or other conditions of the human teeth and jaws, including by diagnosing teeth or jaw pain and constructing and furnishing night guard appliances for treatment;
 - b. making, constructing, furnishing, adjusting, or supplying appliances designed or constructed as an aid in the treatment of the malposition of a tooth or teeth without a work order from a licensed dentist, including constructing and providing retainers and night guards;
 - c. owning, managing, controlling, and conducting an enterprise, Dream Dental Solutions LLC, wherein the aforementioned acts are done or represented to be done;
 - d. using, in connection with Tracey Williams Ragan's name, the designation of "dds" in her email address, ddstracey@gmail.com; and
 - e. claiming and advertising to the public the ability to do the aforementioned acts, including on the website www.dreamdentalsolutions.com.
- 7) The unlawful or unlicensed practice of dentistry in North Carolina is inimical to the public health and welfare and constitutes a public nuisance, as set out in N.C. Gen. Stat. § 90-40.1(a).
- 8) To resolve this matter, Defendants acknowledge that sufficient evidence exists such that a reasonable fact finder could sustain the Dental Board's allegations and asserted violations in this matter. Defendants' stipulations are solely for the purposes of this matter and any future proceedings involving the Dental Board, including in this matter.
- 9) Defendants voluntarily waive the right to appeal or challenge the sufficiency of the findings, conclusions, and basis for this Consent Order in any future proceedings in this matter or any future proceedings involving the Dental Board.

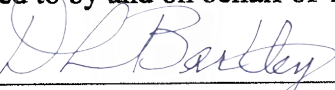
In accordance with the foregoing, and with the consent of the Parties hereto, it is hereby ORDERED, ADJUDGED, and DECREED that Defendants and any affiliates, related entities or successors, their officers, agents, servants, employees, directors, or others acting in concert or participation with them are permanently enjoined from engaging in the unlicensed practice of dentistry in North Carolina, including:

- a. diagnosing and treating pain or other conditions of the human teeth and jaws, including by diagnosing teeth or jaw pain and constructing and furnishing night guard appliances for treatment;
- b. making, constructing, furnishing, adjusting, or supplying appliances designed or constructed as an aid in the treatment of the malposition of a tooth or teeth, including constructing and providing retainers and night guards, unless it is done pursuant to a specific work order issued to Defendants for a particular patient by a dentist actively licensed in North Carolina;
- c. owning, managing, controlling, and conducting an enterprise wherein any of the acts or practices set forth in N.C. Gen. Stat. § 90-29(b)(1)-(10) are done, attempted to be done, or represented to be done;
- d. using, in connection with Defendants' names, the designation "dds" or any other title, designation, letters, words or descriptive matter which, in any manner, represents Defendants as being dentists able or qualified to do or perform any of the acts or practices set forth in N.C. Gen. Stat. § 90-29(b)(1)-(10);
- e. representing to the public, by any advertisement or announcement, the ability or qualification to do or perform any of the acts or practices set forth in N.C. Gen. Stat. § 90-29(b)(1)-(10); and
- f. engaging in any other act constituting the practice of dentistry in North Carolina until such time, if ever, that the Defendant is the holder of a license issued by the Dental Board and currently in effect.

Issued this 27th day of June, 2023


Hon. Paul C. Ridgeway
Senior Resident Superior Court Judge
Resident Superior Court Judge

Consented to by and on behalf of The North Carolina Board of Dental Examiners.

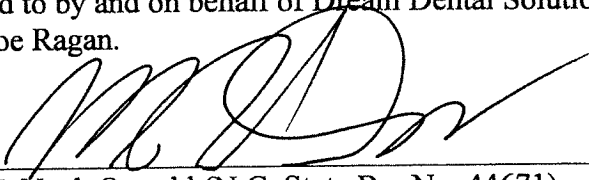
By: 
Dauna L. Bartley (N.C. State Bar No. 38016)
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Counsel for Plaintiff

Date: June 8, 2023

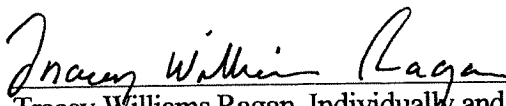
By: 
Bobby D. White, Chief Executive Officer
NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS

Date: 8 June 2023

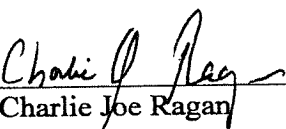
Consented to by and on behalf of Dream Dental Solutions LLC, Tracey Williams Ragan, and Charlie Joe Ragan.

By: 
M. Noah Oswald (N.C. State Bar No. 44671)
LEIGH PEEK, ATTORNEY AT LAW, P.C.
402 Millstone Dr., Suite 200
Hillsborough, North Carolina 27278
Telephone (919) 904-4624
Counsel for Defendants

Date: 6/5/23

By: 
Tracey Williams Ragan, Individually and as Member Manager of Dream Dental Solutions LLC

Date: 6/5/23

By: 
Charlie Joe Ragan

Date: 6/5/23