

**RESTRICTED DELIVERY CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Before the Iowa Department of Public Health

IN THE MATTER OF:	Case Number: 13-06-09
David Callahan 808 8 th Street N Humboldt, Iowa 50548-1452	NOTICE OF PROPOSED ACTION
Certification: EMT-05-209-03	SUSPENSION

Pursuant to the provisions of Iowa Code Sections 17A.18, 147A.7, and Iowa Administrative Code (I.A.C.) 641—131.7, the Iowa Department of Public Health is proposing to indefinitely **SUSPEND** the emergency medical care provider certification identified above.

The department may suspend an EMS certification when it finds that the applicant or certificate holder has committed any of the following acts or offenses:

*Knowingly making misleading, deceptive, untrue or fraudulent representations in the practice of the profession or engaging in unethical conduct or practice harmful or detrimental to the public. Proof of actual injury need not be established.
Iowa Code Section 147A.7(1)f and IAC 641—131.7(3)f*

*Failure to comply with a subpoena issued by the department or failure to cooperate with an investigation of the department.
IAC 641—131.7(3)h*

*Failure to respond within 30 days of receipt, unless otherwise specified, of communication from the department which was sent by registered or certified mail.
IAC 641—131.7(3)ab*

The following events have resulted in issuance of this proposed action:

On March 15, 2013 you complete an affirmative renewal application for your emergency medical care provider certification. When submitting the application, you indicated that you had been convicted of, found guilty of or entered a plea of no contest to a misdemeanor or felony crime.

On April 12, 2013, you submitted an EMS-Instructor endorsement application. On the application you indicated that you had:

- Been engaged on the illegal or improper use of drugs.
- Been convicted of, found guilty of or entered a plea of no contest to a misdemeanor or felony crime.
- A license issued to you disciplined.

On May 8, 2013, a letter was delivered to your residence requesting information concerning your responses. The letter instructed you to provide the requested information within 30 days. As of the date of this notice, you have failed to provide the requested information.

Your certification shall be suspended until:

- 1) You provide the information requested in the letter previously sent to you
- 2) The information is reviewed and approved by the Department.

You have the right to request a hearing concerning this notice of disciplinary action. A request for a hearing must be submitted in writing to the Department by certified mail, return receipt requested, within twenty (20) days of receipt of this Notice of Proposed Action. The written request must be submitted to the Iowa Department of Public Health, Bureau of Emergency Medical Services, Lucas State Office Building, 321 E 12th St, Des Moines, Iowa 50319. If the request is made within the twenty (20) day time limit, the proposed action is suspended pending the outcome of the hearing. Prior to or at the hearing, the Department may rescind the notice upon satisfaction that the reason for the action has been or will be removed.

If no request for a hearing is received within the twenty (20) day time period, the disciplinary action proposed herein shall become effective and shall be final agency action.



Rebecca Curtiss
Bureau Chief
Iowa Department of Public Health
Center for Disaster Operations and Response

7/3/13
Date