

**RESTRICTED DELIVERY CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Before the Iowa Department of Public Health

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| IN THE MATTER OF Phillip Creese 503 Cherry Avenue Woodward, Iowa 50276-2031 Certification: EMT-18-1003-21 | Case: 13-07-12 NOTICE OF PROPOSED ACTION SUSPENSION/CIVIL PENALTY |
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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** your EMS certification identified above and levy a **CIVIL PENALTY** against you in the amount of \$50.00.

The Department may suspend and levy a civil penalty on an EMS provider when it finds that the certificate holder has committed any of the following acts or offenses:

*Failure to comply with the terms of a department order or the terms of a settlement agreement or settlement order.
IAC 641—131.7(3)d*

The following events have lead to this notice:

On July 20, 2012, the Department placed your certification on probation through July 18, 2014. As a condition of your probation, you were required to submit probation reports due on the tenth of April, July, October and January.

On February 25, 2013, the Department sent you a letter notifying you that you had failed to file the probation report due January 10, 2013. The letter warned to that failure to file reports could result in disciplinary action being taken against your certification, including suspension or revocation. Your report was received March 8, 2013.

As of the date of this notice, you have failed to file the probation report due July 10, 2013 for the time period of April 1, 2013 through June 30, 2013.

Your certification shall be suspended until the following is received, processed and approved by the Department:

- 1) Probation report covering the period of April 1, 2013 through June 30, 2013.
- 2) \$50 civil penalty

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 East 12th Street, 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

7/18/13
Date