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BEFORE THE IOWA DEPARTMENT OF PUBLIC HEALTH

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|------------------------------------|---|--------------------------|
| IN THE MATTER OF:                  | ) | DIA Case No. 17DPHES002  |
|                                    | ) | DPH Case No. 16-09-03    |
|                                    | ) |                          |
| SEAN STRONG                        | ) | <b>CONSENT AGREEMENT</b> |
| 1219 North 19 <sup>th</sup> Street | ) |                          |
| Council Bluffs, IA 51501           | ) |                          |
|                                    | ) |                          |
| Certification EMT-13-370-11        | ) |                          |
|                                    | ) |                          |
| Appellant.                         | ) |                          |

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COMES NOW the Iowa Department of Public Health ("Department") and Sean Strong ("Appellant"), and pursuant to Iowa Code section 17A.10 and 641 Iowa Administrative Code 131.12(7) enter into the following settlement of this matter:

1. On October 6, 2016, the Department issued a Notice of Proposed Action: Probation, directed to Appellant.
2. On October 22, 2016, Appellant requested a hearing regarding the proposed probation.
3. The case is currently scheduled for hearing December 12, 2016.
4. Appellant provided documentation to the Department on November 18, 2016, regarding his successful completion of substance abuse treatment.
5. Appellant hereby withdraws his request for appeal in the above-captioned matter. Execution of this Consent Agreement by all parties constitutes the resolution of this contested case. Appellant waives the right to hearing and all attendant rights, including the right to appeal, by freely and voluntarily agreeing to this Consent Agreement.

6. This Consent Agreement is subject to approval of the Department. If the Department approves this agreement, it becomes the final disposition of this matter. If the Department fails to approve this agreement, it shall be of no force or effect to either party.

7. This Consent Agreement shall be part of the permanent record of Appellant and shall be considered by the Department in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

8. This Consent Agreement and the Notice of Proposed Action are public records available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

9. The Department's approval of this Consent Agreement shall constitute a FINAL ORDER of the Department and constitutes final agency action in this matter.

IT IS THEREFORE ORDERED:

10. Appellant's certification EMT-13-370-11 shall be placed on probation for a period of two years from the date of execution of this Agreement, subject to the terms and conditions contained in the Notice of Proposed Action as modified:

a. Probation terms and conditions "b", "c", and "d" in the Notice of Proposed Action are modified to reflect that Appellant has successfully completed all treatment and aftercare recommendations made by the facility at which he completed his substance abuse evaluation. Appellant agrees that should the facility at which he completed his substance abuse evaluation make any recommendations for treatment or aftercare in the future he shall comply with such recommendations. Appellant agrees that should the Department receive a complaint that he has violated the terms and

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conditions of this Agreement it may request that he provide a specimen of blood or urine which Appellant shall immediately provide in accordance with the terms in the Notice of Proposed Action.

b. All other terms and conditions in the Notice of Proposed Action shall remain in full force and effect.

c. In the event Appellant violates or fail to comply with any of the terms or provisions of probation, the Department may initiate appropriate action to revoke or suspend Appellant=s certification or to impose other appropriate discipline.

AGREED AND ACCEPTED:

  
Sean Strong  
APPELLANT

  
Rebecca Curtiss  
CHIEF, BUREAU OF EMERGENCY AND  
TRAUMA SERVICES  
IOWA DEPARTMENT OF PUBLIC HEALTH

Dated this 9 day of  
December, 2016.

Dated this 13<sup>th</sup> day of  
December, 2016.

Copies mailed to:

Iowa Department of Inspections and Appeals  
Administrative Law Judge Margaret LaMarche  
Division of Administrative Hearings  
Wallace State Office Building  
LOCAL

Heather L. Adams  
Assistant Attorney General  
Hoover State Office Building  
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