RESTRICTED DELIVERY CERTIFIED MAIL RETURN RECEIPT REQUESTED

Before the Iowa Department of Public Health

IN THE	E MATTER O)F		Case: 16-02-01
2009 4 ^t	atterson ^h Avenue I Bluffs, Iowa	a 51501-3726	6	CITATION AND WARNING

Certification: PM-13-105-05

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 issue a **Citation and Warning** to the individual identified above.

The department may cite and warn an emergency medical care provider when it finds that the 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

Violating a statute of this state, another state, or the United States, without regard to its designation as either a felony or misdemeanor, which relates to the provision of emergency medical care, including but not limited to a crime involving dishonesty, fraud, theft, embezzlement, controlled substances, substance abuse, assault, sexual abuse, sexual misconduct, or homicide. A copy of the record of conviction or plea of guilty is conclusive evidence of the violation.

Iowa Code Section 147A.7(1)j and IAC 641—131.7(3)t

The following events have lead to this notice:

On May 13, 2015, you received a deferred judgment to operating under the influence first offense. You are currently on criminal probation for this offense.

On February 6, 2009, the Department issued a Letter of Warning to you related to three previous criminal convictions that included 2007 convictions for disorderly conduct and trespassing and a 2008 conviction for throwing missiles on street or at vehicles or property. The letter warned you that future violations of the Department's rules could result in the filing of formal charges and disciplinary action against your certification.

You are hereby **CITED** for violation of the Department's rules. You are **WARNED** that future violations may result in further disciplinary action, including suspension or revocation of your EMS certification.

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.

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Rebecca Curtiss, Bureau Chief Iowa Department of Public Health Bureau of Emergency and Trauma Services