

**RESTRICTED DELIVERY CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Before the Iowa Department of Public Health

IN THE MATTER OF: Michael Day 8000 Maple Drive Urbandale, Iowa 50322-4474 Certification: B-11-335-09	Case Number: 10-08-03 NOTICE OF PROPOSED ACTION SUSPENSION
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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.

The department may suspend an EMS certification 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 consent order.

IAC 641—131.7(2)i

The following has led to this notice:

On December 12, 2008, the Department placed your certification on probation until January 27, 2011. As a condition of your probation, you are required to submit quarterly reports to the Department. These reports are to be filed no later than the 10th day of January, April, July and October.

On January 4, 2010, you received a letter from the Department advising you that the quarterly reports due January 10, 2010 and April 10, 2010 had not been received. The letter instructed you to submit the report within 10 days and that failure to file the report would result in further disciplinary action against your certification. As of the date of this notice, you have failed to provide the quarterly report due January 10, April 10 and July 10, 2010.

Your certification shall remain suspended until you meet the following conditions and the Department authorizes reinstatement of your certification.

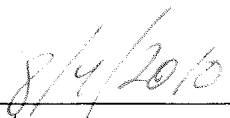
- 1) Submit probation reports covering the period of October 1, 2009 through June 30, 2010.

You have the right to request a hearing concerning this notice or proposed 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.



Kirk E. Schmitt
Chief, Bureau of EMS



Date