

RESTRICTED DELIVERY CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Before the Iowa Department of Public Health

IN THE MATTER OF:	Case Number: 09-07-17
Phillip Rocha 105 West 1 st Street Modale, Iowa 51556-2009	NOTICE OF PROPOSED ACTION SUSPENSION
Certification: B-13-358-07	

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

Violations of the provisions of Iowa Code Chapter 272C.

Iowa Coded Chapter 272C.9 requires a certificate holder to submit to mental status evaluation upon direction from the Department.

The following has led to this notice:


On October 16, 2009 you received an order from the Department to complete a mental health evaluation within thirty days. On December 12, 2009, you notified the Department that your evaluation was scheduled for December 17, 2009. As of the date of this notice, you have failed to provide a completed evaluation to the Department.

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

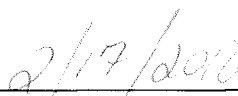
- 1) Submission of a comprehensive mental health evaluation.

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