RESTRICTED DELIVERY CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Before the Iowa Department of Public Health

IN THE MATTER OF:	Case Number: 10-04-23
Brett Cranston 1316 Steiner Boulevard Webster City, Iowa 50595-2602	NOTICE OF PROPOSED ACTION
Certification: PS-99-505-75	**SUSPENSION**

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 **SUSPEND** your certification indefinitely.

The department may suspend an EMS certification when it finds that the applicant or 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.*
> *147A.7i; IAC 641—131.7(2)f*
>
> *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)g*
>
> *Violating a statute of this 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 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(2)t*
>
> *Willful or repeated violations of Iowa Code chapter 147A or these rules.*
> *IAC 641—131.7(2)s*
>
> *Specifically:*
>
> > *Certificate holders must notify the department within 30 days of a change of address.*
> > *IAC 641—131.1(4)g*

The following incident resulted in issuance of this proposed action:

> Your emergency medical care provider certification is currently on probation until March 26, 2011. The provisions of the probation include:

- You shall notify the bureau of any change in address within one-week of said change.

On August 9, 2010, the Department sent a certified letter to you at the address of record. The letter was returned as not deliverable. Phone messages were left for you to contact the Department on August 20, 2010, August 24, 2010 and September 21, 2010. As of the date of this notice, you have failed to provide an updated address or return messages.

On June 30, 2010, you were found guilty of domestic abuse assault. You are on criminal probation for one year.

Your certification shall be suspended until the Department receives, reviews and approves:

1) A current and correct address
2) Copies of the charging orders and court disposition for the assault conviction

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 E 12th St, 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 Schmitt
EMS Bureau Chief

Date 10/18/2010