

**RESTRICTED DELIVERY CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Before the Iowa Department of Public Health

IN THE MATTER OF:  Jamie Jess 500 Myra Place Clinton, Iowa 52732-5437  Certification: B-09-418-07	Case Number: 10-11-04  NOTICE OF PROPOSED ACTION  <b>DENIAL</b>
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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 **DENY** your application for EMS certification.

The department may deny an application for EMS certification when it finds that the applicant has committed any of the following acts or offenses:

*Fraud in procuring certification or renewal including, but not limited to:*

*(2) False representations of a material fact, whether by word or by conduct, by false or misleading allegations, or by concealment of that which should have been disclosed when making application for a certification in this state.*

*IAC 641—131.7(2)d*

*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 a subpoena issued by the department or failure to cooperate with an investigation of the department.*

*IAC 641—131.7(2)h*

*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*

The following incidents resulted in issuance of this proposed action:

You have been convicted of, found guilty of, entered a plea of no contest or received a deferred conviction/judgment to the following crimes:

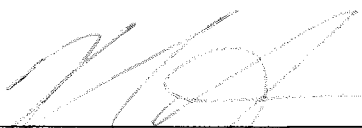
- 1) Criminal mischief in 2008
- 2) Assault in 2007
- 3) Operating a vehicle without consent in 2007
- 4) Curfew in 2008
- 5) Criminal mischief in 2008
- 6) Criminal mischief in 2008

- 7) Theft 4<sup>th</sup> Degree in 2008
- 8) Burglary in 2008
- 9) Burglary in 2008
- 10) Burglary in 2008
- 11) Burglary in 2008
- 12) Assault in 2009
- 13) Assault in 2009
- 14) Assault in 2009
- 15) Criminal Mischief in 2009
- 16) Possession of alcohol under the legal age in 2010

In addition, you failed to report the 2010 conviction for possession of alcohol under the legal age. You have also failed to provide documentation of completing the court ordered anger management program.

**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 12<sup>th</sup> 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.**

  
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Kirk Schmitt, Bureau Chief  
Emergency Medical Services

11/17/2010  
Date