

BEFORE THE IOWA DEPARTMENT OF PUBLIC HEALTH

IN THE MATTER OF:)	CASE NUMBER: 07-12-12
)	
JOHN OWENS)	CONSENT AGREEMENT
P.O. Box 411)	
Princeton, IA 52768)	
)	
Appellant.)	

COME NOW the Iowa Department of Public Health ("Department") and John Owens ("Appellant"), and pursuant to Iowa Code sections 17A.10 and 272C.3(4), enter into the following Consent Agreement:

1. The Appellant was originally certified as an EMT- Basic on May 19, 1997, and holds certification number B-09-209-08.
2. A Notice of Proposed Action: Revocation was issued against the Appellant on May 7, 2008.
3. On May 19, 2008, Appellant requested a hearing regarding the proposed revocation.
4. The Department of Inspections and Appeals initially scheduled the matter for hearing on July 2, 2008. The hearing date was continued upon request of the parties. Hearing in this matter is currently scheduled for February 25, 2009.
5. Appellant hereby withdraws his request for appeal in the above-captioned matter. Execution of this Consent Agreement by all parties constitutes the resolution of this contested case. Appellant waives the right to hearing and all attendant rights, including the right to appeal, by freely and voluntarily agreeing to this Consent Agreement.

6. This Consent Agreement is subject to approval of the Department. If the Department approves this agreement, it becomes the final disposition of this matter. If the Department fails to approve this agreement, it shall be of no force or effect to either party.

7. This Consent Agreement shall be part of the permanent record of Appellant and shall be considered by the Department in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

8. This Consent Agreement and the Notice of Proposed Action are public records available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

9. The Department has jurisdiction over the parties and subject matter of this action.

10. The Department's approval of this Consent Agreement shall constitute a FINAL ORDER of the Department and constitutes final agency action in this matter.

IT IS THEREFORE ORDERED:

11. The Department rescinds the Notice of Proposed Action: Revocation issued May 7, 2008.

12. The Appellant agrees to voluntarily surrender Appellant's certification as an EMT-Basic, certification number B-09-209-08. The Appellant shall surrender Appellant's certification to the Bureau of Emergency Medical Services within 10 days of the execution date of this Agreement. The execution date is that date which accompanies the Bureau Chief's signature.


13. By voluntarily surrendering his certification, the Appellant agrees not to use any words or titles which imply or represent that he is an emergency medical technician or to otherwise hold himself out to the public as an emergency medical technician or to engage in the provision of emergency medical services for which certification is required in the state of Iowa.

AGREED AND ACCEPTED:



John Owens

3-14-09
Date



Kirk E. Schmitt
Bureau Chief
Bureau of Emergency Medical Services
Iowa Department of Public Health

4/1/2009
Date

Copies Provided To:

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Assistant Attorney General
Hoover State Office Building
LOCAL

Joe Ferrell, Education Coordinator
Bureau of Emergency Medical Services
Iowa Department of Public Health
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John Owens
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The Honorable John M. Priester
Administrative Law Judge
Wallace State Office Building
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