

## NOTICE OF PROPOSED REVOCATION

July 15, 1999

Mr. Paul A. Litwin

Re: Notice of Proposed Revocation of EMT-Basic Certification  
Investigation Control #99-C-009

Dear Mr. Litwin:

The Health Care Facilities Planning Act, N.J.S.A. 26:2H-1, et seq., was enacted, in part, to ensure that all hospital and related health care services are of the highest quality. As defined at N.J.S.A. 26:2H2b, health care services include those pre-hospital services rendered by paramedical and ambulance services. In furtherance of this statutory objective, the Department of Health and Senior Services adopted regulations which govern the training and certification of the Emergency Medical Technicians (EMTs) who serve on those emergency service vehicles. See, N.J.A.C. 8:40A-1.1, et seq.

On February 4, 1999, staff of this Department's Office of Emergency Medical Services (OEMS) was made aware that you had pleaded guilty in the Superior Court of New Jersey to one count of theft, resulting from the inappropriate diversion of funds from the Frenchtown Fire Company. Staff has now confirmed that on February 19, 1999, you were sentenced to probation and 200 hours of community service and ordered to make full monetary restitution to the Frenchtown Fire Company.

Pursuant to N.J.A.C. 8:40A-9.6(a)12 and 20:

(a) The Department may suspend, revoke or refuse to issue or reissue any certification of any EMT, FR-D or EMT-D for any of the following reasons:

12. Conviction of a crime, a violation of any part of Chapter 14 of the Criminal Justice Code (N.J.S.A. 2C: 14-1 et seq.), a conviction of any offense involving drugs, or conviction of any offense arising from actions as a pre-hospital EMS provider. For the purposes of this chapter, conviction shall mean a finding of guilt by a judge or jury, a guilty plea, a plea of nolo contendere or non-vult or accepting entry into a pretrial intervention program.

20. Any conduct which poses a threat to public health, safety or welfare.

Therefore, in accordance with the provisions of N.J.A.C. 8:40A-9.6(a)12 and 20, it is this Department's intent to revoke your EMT-Basic certification, thereby rendering you permanently ineligible to practice as an EMT within the State of New Jersey.

Pursuant to N.J.S.A. 52:1413-1, et seq. and N.J.A.C. 8:40A-9.6(b), you are entitled to a hearing before the Office of Administrative Law to contest this proposed revocation. Your request for a hearing on this matter must be submitted in writing and must be accompanied by a response to the charges contained herein. In the event that you request a hearing, you shall retain your EMT-Basic certification until such time as the hearing has been concluded and a final decision has been rendered.

Your request for a hearing must be submitted within 30 days from the date of this Notice (i.e., by August 14, 1999), and should be forwarded to:

New Jersey Department of Health & Senior Services  
Office of Legal & Regulatory Affairs  
P.O. Box-360, Room 805  
Trenton, NJ 08625-0360  
Attn: Mrs. Carole Slimm

Please include the control number noted above (i.e., #99-C-009) on all of your correspondence. Finally, please note that failure to submit a request for a hearing by August 14, 1999 shall result in the automatic revocation of your EMT-Basic certification, effective August 15, 1999. If you have any questions concerning this matter, please do not hesitate to contact Mr. James Mondoro, Supervisor of Advanced Life Support Services and Enforcement, OEMS at (609) 633-7777.

Sincerely,  
Gerard C. Muench, Jr., MPA, MICP  
Director  
Office of Emergency Medical Services

c: Mr. Mondoro  
Mrs. Slimm, L&RA  
Mr. Midgette, L&RA  
Ms. Barreto, DAG  
Ms. Halupke, OEMS  
Ms. Saunders. OEMS

CERTIFIED MAIL #Z-754-300-945  
RETURN RECEIPT REQUESTED

NOTICE OF REVOCATION

August 27, 1999

Mr. Paul A. Litwin  
320 Pursel Street  
Phillipsburg, NJ 08865

Re: Notice of Revocation of EMT-Basic Certification  
Investigation Control #99-C-009

Dear Mr. Litwin:

By Notice dated July 15, 1999 you were advised that this Department was proposing to revoke your certification to practice as an EMT-Basic within the State of New Jersey. A copy of that Notice is attached hereto.

You were also advised that if you planned to contest the proposed revocation, you were required to submit a written request for a hearing, and that failure to submit such a request by August 14, 1999 would result in the automatic revocation of your EMT-Basic certification, effective August 15, 1999.

Having not received such a request, please be advised that effective August 15, 1999, your certification to practice in New Jersey as an EMT-Basic was and is hereby revoked. Finally, please be advised that notice of this revocation will be sent to The National Registry of Emergency Medical Technicians.

If you have any questions, please contact Mr. James Mondoro, Supervisor of Advanced Life Support Services and Enforcement, Office of Emergency Medical Services at (609) 633-7777.

Sincerely,  
Gerard C. Muench, Jr., MPA, MICP  
Director  
Office of Emergency Medical Services

c: Mr. Mondoro, OEMS  
Ms. Halupke, OEMS  
Ms. Saunders, OEMS

Enclosure

CERTIFIED MAIL #Z-754-301-061  
RETURN RECEIPT REQUESTED