

December 27, 2002

Ms. Suesan Gianotto

Re: **Notice of Proposed Revocation / EMT Certification**
Investigation Control # 02-C-037

Dear Ms. Gianotto:

The New Jersey Department of Health and Senior Services is vested with the responsibility of carrying out the provisions of the Health Care Facilities Planning Act, N.J.S.A. 26:2H-1, et seq., which was enacted, in part, to ensure that all hospital and related health care services rendered in the State of New Jersey are of the highest quality. As defined at N.J.S.A. 26:2H-2(b), health care services include any pre-hospital care rendered by basic life support personnel. In furtherance of the objectives set forth in the statute, the Department of Health and Senior Services has adopted regulations that govern the training, certification and professional conduct of Emergency Medical Technicians-Basic such as yourself. See, N.J.A.C. 8:40A-1.1, et seq.

On June 17, 2002, you advised staff of this Department's Office of Emergency Medical Services (OEMS) that on January 11, 2002, while working for Rural/Metro, you responded to a call. You also informed staff that while looking for the patient's insurance card, you took a credit card out of the patient's wallet. You stated to us that you subsequently used the credit card at a local convenience store.

According to the report from the Municipal Court, Township of Old Bridge, you were found guilty of Disorderly Conduct. In light of this conviction and the information that you provided OEMS staff on June 17, 2002, it is clear that you knowingly and willfully used the credit card that you obtained from your patient for your own benefit.

As you should be aware, pursuant to N.J.A.C. 8:40A-9.5(a)12:

The Department may suspend, revoke or refuse to issue or reissue any certification on of any EMT for any of the following reasons:

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 an 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.

Therefore, in accordance with the provisions of N.J.A.C. 8:40A-9.5(a)12, it is this Department's intent to revoke your EMT certification, thereby rendering you ineligible to practice as an EMT within the State of New Jersey.

Pursuant to N.J.S.A. 52:14B-1, et seq. and N.J.A.C. 8:40A-9.5(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 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 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., #02-C-037) on all of your correspondence. **Finally, please note that failure to submit a request for a hearing within 30 days shall result in the automatic revocation of your EMT certification, effective 30 days from this notice.** If you have any questions concerning this matter, please do not hesitate to contact Mr. Christopher Tams, Case Investigator, OEMS at (609) 633-7777.

Sincerely,

Susan Way
Director
Office of Emergency Medical Services

c: Mrs. Slimm, L&RA
Mr. Christopher Tams
Ms. Halupke, OEMS
Mr. Dinetz, OEMS
Rural Metro

CERTIFIED MAIL #
RETURN RECEIPT REQUESTED