

March 21, 2000

Mr. Brent Anderson

Re: Notice of Summary Suspension of EMT-Basic Certification
Investigation Control #00-C-046

Dear Mr. Anderson:

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-2b, health care services include any pre-hospital care rendered by paramedical and ambulance services. In furtherance of the objectives set forth in the statute, the Department of Health and Senior Services has adopted regulations that govern the training and certification of the Emergency Medical Technicians (EMTs), such as yourself, who staff those paramedical and ambulance services. See, N.J.A.C. 8:40A-1.1, et seq.

On March 20, 2000 staff of this Department's Office of Emergency Medical Services (OEMS) became aware of the fact that you were recently arrested and charged with four counts of aggravated sexual assault and two counts of sexual assault. It is my understanding that the matter is currently under investigation by the Bergen County Prosecutor's Office, and that you may soon be facing indictment on the aforementioned charges. Therefore, based on this knowledge and information, I believe that in accordance with the intent of N.J.A.C. 8:40A-9.5(c), there is sufficient information at this time to warrant a summary suspension of your EMT-Basic certification. In the event that you are not familiar with the above-referenced regulation, N.J.A.C. 8:40A-9.5(c), in relevant part, states:

The Commissioner or his or her designee may summarily suspend an EMT, FR-D or EMT-D certification when the continued certification of an individual poses an immediate threat to the health, safety or welfare of the public.

Therefore, in accordance with N.J.A.C. 8:40A-9.5(c), your certification as an EMT-Basic is immediately and summarily suspended pending the outcome of the Bergen County Prosecutor's investigation. Please be advised that by copy of this letter, we are also notifying the Ridgewood Volunteer Ambulance Corps of this summary suspension, although it is my understanding that you have already resigned from your position there. Regardless, you may not, under any circumstances, act in the capacity of or perform the duties of an EMT during this period of suspension, either with the Ridgewood Volunteer Ambulance Corps or any other squad that operates within the State of New Jersey.

Pursuant to N.J.A.C. 8:40A-9.5(c), you are entitled to appeal to the Commissioner of Health and Senior Services for an expedited hearing before the Office of Administrative Law to contest this summary suspension. If the summary suspension is upheld at the Office of Administrative Law, you have the right to apply for injunctive relief in the Superior Court of New Jersey.

Your appeal for an expedited hearing on this matter must be submitted in writing and must be accompanied by a response to the charges contained herein. Please include the control number noted above (i.e., #00-C-046) on your correspondence, and forward your request 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

If you have any questions concerning this matter, please do not hesitate to contact Mr. James Mondoro, Case Investigator, OEMS at (609) 633-7777.

Sincerely,

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

c: Ridgewood Volunteer Ambulance Corps
Mrs. Slimm, L&RA
Ms. Barreto, DAG
Ms. Halupke, OEMS
Mr. Dinetz, OEMS
Mr. Mondoro, OEMS
Ms. Saunders, OEMS

CERTIFIED MAIL #Z-424-792-294
RETURN RECEIPT REQUESTED