

STATE OF RHODE ISLAND :
AND PROVIDENCE PLANTATIONS :
:
DEPARTMENT OF HEALTH :
DIVISION OF EMERGENCY MEDICAL :
SERVICES :

EMS Case # 10-029

vs.

Professional Ambulance, LLC

EMS Service #EMS00152

CONSENT ORDER

Pursuant to Chapter 23-4.1 of the General Laws of the State of Rhode Island, 1956, as amended, and the rules and regulations promulgated thereunder, the Rhode Island Department of Health, Division of Emergency Medical Services (hereinafter “Department”), has investigated a complaint charging Professional Ambulance, LLC (hereinafter “Respondent”), with violations of the Rules & Regulations Related to Emergency Medical Services [R23-4.1-EMS].

After careful consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent.

1. Respondent is an ambulance service licensed to provide emergency medical services in the State of Rhode Island.
2. Respondent failed to comply with the Rhode Island General Law 23-4.1-17, which states, “Advertising services. – Any licensee licensed pursuant to this chapter shall include in any advertising of its services that is directed to the general public, the following language: ‘In case of medical emergency dial 911.’”
3. Respondent advertised in the Roberta Hawkins Memorial Golf Tournament program dated June 21, 2010.

4. Respondent agrees that three different phone numbers were listed in the advertisement; however, there was no mention of dialing 911 in case of emergency.

The Parties agree as follows:

1. Respondent is an ambulance service and able to conduct business under and by virtue of the laws of the State of Rhode Island.
2. Respondent's mailing address is 52 River Avenue, Providence, RI 02908.
3. The service chief is listed as Joseph Baginski.
4. Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department.
5. Respondent has read this Consent Order and understands that it is a proposal of the Department and is subject to final ratification by the Department. This Consent Order and the contents thereof are not binding on Respondent until final ratification by the Department.
6. Respondent hereby acknowledges and waives:
 - a. The right to appear personally or by counsel or both before the Department;
 - b. The right to produce witnesses and evidence in his behalf at a hearing;
 - c. The right to cross-examine witnesses;
 - d. The right to have subpoenas issued by the Department;
 - e. The right to further procedural steps except for those specifically contained herein;
 - f. Any and all rights of appeal of this Consent Order;
 - g. Any objection to the fact that this Consent Order will be presented to the Department for consideration and review;

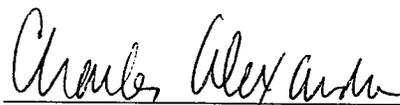
- h. Any objection to the fact that it will be necessary for the Department to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;
 - i. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Department.
- 7. This Consent Order shall become a part of the public record of this proceeding once it is accepted by all parties.
- 8. Acceptance by the Respondent and approval by the Department of this Consent Order constitutes an admission of the facts contained herein.
- 9. Failure to comply with the Consent Order, once signed and accepted, shall subject the Respondent to further disciplinary action.
- 10. Respondent voluntarily accepts the sanction of a Reprimand.
- 11. That this Consent Order shall eliminate the necessity for a hearing on the matters forming the basis for this Consent Order.

Signed this 27 day of January 2011.



Joseph Baginski, Service Chief of Professional Ambulance, LLC

Ratified as an order of the Department on this 1st day of February 2011.



Charles Alexandre, Chief
Health Professionals Regulation
Health Services Regulation