

STATE OF RHODE ISLAND :
AND PROVIDENCE PLANTATIONS :
 :
DEPARTMENT OF HEALTH : EMS Case # 11-030
DIVISION OF EMERGENCY MEDICAL :
SERVICES :

vs.

DYLAN J. CASS, EMT#14305

CONSENT ORDER

This matter is before the Department of Health, Division of Emergency Medical Services (hereinafter, "Department"), upon the matter contained in the application for licensure as an Emergency Medical Technician-Cardiac, filed by Dylan J. Cass (hereinafter, "Respondent"). Specifically, information obtained in conjunction with the application filed by Respondent indicates that Respondent has incurred offenses including, but not limited to, driving under the influence of alcohol and driving after suspension of license during a time period from April 1, 2009 to November 11, 2009. As a result of these offenses, Respondent has received a suspended sentence, been placed on probation, been fined, been ordered to complete community service hours and been ordered to complete substance abuse counseling. Furthermore, Respondent violated the *Rules and Regulations Relating to Emergency Medical Services [R23-4.1-EMS]* by failing to report these offenses to the Department within the prescribed time frame.

The Parties agree as follows:

1. Respondent hold an EMT-Basic license #14305 in Rhode Island
2. Respondent is an applicant for EMT-Cardiac licensure in Rhode Island.

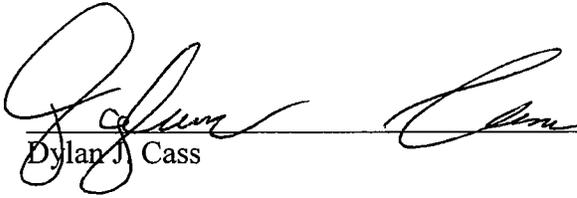
3. Respondent's mailing address is 157 Camden Avenue, Providence, RI 02909.
4. Respondent's physical address is 157 Camden Avenue, Providence, RI 02909.
5. Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department.
6. Respondent has read 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.
7. 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.

8. This Consent Order shall become a part of the public record of this proceeding once it is accepted by all parties.
9. Acceptance by the Respondent and approval by the Department of this Consent Order constitutes an admission of the facts contained herein.
10. Failure to comply with the Consent Order, once signed and accepted, shall subject the Respondent to further disciplinary action.
11. That the Department shall grant the application for licensure filed by Respondent provided, however, Respondent shall serve a period of probation for thirty-six (36) months. The period of probation shall be subject to the terms and conditions set forth in this Consent Order.
12. That said probationary period shall commence upon execution of the Consent Order and will abate for the duration of any period in which Respondent ceases to be employed and/or performs volunteer services as an Emergency Medical Technician in the State of Rhode Island.
13. That Respondent shall provide evidence of completion of a substance abuse programs mandated by the State of Rhode Island District Court.
14. That during the period of probation, Respondent shall notify the Department forthwith in the event that he is charged with any crime by any law enforcement agency in any jurisdiction. The Department reserves the right to take appropriate licensure action should Respondent be charged with a crime in any jurisdiction.
15. That during the period of probation should Respondent fail to comply with the provisions of Chapter 23-4.1 and/or the *Rules and Regulations Relating to Emergency Medical Services [R23-4.1-EMS]*, or any of the terms of this Consent Order, the

Department shall initiate appropriate action with respect to the licensure status of Respondent.

16. That during the period of probation, Respondent's employers, including the Chief of the licensed Ambulance Service(s) for which she is employed and/or serves as a volunteer, shall submit to the Department reports every six (6) months relating to the Respondent's conduct and performance. It shall be the responsibility of Respondent to ensure said reports are submitted.
17. That during the period of probation should Respondent change employment and/or volunteer service, Respondent shall notify the Department forthwith of said change including the name and address of the new employer(s) and/or licensed ambulance service, as well as the reason for change in ambulance service affiliation.
18. That a copy of this Consent Order shall be forwarded by the Department to Respondent's current employer(s) and/or volunteer service and all future employer(s) and/or volunteer service during the period of probation.
19. That this Consent Order shall eliminate the necessity for a hearing on the matters forming the basis for this Consent Order.
20. Provided that Respondent complies with the laws and regulations governing the practice of emergency medical services during the thirty-six (36) month period of probation and complies with the requirements of this Consent Order, providing written proof thereof, the Respondent may submit a written request to the Department for relief from the probation.

Signed this 30 day of August 2011.


Dylan J. Cass

Ratified as an order of the Department on this 30th day of August 2011.


Edward D'Arezzo, Executive Director
Division of Environmental & Health Services Regulation