

CAUSE NO: 10-03M
NAME: JUSTIN COOK
ADMINISTRATIVE LAW JUDGE: GARY W. BIPPUS
DATE: MAY 11, 2010
COMMISSION ACTION: AFFIRMED (November 19, 2010)

INTRODUCTION AND STATEMENT OF THE CASE

This case involves the denial of recertification as an Emergency Medical Technician to Mr. Justin Cook because of his conviction of the crime of operating a motor vehicle while intoxicated and for failing to attend a victim impact panel as part of the sentence for that charge. It was initially perceived that Mr. Cook was seeking certification as a first responder. In fact, Mr. Cook had earlier been certified as an EMT-B, had let that certification lapse and was now seeking to be recertified as an EMT-B.

An evidentiary hearing was held on April 9, 2010 but upon learning of the misunderstanding about what certification was being sought the Indiana Department of Homeland Security amended its earlier order so as to grant Mr. Cook certification but to simultaneously place his certification on probation for a period of two years. Mr. Cook is agreeable to that and chose to withdraw his administrative review. The portion of the hearing transcript containing this arrangement is attached hereto as exhibit A. In light of this development, findings of fact and conclusions of law are irrelevant and unnecessary and aren't being provided.

DECISION AND ORDER

The modified and amended decision and order of the Indiana Department of Homeland Security, agreed to by Mr. Cook, whereby Mr. Cook will receive his EMT-B certification and

such certification shall be on probation for two years from the date of issue should be, and is, affirmed in all regards.