



State of New Hampshire

DEPARTMENT OF SAFETY
OFFICE OF THE COMMISSIONER
33 HAZEN DR. CONCORD, NH 03305
603/271-2791

JOHN J. BARTHELMES
COMMISSIONER

July 28, 2014

Mr. Sean Frost
576 Wild Meadow Road
Grafton, NH 03240

Via certified and first class mail

Re: NH EMS Provider License #17005

Dear Mr. Frost:

Pursuant to RSA 153-A:14, the Department of Safety, Division of Fire Standards and Training & Emergency Medical Services (FST & EMS) has the authority to perform investigations when the "...director has reason to believe that any licensed or unlicensed individual or entity is in violation of RSA 153-A or any rules adopted ..." On April 30th, 2014 the Department became aware of numerous alleged violations of the EMS statute, specifically:

RSA 153-A:13, I. (c) Fraud in procuring a license.

RSA 153-A:13, I. (d) Knowingly making misleading, deceptive, untrue, or fraudulent representations in the practice of his or her profession, or engaging in unethical conduct or practice harmful or detrimental to the public. Proof of actual injury need not be established.

You were notified that you were named as a respondent and you were given the opportunity to meet with our fact-finder. Subsequently, the following findings have been reached:

It is clear that you, Sean Frost provided fraudulent information in documentation of your education requirements on your NREMT application. You submitted hours to registry that was greater than the class's defined credit hours. You received a NREMT card based on that fraudulent documentation and used that NREMT card to apply for the State of NH EMS license.

Given the above finding, the charge that Sean Frost was in violation of **RSA 153-A:13 I. (c) Fraud in procuring a license** is deemed **founded**. Saf-C 5903.11 (f)(1) calls for a revocation of NH EMS Provider License for a period of up to five (5) calendar years for this offense.

Given the above finding, the charge that Sean Frost was in violation of **RSA 153-A:13 I. (d) Knowingly making misleading, deceptive, untrue, or fraudulent representations in the practice of his or her profession, or engaging in unethical conduct or practice harmful or**

detrimental to the public. Proof of actual injury need not be established is deemed **founded**. Saf-C 5903.11 (g)(3) calls for a suspension of NH EMS Provider License for a period of up to one (1) calendar year for this offense..

While our Administrative Rules provides for a revocation of your EMS Provider's License for up to five years for this offense and provides for a suspension of your EMS Provider's License for up to one year for this offense. I will defer four and half years of the revocation and six months of the suspension in lieu of **six (6) month revocation** and **six (6) month suspension** to run concurrent, retroactive to April 30, 2014 running to October 30, 2014, at which time you may reapply for your State of NH EMS License, with two (2) years probation under the following conditions:

One thousand, six hundred and forty-two (1642) days of the revocation and one hundred and eighty-two days of the suspension are deferred for a period of two (2) years, beginning April 30th, 2014 and ending April 29th, 2016 conditioned upon good behavior, no further violations of the rules and laws governing EMS Providers, and EMS educational reporting for a period of two (2) calendar years.

In order to ensure compliance with the terms of the deferment, you are required to report to the Bureau of EMS on all EMS training completed. You will report to Field Services Representative Richard Cloutier at the Division of Fire Standards and Training & Emergency Medical Services (FSTEMS) no later than 3:00 PM on the first business day of each month. In cooperation with Mr. Cloutier, the manner of your reporting will be determined. Be advised that any further violations shall constitute repeat offenses subjecting your license to possible suspensions and revocation.

In accordance with Saf-C 5903.10, you have the opportunity to request a hearing to challenge the decision of the Bureau of EMS within 10 working days of this letter. In order to be considered timely, your request must be received no later than August 11^t, 2014. Your request should be directed to:

Bureau Administrator
Bureau of Hearings
Department of Safety
33 Hazen Drive
Concord, NH 03305

If you should have any questions, please do not hesitate to call Nick Mercuri, EMS Bureau Chief at (603)223-4200.

Sincerely,



John J. Barthelmes, Commissioner
Department of Safety

cc: Deborah Pendergast, Director
Nick Mercuri, Bureau Chief of EMS
Richard Cloutier, Field Service Representative