

4. On February 18, 2018, Respondent self-reported his arrest to the Fire Commission.

5. On June 19, 2018 Respondent pled guilty to an amended charge of Reckless Driving, Alcohol Related. He was sentenced to thirty days of incarceration which was suspended, and ordered to complete an alcohol rehabilitation program within nine months of the Court's order.

6. Respondent has violated Part 710, Section 14.4.1.6 of the Delaware State Fire Prevention Regulations in that he has engaged in unprofessional conduct.

7. Respondent hereby admits that the allegations set forth in paragraphs 1 through 6 above are true and correct.

8. Respondent and the State agree that the appropriate disciplinary sanctions shall be as follows:

- a. Respondent's EMT certification shall be placed on probation for one year;
- b. Within 60 days on the entry of this Consent Agreement as an Order of the Commission, Respondent shall provide proof to the Fire Commission that he is engaging in substance abuse treatment or counseling as ordered by the Court in his criminal case; and
- c. Failure to comply with this Order may result in further discipline.

9. The parties to this Consent Agreement are the State of Delaware and Respondent.

10. The parties agree and acknowledge that nothing contained in this Consent Agreement shall affect any rights or interests of any person not a party to this Agreement.

11. Respondent acknowledges that he is waiving his rights under the State Fire Prevention Regulations and 29 *Del. C.* Ch. 101 to a hearing before the Commission prior to

the imposition of disciplinary sanctions.

12. Respondent acknowledges that he has carefully read and understands this Consent Agreement, and is entering into this Consent Agreement freely, knowingly, voluntarily, and after having received or having been afforded the opportunity to receive the advice of counsel.

13. Respondent acknowledges that this Consent Agreement is a public record within the meaning of 29 *Del. C.* § 10002 and will be available for public inspection and copying as provided for by 29 *Del. C.* § 10003.

14. The parties acknowledge and agree that this Consent Agreement is subject to approval by the Commission.

15. The parties acknowledge and agree that if the Commission does not accept this Consent Agreement, it shall have no force or effect, except as follows:

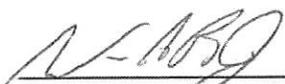
- a. Neither Respondent, nor anyone on his behalf, will in any way or in any forum challenge the ability of the Commission or any of its members to conduct an evidentiary hearing relating to the allegations in the subject Complaint;
- b. The Consent Agreement, or conduct or statements made in negotiating the Consent Agreement, will be inadmissible at any administrative, civil or criminal legal proceeding; and
- c. No provision contained in the Agreement shall constitute or have the effect of an admission by the Respondent as to any fact alleged in the Complaint in this matter or in this Agreement.

16. If the Commission accepts the Consent Agreement and enters it as an Order, the Consent Agreement shall be admissible as evidence at any future proceedings before the

Commission.

17. The parties acknowledge and agree that this Consent Agreement, along with any exhibits, addendums, or amendments hereto, encompasses the entire agreement of the parties and supersedes all previous understandings and agreements between the parties, whether oral or written. There are no other terms, obligations, covenants, representations, statements or conditions, or otherwise, of any kind whatsoever concerning this agreement.

18. This Consent Agreement shall be effective upon acceptance by the Commission and entry of the Commission's Order.



William Bowden, Jr.
Respondent

Dated: 9/11/2018



Zoe Plerhoples
Deputy Attorney General
Delaware Department of Justice

Dated: 7/13/18

