BEFORE THE STATE FIRE PREVENTION COMMISSION OF THE STATE OF DELAWARE

IN RE: JAMES VON VORST)		
) (Case No.:	1915
EMT I.D. NO: 855290)		

COMPLAINT

- 1. James Von Vorst ("Respondent") is certified as an emergency medical technician ("EMT") in Delaware pursuant to the provisions of 16 *Del. C.* Chapter 67.
- Respondent is a Certified EMT and at all times relevant, Respondent worked for Carlisle Fire Company in Milford, Delaware.
- 3. On June 24, 2019 at around 11:00 A.M., Respondent and his partner, EMT Albert Apicella, were dispatched to Nemours duPont Pediatrics medical offices at 703 N. Dupont Boulevard, Milford, Delaware ("Nemours"). Nemours called 911 because a patient (the "Patient") was in medical distress. Patient was a 37-week pregnant mother who was in Nemours's offices with her children and husband.
- 4. Upon arrival at about 11:10 A.M., Respondent observed Patient to be in distress. Respondent questioned Patient regarding her medical condition.
- 5. Respondent questioned Patient's husband whether husband could take Patient to the Emergency Room on his own.
- Ms. Christina Saez, a medical provider at Nemours, informed the EMTs of Patient's vitals, including low blood pressure.
- 7. Neither Respondent, nor EMT Albert Apicella, conducted an assessment of Patient upon their arrival. Nor did either obtain a refusal from Patient.
 - 8. Respondent and EMT Albert Apicella left Nemours around 11:19 A.M.

9. After Respondent and EMT Albert Apicella left Nemours, Patient's blood pressure remained low and she continued to be in distress. Patient's husband took her to the Emergency Room.

10. By the above conduct, Respondent violated Part 710, Section 14.4.1.6 of the Delaware State Fire Prevention Regulations in that he has engaged in unprofessional conduct as defined by § 14.4.2 ¶ 3 and 11.

WHEREFORE, pursuant to 16 *Del. C.* § 6712, the State of Delaware respectfully requests that the Commission:

- a. Serve Respondent with a copy of the Complaint;
- b. Set a time for a hearing on the allegations set forth above;
- c. Find Respondent guilty of the violations alleged herein; and
- d. Impose such disciplinary measures as the Commission deems appropriate.

STATE OF DELAWARE DEPARTMENT OF JUSTICE

/s/ Daniel C. Mulveny

Daniel C. Mulveny (I.D. # 3984) Deputy Attorney General State of Delaware 820 N. French Street, Sixth Floor Wilmington, DE 19801 (302) 577-8400

Date: October 14, 2019

BEFORE THE STATE FIRE PREVENTION COMMISSION OF THE STATE OF DELAWARE

IN RE: JAMES VON VORST) Case No.: 1915		
EMT I.D. NO: 855290)		
<u>ORDER</u>			
WHEREAS, the Delaware State Fire Prevention Commission has reviewed this matter			
and hereby approves the Consent Agreement of	f the parties, and enters it now as an Order of the		
Delaware State Fire Prevention Commission;			
IT IS SO ORDERED this 15th day	of October, 2019.		
David J. Roberts Chairman	Alan Robinson, Jr. Vice Chairman		
Ron Marvel	Lynn Truitt		
William Kelly Willard Betts, Jr.	Joseph J. Leonetti, Sr.		