

**BEFORE THE STATE FIRE PREVENTION COMMISSION OF THE STATE OF  
DELAWARE**

**IN RE: JAMES JOBES** )  
 ) **Case No.: 1921**  
**EMT I.D. NO.: 1003075** )

**CONSENT AGREEMENT**

A written Complaint has been filed with the Delaware State Fire Prevention Commission ("Commission") alleging that James Jobes ("Respondent"), an emergency medical technician ("EMT") in the State of Delaware, has engaged in conduct which constitutes grounds for discipline under 16 *Del. C. Ch. 67* and the Delaware State Fire Prevention Regulations.

Respondent and the State enter into this Consent Agreement and submit it to the Commission for review and approval as a means of resolving the pending administrative prosecution against Respondent pursuant to 16 *Del. C. Ch. 67* and 29 *Del. C. Ch. 101*.

**IT IS UNDERSTOOD AND AGREED THAT:**

1. Respondent is a resident of Wilmington, Delaware and is certified as an EMT in Delaware pursuant to the provisions of 16 *Del. C. Chapter 67*.
2. On or about July 3, 2019, Respondent was arrested and charged with the following offenses: Driving While Under the Influence of Alcohol in violation of Md. Code. Ann. §21-902(A)(1), Driving While Under the Influence of Alcohol Per Se in violation of Md. Code. Ann. §21-902(A)(2), Driving While Impaired by Alcohol in violation of Md. Code. Ann. §21-902(B), Driving While Impaired by Drugs in violation of Md. Code. Ann. §21-902(C), Negligent Driving in violation of Md. Code. Ann. §21-901.1B, Reckless Driving in violation of Md. Code. Ann. §21-901.1A, Failing to Obey Properly Placed Traffic Control Device in violation of Md. Code. Ann. §21-201(A)(1), Speeding in violation of Md. Code. Ann. §21-801.1, and Driving in Excess of

Reasonable and Prudent Speed in violation of Md. Code. Ann. §21-801A.

3. On November 20, 2019, before the Queen Anne's County District Court, located in Maryland, Respondent pled guilty and was granted "Probation Before Judgment" for the offense of Driving While Impaired by Alcohol in case number 0YX0SLN. Respondent was placed on probation for a period of twelve months.

4. Respondent failed to submit a written report of his arrest and charges to the Commission within thirty days of being charged.

5. Respondent violated Delaware State Fire Prevention Regulations Part 710, Section 14.8 in that he failed to self-report his arrest and charges for the above-referenced offenses within thirty days.

6. Respondent hereby admits that the allegations set forth in paragraphs one (1) through five (5) above are true and correct.

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

- a. Respondent's license to practice as an EMT shall be placed on probation for a period of six months from the date of the Commission's acceptance of this Consent Agreement as a final order.
- b. Respondent shall comply with the terms of probation in Queen Anne's County District Court case number 0YX0SLN. (See the attached seven page document entitled "Case Information" which contains the Court ordered conditions of probation.)
- c. Commencing one month from the date the Commission issues an Order accepting this Consent Agreement, Respondent shall submit monthly status reports to the Commission which include verification that Respondent is in compliance with the terms of probation in Queen Anne's County District Court case number 0YX0SLN.
- d. Upon successful completion of probation in Queen Anne's County

District Court case number 0YX0SLN, Respondent may petition the Commission to terminate probation early. The Commission may terminate probation or continue probation if it finds such action necessary to appropriately protect the public.

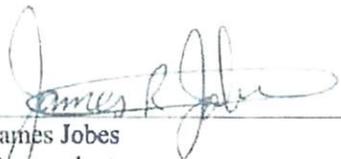
8. The parties to this Consent Agreement are the State of Delaware and Respondent.
9. The parties agree and acknowledge that nothing contained in this Consent Agreement shall affect any rights or interests of any person not a party to this Consent Agreement.
10. Respondent acknowledges that he is waiving his rights under the State Fire Prevention Regulations and 29 *Del. C.* Ch. 101 to a hearing before the Board prior to the imposition of disciplinary sanctions.
11. 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.
12. 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.
13. The parties acknowledge and agree that this Consent Agreement is subject to approval by the Commission.
14. 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 Consent 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 Consent Agreement.

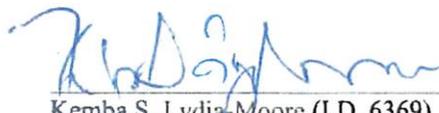
15. If the Commission accepts the Consent Agreement and enters it as an Order, the Consent Agreement shall be admissible as evidence at any future proceedings before the Commission.

16. 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.

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

  
James R. Jobes  
Respondent

Dated: 2/15/20

  
Kemba S. Lydia-Moore (I.D. 6369)  
Deputy Attorney General  
Department of Justice

Dated: 2/17/20

### Case Information

0YX0SLN | State of Maryland vs. JAMES ROBERT JOBES

Case Number	Court	
0YX0SLN	Queen Annes	
File Date	Case Type	Case Status
07/04/2019	Citation - Traffic	Reopened

### Party

Plaintiff  
State of Maryland

Active Attorneys ▼  
Lead Attorney  
State's Attorney -  
Queen Anne's  
County

Officer - Arresting/Complainant (Participant)  
FOLEY, DONALD JOSEPH

Defendant  
JOBES, JAMES ROBERT

DOB  
XX/XX/1966

Gender  
Male

Active Attorneys ▼  
Lead Attorney  
ALPERT, ANDREW  
DAVID  
Retained

**COPY OF PUBLIC DOCUMENT**

**Charges**  
JOBES, JAMES ROBERT

	Description	Citation	Statute	Level	Date
1	DRIVING VEH. WHILE IMPAIRED BY ALCOHOL	OYX0SLN	TA.21.902.B1.I	Traffic	07/03/2019

**Disposition Events**

11/20/2019 Plea ▼

Judicial Officer  
Kratovil, Frank M., Jr.

1 DRIVING VEH. WHILE IMPAIRED BY ALCOHOL Guilty

11/20/2019 Disposition ▼

Judicial Officer  
Kratovil, Frank M., Jr.

1 DRIVING VEH. WHILE IMPAIRED BY ALCOHOL Probation Before Judgment - Supervised

11/20/2019 Sentence ▼

1 DRIVING VEH. WHILE IMPAIRED BY ALCOHOL Sentence

Comment

Condition - Adult

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1. Appear in Court when notified to do so, 11/20/2019, Active 11/20/2019
2. Apply for Alcohol Restriction on Drivers Lic. within 10 days, 1Y, 11/20/2019, Active 11/20/2019
3. Attend Complete Alcohol Drug Program, Queen Anne's County Parole and Probation, Attend and successfully complete [ X ] alcohol [ ] drug [ ] alcohol and drug treatment [ ] education program, 11/20/2019, Active 11/20/2019
4. Attend Victim Impact Panel, 11/20/2019, Active 11/20/2019
5. Do Not Illegally Possess, Use, or Sell any Narcotic, 11/20/2019, Active 11/20/2019
6. Get Permission From Court Before Owning Dangerous Weapon, 11/20/2019, Active 11/20/2019
7. Get Permission from Supervisor Before Changing Address etc., 11/20/2019, Active 11/20/2019
8. Notify Supervisor if Charged with a Criminal Offense., 11/20/2019, Active 11/20/2019
9. Obey all Laws, 11/20/2019, Active 11/20/2019
10. Other, DO NOT DRIVE UNLESS VALID LICENSE AND PRIVILEGE AS DETERMINED BY THE MVA OR IN VIOLATION OF ANY CONDITIONS OF ANY VALID LEARNERS PERMIT, 11/20/2019, Active 11/20/2019
11. P&P Fees Waived, 11/20/2019, Active 11/20/2019
12. Pay all Fines, Costs, Restitution and Fees, Pay all fines, costs, restitution, and fees as ordered by the Court or as directed by your supervising agent through a payment schedule., 11/20/2019, Active 11/20/2019
13. Permit your Supervising Agent to Visit your Home, 11/20/2019, Active 11/20/2019
14. Refrain from Driving after Consuming Alcohol, 11/20/2019, Active 11/20/2019
15. Report/ Follow your Supervisor's lawful instructions, 11/20/2019, Active 11/20/2019
16. Submit Complete Mental Health Treatment, BY PROGRAM CERTIFIED BY THE QUEEN ANNE S COUNTY HEALTH DEPARTMENT, 11/20/2019, Active 11/20/2019
17. Submit Pay Costs for Evaluation, Submit to, successfully complete, and pay required costs for evaluation, testing and treatment education, as directed by your supervising agent, 11/20/2019, Active 11/20/2019
18. Submit to Alcohol and Drug Education, 11/20/2019, Active 11/20/2019
19. Submit to Alcohol and Drug Evaluation, 11/20/2019, Active 11/20/2019
20. Submit to Alcohol and Drug Testing, 11/20/2019, Active 11/20/2019
21. Submit to Alcohol and Drug Treatment, 11/20/2019, Active 11/20/2019

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22. Totally Abstain from Alcohol and Drugs, 11/20/2019, Active 11/20/2019

23. Work or Attend School Regularly, 11/20/2019, Active 11/20/2019

Probation

Start Date: 11/20/2019

Supervised, Term 1 Year

Supervised By: QUEEN ANNES COUNTY PAROLE AND PROBATION

Report By: 11/20/2019

Payable To

Ordered Date: 11/20/2019

Payable to the Court

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Events and Hearings

07/17/2019 Attorney Appearance Filed ▼

Attorney Appearance Filed

07/17/2019 Motion / Request - For Speedy Trial ▼

Motion/Request/Demand - For Speedy Trial

07/17/2019 Motion / Request / Demand for Discovery and Inspection ▼

Motion / Request / Demand for Discovery and Inspection

07/17/2019 Demand / Request - Chemist / Breath Technician ▼

Demand/Request - Chemist/Breath Technician

08/22/2019 Motion / Request - To Continue / Postpone ▼

Motion/Request - To Continue/Postpone

08/22/2019 Supporting Document ▼

Supporting Documents

03/27/2019 Order - Motion/Request/Petition Granted ▾

Order - Motion/Request/Petition Granted

Judicial  
Officer  
Kratovil,  
Frank M.,  
Jr.

09/05/2019 Trial - Officer Scheduling ▾

Hearing Time  
1:15 PM

Cancel Reason  
Postponed/Reset

11/20/2019 Trial ▾

Judicial Officer  
Kratovil, Frank M., Jr.

Hearing Time  
9:00 AM

Result  
Concluded / Held

11/20/2019 Trial Docket Sheet ▾

Trial Docket Sheet

Judicial  
Officer,  
Kratovil,  
Frank M.,  
Jr.

11/20/2019 Defendant Trial Summary ▾

Defendant Trial Summary

Judicial  
Officer  
Kratovil,  
Frank M.,  
Jr.

11/20/2019 Order - Probation/Supervision Docket ▾

Order - Probation/Supervision Docket

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Judicial  
Officer  
Kratovil,  
Frank M.,  
Jr.

11/20/2019 Motion / Petition for Modification / Reconsideration ▼

Judicial  
Officer  
Kratovil,  
Frank M.,  
Jr.

11/20/2019 Motion / Request - To Reconsider ▼

Motion/Request - To Reconsider

11/22/2019 Held Sub Curia ▼

Motion/Request To Reconsider

Judicial  
Officer  
Kratovil,  
Frank M.,  
Jr.

01/14/2020 Miscellaneous Correspondence Filed ▼

Miscellaneous Correspondence

01/14/2020 Supporting Document ▼

Supporting Documents

01/16/2020 Order - Motion/Request/Petition Noted ▼

Miscellaneous Correspondence

Judicial  
Officer  
Kratovil,  
Frank M.,  
Jr.

02/26/2020 Hearing - Reconsideration ▼

Hearing Time  
1:30 PM

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## Documents

Attorney Appearance Filed  
Motion/Request/Demand - For Speedy Trial  
Motion / Request / Demand for Discovery and Inspection  
Demand/Request - Chemist/Breath Technician  
Motion/Request - To Continue/Postpone  
Supporting Documents  
Motion/Request - To Continue/Postpone  
Supporting Documents  
Order - Motion/Request/Petition Granted  
Motion/Request - To Reconsider  
Defendant Trial Summary  
Trial Docket Sheet  
Order - Probation/Supervision Docket  
Miscellaneous Correspondence  
Supporting Documents

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BEFORE THE STATE FIRE PREVENTION COMMISSION OF THE STATE OF  
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IN RE: JAMES JOBES

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Case No.: 1921

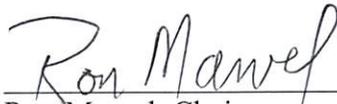
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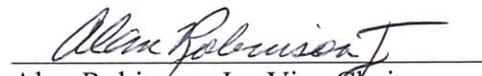
EMT I.D. NO: 1003075

ORDER

WHEREAS, the Delaware State Fire Prevention Commission has reviewed this matter and hereby approves the Consent Agreement of the parties, and enters it now as an Order of the Delaware State Fire Prevention Commission;

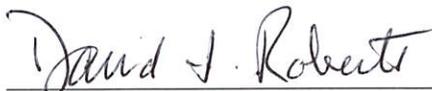
IT IS SO ORDERED this 18<sup>th</sup> day of February, 2020.

  
\_\_\_\_\_  
Ron Marvel, Chairman

  
\_\_\_\_\_  
Alan Robinson, Jr., Vice Chairman

  
\_\_\_\_\_  
Lynn Truitt

  
\_\_\_\_\_  
William C. Kelly

  
\_\_\_\_\_  
David J. Roberts

  
\_\_\_\_\_  
Joseph J. Leonetti, Sr.

  
\_\_\_\_\_  
W. (Bill) Betts, Jr.