

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

IN RE: JOHN LODGE)
) **Cases No.: 2011**
EMT I.D. NO.: 324646) **2016**

CONSENT AGREEMENT

A written Complaint has been filed with the Delaware State Fire Prevention Commission (“Commission”) alleging that John Lodge (“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 Bear, Delaware and is certified as an emergency medical technician (“EMT”) in Delaware pursuant to the provisions of 16 *Del. C.* ch. 67.
2. On March 26, 2020, New Castle County Police (“NCCPD”) responded to Respondent’s residence for a reported domestic. Respondent was subsequently arrested for felony possession of ammunition by a person prohibited in violation of 11 *Del. C.* § 1448 and ordered to have no contact with his former girlfriend or her residence as a condition of his bail.
3. On May 30, 2020, Respondent drove by his ex-girlfriend’s residence and gestured towards her. He was arrested for one count of breach of conditions of bail in violation of 11 *Del. C.* § 2113, a felony.
4. Respondent pled guilty to one count of Harassment of his ex-girlfriend on August

26, 2020, and was sentenced to one year of incarceration suspended for one year of probation, ordered to complete domestic abuse and substance abuse counseling and to have no contact with his ex-girlfriend.

5. Respondent failed to submit a written report of his charges or his conviction within 30 days.

6. Respondent has violated Part 710, Section 14.8 of the Delaware State Fire Prevention Regulations in that he did not self-report his charges for the above-referenced offenses within 30 days.

7. 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.

8. Respondent hereby admits that the allegations set forth in paragraphs one (1) through seven (7) above are true and correct.

9. Respondent and the State agree to resolve the matter as follows:

- a. Respondent's certification will be placed on probation for a period of one (1) year from the date of the Commission's acceptance of this Consent Agreement; and
- b. Respondent shall be issued a letter of reprimand.

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

11. 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.

12. 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.

13. 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.

14. 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.

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

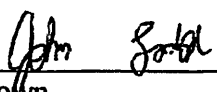
16. The parties acknowledge and agree that if the Commission does not accept this Consent Agreement, it shall have no force or effect, except as follows:

- 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.


17. 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.

18. 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.

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



David Brown
Respondent



Zoe Pierhoples (ID 5415)
Deputy Attorney General
Department of Justice

Dated: 02 27 2021

Dated: 3/17/2021

