

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

IN RE: RICHARD C. BUCKSON JR.)
) **Case No.: SFC-24-0236**
EMT I.D. NO. 560)

CONSENT AGREEMENT

A written Complaint and Motion for Temporary Suspension (“Complaint”) has been filed with the Delaware State Fire Prevention Commission (“Commission”) alleging that Richard C. Buckson Jr. (“Respondent”), an emergency medical technician (“EMT”) in the State of Delaware, license number 32013, 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, by the undersigned Deputy Attorney General, hereby enter into this Consent Agreement to be submitted to the Commission for review and approval.

IT IS UNDERSTOOD AND AGREED THAT:

1. Richard C. Buckson Jr. (“Respondent”) is a resident of Smyrna, Delaware and is certified as an emergency medical technician (“EMT”) in Delaware pursuant to the provisions of 16 *Del. C. Ch. 67*.
2. Respondent’s EMT certification, I.D. Number 560 was originally issued on January 7, 2019, and expires on March 31, 2025. His certification is currently active.
3. On or about May 28, 2023, Respondent was arrested by Pennsylvania State Police and charged with one count of Driving Under the Influence of Alcohol or Controlled Substance (“DUI”) and related charges. A blood draw was taken at the hospital. Blood analysis indicated Buckson’s blood was found to contain ethyl alcohol (192% +/- 0.024%). On January 17, 2024, Respondent pled guilty to one count of DUI – 1st Offense in regard to the Pennsylvania case. He was sentenced to one (1) year of probation and ordered to refrain from the use of alcoholic

beverages and from entering any establishments who primary business is the sale of alcohol, attend and successfully complete a drug and alcohol assessment program and follow any recommended counseling or treatment program, undergo a CRN evaluation, and attend and successfully complete the Alcohol Highway Safety School.

4. On June 7, 2024, Respondent was arrested on the following charges: Possession of a Firearm During the Commission of a Felony, a felony, in violation of 11 Del. C. §1447; three counts of Aggravated Menacing, a felony, in violation of 11 Del. C. §602; and three counts of misdemeanor Terroristic Threatening, in violation of 11 Del. C. §621.¹ The date of the offense is June 7, 2024. Respondent is currently incarcerated in lieu of bail on these charges.

5. On June 12, 2024, Respondent was arrested on three counts of Possession, Purchase, Own or Control of a Firearm or Ammunition By a Person Prohibited Subject to a Family Court Protection From Abuse Order, a felony, in violation of 11 Del. C. §1448(a)(6).² The date of the offense is June 7, 2024. Respondent is currently incarcerated in lieu of bail on these charges.

6. The State's Complaint alleges that on June 5, 2024, Respondent's ex-girlfriend and two family members arrived to collect her personal belongings from the home. As they approached Respondent's home, Respondent removed a handgun from a drawer. Respondent then waved the handgun around in a reckless manner prior to placing it to his temple while stating "If one more person or the police stepped foot on his property, I will kill everyone and then myself".

7. The State's Complaint alleges that Respondent continued to make homicidal and suicidal statements.

8. The State's Complaint alleges that Respondent was had been drinking alcohol and

¹ Criminal Case Number 2406003116.

² Criminal Case Number 2406005253.

was under the influence of alcohol during the incident on June 5, 2024.

9. The State's Complaint alleges that Respondent had two separate Protection From Abuse ("PFA") orders issued against him which were in effect on June 7, 2024.

10. Respondent owned and or possessed numerous firearms and ammunition which was collected pursuant to a Lethal Violence Protection Order on June 7, 2024.

11. Respondent suffers from Post-Traumatic Stress Disorder ("PTSD") and is not receiving treatment for said mental health issue.

12. The State's Complaint alleges that Respondent has not self-reported his 2023 arrest or conviction for the DUI in Pennsylvania nor the felony cases (Case numbers 2406003116 and 2406005253) to the Fire Commission.

13. Respondent is scheduled to enter Veteran's Court Diversion on case numbers 2406003116 and 2406005253 on July 3, 2024. It is anticipated his bail will then be modified releasing him from custody.

14. Respondent and the State agree that Respondent's EMT license will continue to be temporarily suspended until Respondent makes a written request to the Commission for a hearing on the State's Complaint.

15. Respondent and the State agree that Respondent does not admit to the conduct alleged in the State's Complaint and that no inference of guilt is evidenced or implied by the terms of this Consent Agreement.

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

17. 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.

18. 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.

19. 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.

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

21. 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:

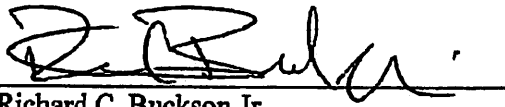
- a. Neither Respondent, nor anyone on his behalf, will in any way or in any forum challenge the ability of the Commission or any of its members to conduct an evidentiary hearing relating to the allegations in the subject Complaint;
- b. The Consent Agreement, or conduct or statements made in negotiating 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.

22. 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.

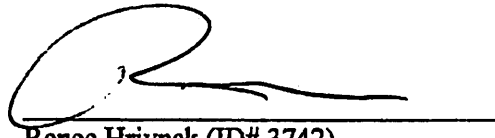
23. Respondent understands and acknowledges that the Commission will report this Consent Agreement to the licensing authority of any other state in which he is licensed to practice.

24. 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.

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



Richard C. Buckson Jr.
Respondent



Renee Hrivnak (ID# 3742)
Deputy Attorney General

Dated: 03 July 2024

Dated: 7/3/2024

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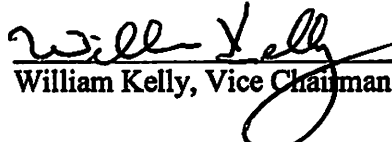
ORDER

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 16 day of July, 2024



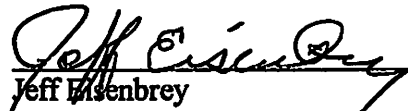
Ronald H. Marvel, Chairman



William Kelly, Vice Chairman



Lynn Truitt



Jeff Eisenbrey



Richard T. Perillo



Joseph J. Leonetti, Sr.



Ken Ryder