MICHAEL JANOCKO,

PETITIONER,

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DEPARTMENT OF HEALTH AND SENIOR SERVICES

ADMINISTRATIVE ACTION FINAL AGENCY DECISION

RESPONDENT. : OAL DKT. NO. HLT 8556-07 AGENCY DKT. NO. 07-C-014

The Commissioner of the New Jersey Department of Health and Senior Services (Commissioner) has reviewed the record in this matter consisting of the Initial Decision of the Honorable Ana C. Viscomi, A.L.J. and the documents presented in evidence to the Office of Administrative Law. The Commissioner notes that the petitioner did not file exceptions to the Initial Decision.

Based upon a full review of the record, the Commissioner hereby **ADOPTS** the findings and conclusions of Judge Viscomi and incorporates the same herein by reference that the petitioner, under the standards set forth in N.J.A.C. 8:40A-10.2(b)5, physically abused a patient by striking the patient in the groin with a box of examination gloves while the patient was restrained in the back of an ambulance, an act of physical abuse of a patient that cannot be tolerated, and that any penalty less than revocation would not be appropriate in this matter.

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Therefore, the Department's revocation of the petitioner's EMT-Basic certification is proper. In accordance with Judge Ana C. Viscomi's decision, the petitioner's EMT-Basic certification is hereby revoked and the petitioner will not be recognized as having EMT-Basic privileges in New Jersey.

Parties have the right to appeal this Final Agency Decision within forty-five (45) days to the following authority:

New Jersey Superior Court-Appellate Division Richard J. Hughes Justice Complex P.O. Box 006 Trenton, New Jersey 08625-0006

THEREFORE it is on this

11121(21 01(2), k is on this day of _	, 2000;
ORDERED that the decision to revoke Michael Janock	o's EMT-Basic certification and
recognition in the State of New Jersey is affirmed.	
 He	eather Howard
Co	ommissioner

day of

2009