

BEFORE THE BOARD OF MORTUARY SCIENCE EXAMINERS
OF THE STATE OF IOWA

In Re:)	Case No. 04-017
)	
Robert Wright)	
Des Moines, Iowa)	Cease and Desist Order by Agreement
)	
Respondent.)	

The Iowa Board of Mortuary Science Examiners (Board) and Robert Wright, enter into this Cease and Desist Order by Agreement, pursuant to Iowa Code section 156.16(9) (2005):

1. Wright is not a licensed funeral director and is accordingly not authorized to practice mortuary science in the state of Iowa.
2. The Board received a complaint in October 2004, alleging that Wright held himself out to various members of the public as a funeral director in the state of Iowa.
3. The Board’s investigation revealed that Wright did refer to himself as a funeral director, including an e-mail exchange with a member of the public in January 2004, but the investigation did not otherwise reveal that Wright actually engaged in the practice of mortuary science in the state of Iowa.
4. Wright does acknowledge he is prohibited by Iowa law from practicing mortuary science in Iowa, which includes, but is not limited to, the use of the words “funeral director”, “mortician”, or another title implying that a person is engaged as a funeral director as defined in Iowa Code chapter 156. Wright agrees that he will not in the future violate Iowa Code chapter 156 and, in particular, will not violate Iowa Code sections 156.1(4) and (7), 156.4, and 156.16, which describe acts which can only be lawfully completed by a licensed funeral director, and provide a series of penalties for violations.
4. This is Wright’s first offense. As provided in Iowa Code section 156.16(9), Wright has acknowledged his error and agrees to refrain from violating Iowa Code chapter 156 in the future. In light of the facts outlined in this Order, Wright’s cooperation with the investigation, and his agreement not to violate Iowa Code chapter 156 in the future, the Board believes informal resolution of this matter is appropriate.
5. Wright agrees the Board has jurisdiction over those actions by unlicensed persons that fall within the prohibitions described in Iowa Code section 156.16. Wright is cautioned that in the event of any additional violations of Iowa Code chapter 156, the Board has the authority to seek an injunction in district court and/or to initiate a process to seek civil penalties, pursuant to Iowa Code section 156.16.

IT IS THEREFORE ORDERED this 8th day of December, 2005, that Wright cease and desist from any future violation of Iowa Code chapter 156.

This cease and desist order by agreement is approved by the board on December 8, 2005.