

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

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IN THE MATTER OF:	)	
	)	CASE NO. MS 05-014
MITZI FENZLOFF	)	
203 Ferguson	)	
Charles City, Iowa 50616	)	<b>NOTICE OF HEARING</b>
	)	
RESPONDENT	)	

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**YOU ARE HEREBY NOTIFIED** that a hearing on the Board's Notice of Intent to Issue an Order Imposing Civil Penalties will be held on March 9, 2006, at 1:00 p.m. at the Lucas State Office Building-5th Floor Board Conference Room, 321 E. 12th Street, Des Moines, Iowa. The Board is authorized to hold this hearing pursuant to Iowa Code chapters 17A, 147, 156 and 272C (2003, 2005) and 645 Iowa Administrative Code chapters 9, 11, 13.

The Board shall serve as the presiding officer, but the Board may request an Administrative Law Judge make initial rulings on pre-hearing matters, and be present to assist and advise the Board at hearing. Any party who wishes to request that the presiding officer, assigned to render a proposed decision be an Administrative Law Judge must file, pursuant to 645 IAC 11.9, a written request within 20 days after service of this notice of hearing. Within 20 days of the date you are served this notice of hearing you should state whether you will require an adjustment of the date and time of your hearing.

At hearing, you may appear personally and be represented by counsel at your own expense. You have the right to produce evidence on your behalf, cross-examine witnesses, and to examine any documentary evidence introduced at hearing. The procedural rules governing the conduct of the hearing are found at 645 IAC chapter 11.

The office of the Attorney General is responsible for representing the public interest (the State) in this proceeding. Copies of all pleadings filed with the Board should be provided to counsel for the State at the following address:

John Baty  
Assistant Attorney General  
General Counsel Division  
Iowa Department of Transportation  
800 Lincolnway  
Ames, Iowa 50010  
Phone (515) 239-1609

If you fail to appear at hearing, the Board may enter a default decision or proceed with the hearing and render a decision in your absence, in accordance with Iowa Code section 17A.12(3) and 645 IAC 11.21.

This matter may be resolved by settlement agreement. The procedural rules governing the Board's settlement process are found at 645 IAC chapter 12. If you are interested in pursuing settlement of this matter, please contact Pam Griebel, Assistant Attorney General, at the above telephone number.

If you require the assistance of auxiliary aids or services to participate in the hearing because of a disability, immediately call 515/281-0254.

**Dated this 5th day of January, 2006.**