

BEFORE THE IOWA INSURANCE COMMISSIONER

IN THE MATTER OF

ORDER AND CONSENT TO ORDER

SELBY-KIRSCH FUNERAL CHAPEL/  
KIRSCH FUNERAL HOME SERVICE  
PRENEED SELLER #00064

MICHAEL D. KIRSCH  
SALES AGENT #00145

DIVISION DOCKET NO. 73103

The Iowa Insurance Division (Division) has alleged that Selby-Kirsch Funeral Chapel/Kirsch Funeral Home Service (Shelby-Kirsch) and Michael D. Kirsch (Kirsch) have engaged in activities that are in violation of Iowa Code Chapter 523A and Iowa Administrative Code 191-Chapters 105 and 106. In particular, the Division has alleged that Selby-Kirsch and Kirsch failed to file the required 2010 and 2011 Annual Reports. To resolve the Division's allegations, Selby-Kirsch and Kirsch hereby consent to the entry of this Order and Consent to Order.

ORDER

THEREFORE, IT IS ORDERED:

1. Shelby-Kirsch and Kirsch agree to cease and desist from any violations of Iowa's annual reporting laws.
2. Shelby-Kirsch and Kirsch further agree to file the required annual reports for 2010 and 2011 and to pay the fees that total \$1,650.00. A check for this amount should be made payable to the Iowa Insurance Division and remitted to the Iowa Insurance Division, 330 Maple Street, Des Moines, IA 50309.

Dated this 21<sup>st</sup> day of March, 2013.

NICK GERHART  
Commissioner of Insurance



*Robert Koppin*

BY: Robert Koppin  
Enforcement Bureau Chief

**CONSENT TO ORDER AND AGREEMENT**

I, Shelby-Kirsch and Kirsch have read, understood, and do knowingly consent to this Order in its entirety. I will abide by the terms of this Order but do so without admitting to the truth or falsity of the allegations made against me and to avoid the possible adverse consequences of any hearing. By executing this consent, I understand that I am waiving my rights to a hearing, to confront and cross-examine witnesses, to produce evidence, and to judicial review. I also understand that this Order is considered final administrative action that shall be reported by the Division to the Central Registration Depository and, if I am insurance licensed, to the National Association of Insurance Commissioners and to all insurance companies with which I am actively appointed. I also understand that this Order is a public record under Iowa Code chapter 22 (2013), that will be disclosed to other state regulatory authorities, upon request, pursuant to Iowa Code section 505.8(6)(c) (2013). I also understand that the information contained in the Order will be posted to the Division's web site.

*Shelby-Kirsch and Kirsch*  
Shelby-Kirsch and Kirsch

*3/18/13*  
Date

Subscribed and sworn before me by Michael Kirsch on this 18 day of March, 2013.

*Sarah M Franks*



Notary Public for the State of Iowa

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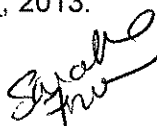


Shelby-Kirsch and Kirsch

3/19/13

Date

Subscribed and sworn before me by Michael Kirsch on this 19 day of March, 2013.





Notary Public for the State of Iowa