



BEFORE THE IOWA INSURANCE COMMISSIONER

IN THE MATTER OF)	ORDER OF SUSPENSION FOR
)	GOOD CAUSE
MICHAEL D. BOOTHBY,)	
a sales agent,)	
SA-00867)	
RESPONDENT)	DIVISION FILE NO.: 83394

The Commissioner, after considering the allegations in the statement of charges and being fully advised in the premises, issues the following findings of facts and order of suspension pursuant to the provisions of the Iowa Cemetery and Funeral Merchandise and Funeral Services Act - Iowa Code Chapter 523A and Iowa Administrative Code Chapters 191-103, 105 & 106:

1. Michael D. Boothby, (hereafter "Agent"), is an individual with a last-known mailing address of 400 Flint Street, Cherokee IA 51012.
2. Agent became licensed as a preneed sales agent of funeral services on January 27, 2011.
3. Agent is currently appointed with a preneed seller, Boothby Funeral Home, 207 East Main Street, Cherokee IA 51012.
4. The Division issued Agent a license as a preneed sales agent of funeral services on January 27, 2011 and assigned preneed sales agent number SA-00867.
5. Agent is required to file an annual report with the Commissioner on or before April 1 each year pursuant to Iowa Code § 523A.502A and Iowa Administrative Rule 191-105.4(2).

6. The Iowa Insurance Division is investigating the Agent's failure to file annual reports with the Commissioner and remit fees as required by Iowa Code § 523A.502A and Iowa Administrative Rules 191-105.4(2).

7. Iowa Code § 523A.503(2) states that the Commissioner may, for good cause shown, suspend any license for a period not to exceed thirty days, pending investigation.

THEREFORE, IT IS HEREBY ORDERED that, pursuant to Iowa Code §§ 523A.502A(4), 523A.503(2) and Iowa Administrative Rules 191-105.4(3), 105.6(8), and 106.2(3), that the preneed sales agent of funeral services license of Agent is hereby SUSPENDED for a period not to exceed thirty days from the date of this Order pending proceedings to determine whether Agent's license should be further disciplined after hearing in this matter.

Dated this 7th day of May, 2014.

Iowa Insurance Commissioner



NICK GERHART
Insurance Commissioner