

FILED

OCT 27 2014

COMMISSION OF INSURANCE
INSURANCE DIVISION OF IOWA

BEFORE THE IOWA INSURANCE COMMISSIONER

IN THE MATTER OF)	ORDER OF SUSPENSION FOR
)	GOOD CAUSE
LAHEY FUNERAL & CREMATION)	
SERVICES)	
a preneed seller,)	
PS-00169,)	DIVISION FILE NO.: 84470
)	
and)	
)	
COURTNEY DAWSON,)	
a sales agent,)	
SA-00993,)	
Respondents)	

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. Lahey Funeral & Cremation Services (hereafter "Seller") is a business entity with a last-known mailing address of 105 W. Maple St., Maquoketa, IA 52060.
2. Courtney J. Dawson (hereafter "Agent") is an individual with a last-known mailing address of 106 E. Green St., Wyoming, IA 52362.
3. Seller became licensed as a preneed seller of funeral services on December 3, 2007.
4. Agent became licensed as a preneed sales agent of funeral services on April 22, 2013.
5. The Division issued Seller a license as a preneed seller of funeral services on April 22, 2007 and assigned preneed seller number PS-00169.

6. The Division issued Agent a license as a preneed sales agent of funeral services on April 22, 2013 and assigned preneed sales agent number SA-00993.
7. Agent is required to be appointed as a sales agent of a person holding a preneed seller's license within thirty days of licensure and annually thereafter pursuant to Iowa Code § 532A.502(1) and Iowa Administrative Rules 191-103.2(2)(b) and 105.7.
8. 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).
9. Seller is required to file a notice of the appointment of a sales agent with the commissioner within thirty days of the appointment, in a format approved by the commissioner, and annually thereafter pursuant to Iowa Code § 523A.504(1).
10. The Division is investigating the Agent's failure to submit evidence of her appointment with Seller and to file an annual report with the Commissioner and remit fees as required by Iowa Code §§ 523A.502(1) and 523A.502A and Iowa Administrative Rules 191-103.2(2)(b), 105.4(2) and 105.7.
11. The Division is investigating the Seller's failure to file notice of the appointment of the Agent with the commissioner as required by Iowa Code § 523A.504(1).
12. 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 and the Seller's preneed seller of funeral services license are hereby SUSPENDED for a period not to exceed thirty days from the date of this Order pending proceedings to determine whether Agent's and Seller's license should be further disciplined after hearing in this matter.

Dated this 27th day of October, 2014.

Iowa Insurance Commissioner



NICK GERHART
Insurance Commissioner