

AGREED DISPOSITION AND WAIVER OF HEARING

WAIVER

I, _____, a funeral director/embalmer licensed by the South Dakota Board of Funeral Service, understand that a complaint was filed against me with the Board of Funeral Service and that the complaint allegations follow:

I understand that I have a right to a hearing pursuant to SDCL 1-26 regarding the allegations and that based upon the evidence at such hearing, the Board has the authority to suspend or revoke my license as a funeral embalmer or director or enter a reprimand in a degree less than revocation or suspension. Such rights pursuant to SDCL 1-26 include, but are not limited to, the following:

- (1) A contested case hearing as defined in SDCL 1-26-1(2). The hearing is an adversary proceeding at which Licensee has the right to be present and to be represented by legal counsel, to introduce evidence and to present testimony on Licensee's behalf, to call witnesses to testify, to cross-examine all witnesses present, and to submit argument. If these and other due process rights are not exercised at the hearing, they will be forfeited.
- (2) Appealing the decision by the South Dakota Board of Funeral Service based on the hearing to the circuit court and the State Supreme Court as provided by law.

I understand my rights to a hearing pursuant to SDCL 1-26 and I voluntarily waive those rights in consideration for the attached Agreed Disposition.

Dated _____

By _____
Funeral Embalmer/Director

**STATE OF SOUTH DAKOTA
STATE BOARD OF FUNERAL SERVICE**

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AGREED DISPOSITION

The Board of Funeral Service and _____, a funeral embalmer/director, have agreed to the following disposition concerning the above-described complaint:

The funeral embalmer/director understands that the agreed disposition set forth above is available for public inspection pursuant to SDCL 1-26-2.

BY: _____
Chairman
Board of Funeral Service

BY: _____
Funeral Embalmer/Director

Dated _____

Dated _____