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OFFICE OF THE MISSISSIPPI SECRETARY OF STATE  
REGULATION AND ENFORCEMENT

IN THE MATTER OF:	)	ADMINISTRATIVE
COLUMBUS MARBLE WORKS, INC.	)	PROCEEDING NUMBER:
	)	P-10-0024
	)	

CONSENT AGREEMENT

**I. Jurisdiction**

Finding it appropriate in the public interest, the Regulation and Enforcement Division of the Office of the Secretary of State of Mississippi (hereafter "Division"), on behalf of the Secretary of State, having the power to administer and to provide for the Mississippi Pre-need Cemetery and Funeral Registration Act, Miss. Code Ann. §§ 75-63-51 to 75-63-75 (hereafter "Act"), and Respondents do hereby enter into this Consent Agreement (hereafter "Agreement"). This Agreement settles all of the Division's allegations of violations of the Act by the Respondents.

**II. Agreement**

1. Respondents admit the jurisdiction of the Division as to all parties and matters herein under the authority of the Act. In consideration of a final resolution of the matters set forth in Paragraph I, and of other considerations set out hereinafter, the Division and Respondents hereby agree, stipulate, and undertake as follows. Further, Columbus Marble Works, Inc. admits the violations described herein:

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\$ 850.00

- a. Columbus Marble Works, Inc. ("Columbus"), in violation of Miss. Code Ann. § 75-63-65(1), sold seventeen (17) preneed contracts without being registered with the Secretary of State's Office.
2. Respondents will remit upon execution of this Consent Agreement an administrative penalty to the Secretary of State in the amount of Eight Hundred Fifty Dollars (\$850) by check made out to the Secretary of State's Office by September 8, 2010 for the violation of selling seventeen (17) preneed contracts without being registered with the Secretary of State's Office. As a result of this Agreement, the Secretary of State agrees not to pursue any further actions against Columbus for the specific aforementioned violations.
3. Nothing contained herein shall be construed as limiting Respondents' rights to contest any finding or determination made by the Division or by a court concerning an alleged failure by Respondents to comply with any of the terms and provisions of this Agreement.
4. Respondents are aware of the right to a hearing on this matter at which they may be represented by counsel, present evidence, and cross-examine witnesses. Respondents hereby irrevocably waive the right to such a hearing.
5. Respondents understand that the entry of this Agreement represents the settlement of regulatory claims by the Division against Respondents as of the date of this Agreement.

### III. Acknowledgement

The parties acknowledge that they have read this Agreement in its entirety and fully understand the rights, terms, and obligations of each contained therein and they have been vested

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with the express authority to enter into this Agreement. The parties further acknowledge that they have not been threatened or otherwise coerced into entering into this Consent Agreement.

The undersigned hereby acknowledge and agree to the terms and conditions of the foregoing Agreement by written consent.

So Agreed, this the 8<sup>th</sup> day of SEPT., 2010.

COLUMBUS MARBLE WORKS, INC.

BY: R.L. Edmonson  
R.L. Edmonson  
Vice President,  
Columbus Marble Works, Inc.

Date: 8/7/2010

C. DELBERT HOSEMANN, JR.  
SECRETARY OF STATE  
In his Official Capacity

BY: Amy C. Foster  
Amy Foster  
Senior Attorney,  
Regulation and Enforcement

Date: 9/14/10

Columbus Marble Works, Columbus, MS 39703 Check Date: 9/8/2010

Vendor: THE OFFICE OF THE SECRETARY Check No.: 83375

Invoice Date	Voucher No	Vendor's Invoice	Amount	Terms	Discount	Interest	Payment
9/8/2010			850.00				

**Totals:**

850.00



83375  
\$850<sup>00</sup>

DELBERT HOSEMANN  
Secretary of State

August 9, 2010

Columbus Marble Works, Inc.  
P.O. Box 791  
Columbus, MS 39703

Certified Mail,  
Return Receipt Requested

Re: Consent Agreement

Mr. Edmonson,

The attached Consent Agreement is provided to you as an option to resolve an administrative action that the Secretary of State's Office intends to bring regarding your violations of the preened law. Please understand this is offered as a means to resolve the charges and you are **not required** to sign and return the same with payment. If you do not want to resolve the charge with the Consent Agreement and payment of the proposed fine, you only need to write a letter to me requesting a hearing on this charge by Wednesday, September 8, 2010. You will then receive a Notice of Hearing informing you of the date and time of the requested hearing. The offer of resolution of the charge by Consent Agreement is valid until the close of business Wednesday, September 8, 2010. The offer can be accepted by signing the enclosed Consent Agreement and forwarding the same to me with payment of the administrative penalty in the amount of Eight Hundred Fifty Dollars (\$850) payable to The Office of the Secretary of State. Please contact me at (601) 359-9055 if you have any questions.

Sincerely,

*Amy C. Foster*

Amy C. Foster  
Senior Attorney,  
Regulation and Enforcement  
Mississippi Secretary of State  
P.O. Box 136  
Jackson, MS 39205-0136

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