

**OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
REGULATION AND ENFORCEMENT**

IN THE MATTER OF:)	ADMINISTRATIVE
SCI MISSISSIPPI FUNERAL)	PROCEEDING NUMBER:
SERVICES, INC.)	P-09-0151
)	

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 Divisions allegations of violations of the Act by the Respondents.

II. Agreement

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:

1. Respondents admit the jurisdiction of the Division as to all parties and matters herein under the authority of the Act.
2. SCI Mississippi Funeral Services, Inc. (hereafter "SCI") owns several funeral homes in Mississippi which employ agents who sell preneed contracts and can be contacted by mail at 1929 Allen Parkway, Houston, TX 77019.
3. Respondents hereby admit to the following violations of the Act and the Rules promulgated thereunder:

- a. SCI, in violation of Miss. Code Ann. §75-63-65, has failed to register five (5) of their preneed agents with the Secretary of State before those agents sold preneed contracts. Those agents have sold approximately six-hundred sixty-four (664) preneed contracts while not being registered with our Office. The same Section states that anyone who sells preneed contracts must be registered with the Secretary of State. According to Miss. Code Ann. §75-63-69, the Secretary of State may impose an administrative penalty against anyone who has engaged or is about to engage in any act or practice constituting a violation of the Act of up to One Thousand Dollars (\$1,000) for each violation of the Act not to exceed Five Thousand Dollars (\$5,000).
4. Respondents will remit upon execution of this Consent Agreement an administrative penalty to the Secretary of State in the amount of Three Thousand Dollars (\$3,000), made payable to the Secretary of State's Office by October 19, 2009 for the violation of selling preneed contracts by unregistered agents. As a result of this Agreement, the Secretary of State agrees not to pursue any further actions against SCI for the specific aforementioned violations.
5. 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 terms and provisions of the Agreement.
6. Respondents are aware of their 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.

7. 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 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 7th day of October, 2009.

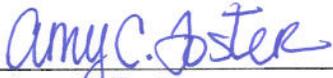
SCI MISSISSIPPI FUNERAL SERVICES, INC.

BY: 

Sasha Vaikhman
Corporate Counsel,
SCI Mississippi Funeral Services, Inc.

Date: October 7, 2009

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

BY: 

Amy C. Foster
Senior Attorney,
Regulation and Enforcement

Date: 10/7/09