

IN THE MATTER OF
WESLEY CHAVIS JR.

License Number M00095

Board Case Numbers 10-015, 10-057 *

* BEFORE THE MARYLAND
* STATE BOARD OF MORTICIANS
* AND FUNERAL DIRECTORS

PRE-CHARGE CONSENT ORDER

PROCEDURAL BACKGROUND

The Maryland State Board of Morticians and Funeral Directors (the "Board") and Wesley Chavis, Jr. (the "Respondent") have agreed, in lieu of the Board's filing formal charges, to enter into to this Pre-Charge Consent Order (the "Order"). The Respondent waives his right to a hearing and agrees to be sanctioned by the Board. This Order is based upon the Board's belief that the Respondent violated provisions of the Maryland Morticians and Funeral Directors Act ("the Act"), Md. Code Ann., Health Occ. ("H.O.") §§ 7-101 et seq. (2009 Repl. Vol.).

FINDINGS OF FACT

1. At all times relevant, the Respondent was and is licensed to practice mortuary science in the State of Maryland under license number M00095.
2. At all times relevant, the Respondent was the Supervising Mortician at Wesley Chavis, Jr. Funeral Home located at 2007 eastern Avenue, Baltimore City, Maryland.
3. The Board launched an investigation upon receiving a complaint number 10-015 from Family A¹.
4. Prior to final disposition, the Respondent stored the deceased's body inappropriately.
5. The Board's investigation of Family B's² complaint number 10-057, found that the Respondent charged the family a consultation fee.
6. The Respondent was confrontational with each the aforementioned families.

¹ Family A is identified in the Board's records.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board finds that the Respondent violated H.O. §§ 7-316(a)(26) when he acted in an unprofessional manner.

ORDER

ORDERED that the Respondent shall be placed on **PROBATION** for a period of one (1) year to commence on the effective date³ of this Consent Order (the "Order"); and it is further

ORDERED that no later than thirty (30) days from the effective date of this Order the Respondent shall reimburse Family B three hundred dollars (\$300.00)⁴; and it is further

ORDERED that within ninety (90) days of the effective date of this Order, the Respondent shall pay a fine to the Board in the amount of one thousand dollars (\$1000.00); and it is further

ORDERED that within six (6) months from the effective date of this Order, the Respondent shall provide the Board with documentation that he has successfully completed a Board approved course in anger management; and it is further

ORDERED that no earlier than one (1) year from the effective date of this Order, the Respondent may petition the Board for termination of his probationary status. It shall be within the Board's discretion to grant such a request; and it is further

ORDERED that the Respondent shall be responsible for all costs incurred under this Order; and it is further

ORDERED that the Respondent shall comply with and practice within all statutes and regulations governing the practice of mortuary science and funeral direction in the State of Maryland; and it is further

² Family B is identified in the Board's records.

³ The effective date is date the Board accepts this Order.

⁴ This represents the consultation fee the Respondent charged family B.

ORDERED that any violation of the terms and conditions of this Order shall constitute unprofessional conduct in addition to any applicable grounds under the Act; and it is further

ORDERED that this Consent Order is a PUBLIC DOCUMENT as defined in Md. State Gov't Code Ann. §§ 10-611 et seq. (2004).

5/11/11
Date

Dr. Hari P. Close
President

CONSENT OF WESLEY CHAVIS, JR

I, Wesley Chavis, Jr. License Number M0095, by signing this Consent agree to be bound by the terms and conditions of the foregoing Pre-Charge Consent Order as resolution to this matter. I waive any rights I may have had to contest the Findings of Fact and Conclusions of Law.

I acknowledge the validity and enforceability of this Pre-Charge Consent Order as if it were made after a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections to which I am entitled by law. I also recognize that I am waiving my right to appeal any adverse ruling of the Board that might have followed any such hearing and am also waiving any other legal remedies I may have regarding resolution of this matter.

I have had the opportunity to review this Pre-Charge Consent Order with an attorney of my choice and sign it voluntarily, understanding its terms, meaning and effect.

5/10/11
Date

Wesley Chavis Jr.
Wesley Chavis Jr.

NOTARY

STATE OF MARYLAND

CITY/COUNTY OF Baltimore

I HEREBY CERTIFY that on this 10th day of May, ²⁰¹¹~~2010~~, before me, a Notary Public of the State of Maryland and the City/County aforesaid, personally appeared Wesley Chavis Jr., and made oath in due form of law that the foregoing Consent was her voluntary act and deed.

AS WITNESSETH my hand and notarial seal.

Heather McLaughlin
Notary Public

My Commission Expires: 12/20/2012