

IN THE MATTER OF

SHAUN REID

Board Case Number 14-064

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

CONSENT ORDER

PROCEDURAL BACKGROUND

The Maryland State Board of Morticians and Funeral Directors (the "Board") and Shaun Reid (the "Respondent") have agreed, in lieu of the Board's pursuing any charges (be they administrative, civil or criminal), to enter into to this 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's business card advertising and one meeting in this State constitute the practice of mortuary science without a Maryland Morticians or Funeral Directors License. Maryland Morticians and Funeral Directors Act ("the Act"), Md. Code Ann., Health Occ. ("H.O.") §§ 7-501 (2009 Repl. Vol.), states that "a person may not practice, attempt to practice offer to practice, or assist in the practice of mortuary science in this State unless licensed by the Board"; and H.O. § 7-502 bars a person from representing "to the public by title, by description of service, methods, or procedures, or otherwise, that the person is authorized to practice mortuary science in this State."

In an effort to resolve this matter, the Board invited the Respondent and his attorney to participate in a Complaint Resolution Conference (CRC) on September 10, 2014. This Order reflects the agreement reached between the Board and the Respondent. The Board understands that Respondent wishes to apply for a Mortuary Transport Service Permit and may also, at some point, seek a Funeral Directors or Morticians License and agrees that the underlying issues in Board case number 14-064 leading to this Order will not be an impediment to the Board's review, in the future, of Respondent's application for a Mortuary Transport Service Permit or for any other license or

certification for which Respondent may be or become qualified.

FINDINGS OF FACT

1. At all times relevant, the Respondent was not, nor has he ever been, licensed to practice Mortuary Science in the State of Maryland.
2. The Respondent met with Deceased A's family members and did not make clear that he was not licensed to practice Mortuary Science in Maryland.¹

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board finds that the Respondent, an unlicensed individual, violated H.O. §§7-501 and 7-502 when he met with a family for the purpose of assisting in the making of funeral arrangements.

ORDER

ORDERED that within ninety (90) days of the effective date² of this Order, the Respondent shall pay a fine to the Board in the amount of one thousand dollars (\$1,000.00); and it is further

ORDERED that the Respondent shall not make application to the Board for a Mortuary Transport Service Permit before a period of six (6) months has elapsed from the effective date of this Order; and it is further

ORDERED that within ninety days from the effective date of this Order, the respondent shall document to the Board that he has successfully completed, at his cost, a Board approved ethics course;³ and it is further

ORDERED that the Respondent shall not practice Mortuary Science in this State unless authorized to do so by the Board; and it is further

ORDERED that the Respondent shall not operate a Mortuary Transport Service in this State unless authorized to do so by the Board; and it is further

¹ The identity of deceased A is maintained among the Board's records.

² The effective date is the date the Order is accepted by the Board.

³ The Respondent is to submit course descriptions to the Board for review and approval.

ORDERED that should the Respondent violate any of the terms and conditions of this Order the Board may pursue administrative, civil or criminal prosecution as appropriate; but neither the Board nor its members will pursue any such prosecution, nor refer this matter to others, nor encourage others to pursue sanctions, so long as Respondent complies with this Consent Agreement; 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.* (2009).

Acceptance Date 9/19/14



Victor C. March, Sr.
President,
Maryland State Board of Morticians and
Funeral Directors


CONSENT

I, Shaun Reid by signing this Consent Order agree to the findings of fact and conclusions of law and further agree to be bound by the terms and conditions of the foregoing Consent Order as a resolution to this matter. I further understand that this Consent Order will resolve any and all outstanding issues known to the Board and that the Board will not pursue any sanctions nor encourage others to do so. As a result, 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 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 a hearing and 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 Consent Order with my attorney and sign it voluntarily, understanding its terms, meaning and effect.

09/17/2014
Date



Shaun Reid

NOTARY

CITY OF WASHINGTON

DISTRICT OF COLUMBIA

I HEREBY CERTIFY that on this 17th day of September, 2014, before me, a Notary Public of the District of Columbia, personally appeared Shaun Reid, and made oath in due form of law that the foregoing Consent was his voluntary act and deed.

AS WITNESS my hand and notarial seal.

Tonia S Gray
Notary Public

My Commission Expires: May 14, 2018

TONIA S. GRAY
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires May 14, 2018

