

**STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS**

**DEPARTMENT OF HEALTH :
HEALTH SERVICES REGULATION :**

vs.

CHARLES HAYES (EMB01031)

CONSENT ORDER

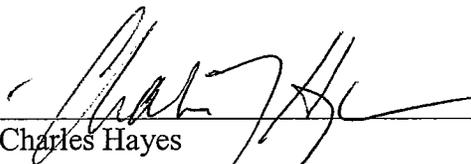
Pursuant to section 5-33.2-17 of the Rhode Island General Laws, 2004 Reenactment, and the Rules and Regulations promulgated thereunder, the Rhode Island Department of Health (hereinafter "Department"), after review and consultation with the Board of Funeral Directors/Embalmers, has investigated a complaint charging Charles Hayes (hereinafter "Respondent") with a violation of section 5-33.2-17 of the Rhode Island General Laws, 2004 Reenactment.

After consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of Respondent:

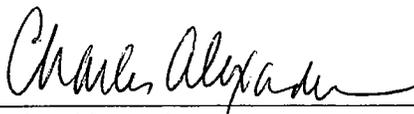
1. Respondent is a licensed Funeral Director/Embalmer and able to conduct business under and by virtue of the laws of the State of Rhode Island.
2. That during the period from January 1, 2000 and September 6, 2005 Respondent did ^{C.H.}unintentionally operate the O'Neill-Hayes Funeral Home, Inc. without a valid funeral establishment license.
3. That the conduct described in paragraph two (2) herein constitutes unprofessional conduct pursuant to section 5-33.2-17 and the Rules and Regulations promulgated thereunder.
4. Respondent has read this Consent Order and understands that it is a proposal of the Department.

5. Respondent hereby acknowledges and waives:
 - a) The right to appear personally or by counsel or both before the Department;
 - b) The right to produce witnesses and evidence in his behalf at a hearing;
 - c) The right to cross-examine witnesses;
 - d) The right to have subpoenas issued by the Department;
 - e) The right to further procedural steps except for those specifically contained herein;
 - f) Any and all rights of appeal of this Consent Order.
6. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties.
7. Acceptance by the Respondent and approval by the Department of this Consent Order constitutes an admission of the facts herein.
8. Failure to comply with the Consent Order, once signed and accepted, shall subject the Respondent to further disciplinary action.
9. Respondent agrees to a Reprimand of his license to practice as a Funeral Director/Embalmer.
10. That this Consent Order shall remain in full force and effect pending further order of the Rhode Island Department of Health.

1-12-06
Date


Charles Hayes

Approved on this 19th day of January 2006


Charles Alexandre
Chief, Health Professions Regulation