

**BEFORE THE
ADMINISTRATIVE HEARING COMMISSION
STATE OF MISSOURI**

STATE BOARD OF EMBALMERS AND FUNERAL DIRECTORS)	
)	
)	
Petitioner,)	
)	
v.)	No. 08-1588 EM
)	
WARREN FUNERAL CHAPEL, INC., HAROLD WARREN, SR., HAROLD WARREN, JR., and HELEN WARREN,)	
)	
)	
Respondents.)	

**JOINT STIPULATION
OF HELEN WARREN
AND THE STATE BOARD OF EMBALMERS AND FUNERAL DIRECTORS
AND JOINT MOTION FOR DISMISSAL**

The State Board of Embalmers and Funeral Directors (Board), by and through its attorney, the Missouri Attorney General, and Helen Warren, jointly move for dismissal of this matter as to Helen Warren without prejudice based on the stipulations, terms and conditions set forth herein.

1. The parties stipulate and agree that this document is the joint work product of the parties. The parties hereto stipulate and agree that this document embodies the entire agreement and understanding of the parties with respect to the subject matter contained herein. The parties hereby declare and represent that no promise, inducement, or agreement not herein expressed has been made.

2. Helen Warren states that she is voluntarily surrendering her license as a funeral director, license no. 5570, and will not reapply for a funeral director license.

3. Helen Warren, together with her heirs and assigns, and her attorneys, do hereby waive, release, acquit and forever discharge the Board, its respective members and its employees, agents, or attorneys, including any former members, employees, agents, and attorneys, of, or from, any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including, but not limited to, any claims for attorney=s fees and expenses, whether or not now known or contemplated, including, but not limited to, any claims pursuant to § 536.087, RSMo, or any claim arising under 42 U.S.C. § 1983, which now or in the future may be based upon, arise out of, or relate to any of the matters raised in this case, its litigation, or from the negotiation or execution of this Joint Stipulation. Warren acknowledges that this paragraph is severable from the remaining portions of this Joint Stipulation in that it survives in perpetuity even in the event that any court or administrative tribunal deems this Joint Stipulation or any portion thereof void or unenforceable.

4. Based upon the stipulations, terms and conditions of this agreement, the parties mutually agree that the case against Helen Warren that is presently before the AHC in this matter will be dismissed without prejudice.

5. The terms of this Joint Stipulation are contractual, legally enforceable, and binding, not merely recital. Except as otherwise contained herein, neither this Joint Stipulation nor any of its provisions may be changed, waived, discharged, or terminated,

except by an instrument in writing signed by the party against whom the enforcement of the change, waiver, discharge, or termination is sought.

6. Each party agrees to pay all their own fees and expenses incurred as a result of this case and/or its litigation.

7. The parties to this Joint Stipulation understand that this Joint Stipulation will be maintained as an open and public record as provided in Chapters 610, 620, and 339, RSMo.

WHEREFORE, the Board and Helen Warren respectfully request that this matter be dismissed as to Helen Warren without prejudice based on the stipulations, terms and conditions set forth herein.

PETITIONER

STATE BOARD OF EMBALMERS
AND FUNERAL DIRECTORS

Helen Warren

Date

Becky Dunn
Executive Director

Date

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