

STATE BOARD OF FUNERAL AND CEMETERY SERVICE BOARD MEETING

APRIL 1, 2021

Via Telephone Conference Pursuant to Executive Order 20-09

Access the meeting online or via telephone at:

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CALL TO ORDER

The meeting was called to order at 9:00 a.m. by Frank Downing, pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting.

BOARD MEMBERS PRESENT:

Frank Downing, Chairman
Kathleen Matuszak, Vice Chairperson
Thomas Sproles
Christopher Cooke

STATE OFFICIALS PRESENT:

Tracy Hicks, Board Director
Colette Ritter, Assistant Board Director
Donald Hannah, Deputy Attorney General

ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda.

Sproles/Cooke

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

ADOPTION OF THE MINUTES FROM THE FEBRUARY 11, 2021 MEETING OF THE BOARD

A motion was made and seconded to adopt the agenda.

Matuszak/Cooke

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

PERSONAL APPEARANCE AND CONSIDERATION OF APPLICATION FOR RENEWAL OF FUNERAL DIRECTOR LICENSE

1. Belicia Hicks, FD29600125

A motion was made and seconded to approve the application for renewal.

Sproles/Cooke

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

2. Jason Costin, FD29800100

A motion was made and seconded to table the application for renewal pending proof the criminal record has been expunged and proof of eight hours of law continuing education.

Sproles/Matuszak

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

CONSIDERATION OF PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

1. Ned E. Dunnichay, FD01020332, 2020 SBFCS 0001

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order

Sproles/Cooke

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

CONSIDERATION OF APPLICATION FOR RENEWAL OF FUNERAL DIRECTOR LICENSE

1. Ned E. Dunnichay, FD01020332, 2020 SBFCS 0001

A motion was made and seconded to approve the renewal application.

Sproles/Matuszak

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

ADMINISTRATIVE HEARINGS

1. Casimir Roman Pulaski, FD08900012, 2020 SBFCS 0015

A motion was made and seconded to suspend the license indefinitely with no right to petition for reinstatement for a period of one year, require completion of the IFDA Crash Law course, impose a fine of \$1000.00 due within one year.

Sproles/Cooke

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

2. Singleton Community Mortuary and Memorial Center, FH11900012, 2021 SBFCS 0002

A motion was made and seconded that Respondent poses a clear and immediate danger to the public and to summarily suspend the license for a period of 90 days.

Sproles/Matuszak

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

MOTION TO DISMISS COMPLAINT

1. Valhalla Memory Gardens & Crematory, CM40700009, CR30700008, & CA20700070, 2020 SBFCS 0012

A motion was made and seconded to dismiss the complaint.

Cooke/Sproles

3/0/1

Voting in Favor: Frank Downing, Thomas Sproles, and Christopher Cooke
Abstaining: Kathleen Matuszak
Motion carried.

PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

1. Oak Hill Cemetery, CM40600043, CM40600044, CM40600045, & CA20600081, 2020 SBFCs 0013

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

Cooke/Sproles

3/0/1

Voting in Favor: Frank Downing, Thomas Sproles, and Christopher Cooke

Abstaining: Kathleen Matuszak

Motion carried.

VERIFIED COMPLAINT REQUESTING RESTITUTION FROM THE PRENEED CONSUMER PROTECTION FUND

1. Charles McKinney Jr., for Janet McKinney (Tabled from October 2019)
Re: Winklepleck Weesner Funeral Home, FH83000655 (Closed)

A motion was made and seconded to approve restitution in the amount of \$3035.62 plus interest not to exceed the cost of the at-need contract.

Sproles/Cooke

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke

Motion carried.

2. Rees Funeral Home for Tommie Lyons
Re: Kraft Funeral and Crematory, Inc., FH10000005 (Closed)

A motion was made and seconded to approve restitution in the amount of \$2732.00 plus interest not to exceed the cost of the at-need contract.

Sproles/Matuszak

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke

Motion carried.

3. Pruzin Brothers Funeral Service for Arden Harlen Brooks
Re: NPS Advantage, CA20200012 (Closed)

A motion was made and seconded to deny the request and suggest they file a claim with National Preneed Services or their successor for payment.

Sproles/Matuszak

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke

Motion carried.

4. Young Family Funeral Homes, Inc. for Helen Swanson
Re: Brazzell Funeral Home, FH10400031 (Closed)

A motion was made and seconded to approve restitution in the amount of \$900.00 plus interest not to exceed the cost of the at-need contract.

Sproles/Matuszak

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

REVIEW OF CONTINUING EDUCATION SPONSORS AND COURSES

A motion was made and seconded to approve the following CE report.

Matuszak/Sproles

4/0/0

Voting in Favor: Frank Downing, Thomas Sproles, Kathleen Matuszak, and Christopher Cooke
Motion carried.

COURSES FOR APPROVAL

Wilbert Funeral Services – CE21500018

1. Connecting the Dots - 3.18.2021 – 1 CEU
2. Suicide by Death – 4.8.2021 – 1 CEU
3. Better Communications with Families – 1 CEU
4. Mindset Matters – 5.6.21 – 1 CEU
5. Post Embalming Treatments – 5.6.21 – 1 CEU

Selected Independent Funeral Homes – CE10800819

1. The Challenge of Caring – 4.29.2021 – 1 CEU
2. Ask the Experts – 4.29.2021 – 1 CEU
3. Families Gone Wild – 4.29.2021 – 2 CEU
4. Know the Numbers that Matter – 2 CEU

Homesteaders Life Company – CE10800737

1. Ethical Leadership for Today's Ins. Agency – Various – 3 CEU
2. History of Preneed Insurance – Various – 3 CEU
3. Insurance Fraud – Various – 3 CEU
4. Dynamics of Preneed Insurance – Various – 3 CEU

Matthews International – CE10800858

1. Casket Selection: Helping families see the value – ongoing – 1 CEU

Indiana Donor Network – CE21600014

1. Tissue Talks – ongoing – 2 CEU

Indiana State Coroners Training Board – CE21200008

1. Medicolegal Death Investigation Course – 2.12.21 – 2.14.21 – 20 CEU- Law
2. Medicolegal Death Investigation Course – 2.26.21 – 2.28.21 – 20 CEU- Law

Madison County Funeral Directors Association – CE10800768

1. Covid 19, Past, Present and future, Vaccines: How they affect – 1.26.2021 - 1 CEU
2. Madison County Coroner, New policies and procedures – 3.9.2021 – 1 CEU
3. The Practice Act – On going – 2 CEU – Law (**DENIED**)

D.O. McComb & Sons Funeral Homes – CE10800689

1. Healing All Types of Grief – 4.28.21 – 5 CEU

KAVOD – CE21600017

1. What Will and Will Not Work in 2021 For Getting More Cases – 4.11.21 – 1 CEU
2. Traffic is Pointless if Your Website Doesn't Convert – 4.12.21 – 1 CEU

ADJOURNMENT

The meeting was adjourned at 12:40 p.m..

Chairman

Date

