

STATE BOARD OF FUNERAL AND CEMETERY SERVICE  
BOARD MEETING  
THURSDAY FEBRUARY 10, 2011  
INDIANA GOVERNMENT CENTER SOUTH  
402 W WASHINGTON STREET, ROOM W064  
INDIANAPOLIS, IN 46204

MINUTES OF THE MEETING

BOARD MEMBERS PRESENT:

Theodore Mau, Chairman  
Paul St. Pierre, Vice Chairman  
David McComb  
Anne M. Patterson  
Roland Cutter  
James Todd  
Matthew Drury  
Samuel Frain  
John Gerlach  
Erin Kellam, State Board of Health

STATE OFFICIALS PRESENT:

Tracy Hicks, Board Director  
Christina Wiseley, Assistant Board Director  
Kevin McDowell, Deputy Attorney General  
Larry Harvey, Compliance Director  
Jeanne Tucker, Compliance Officer

MINUTES TRANSCRIBED AND  
COMPILED BY:

Tracy Hicks, Board Director

MINUTE NO. 11-01  
CALL TO ORDER

The meeting was called to order at 11:00 a.m. by T. Mau, pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting.

MINUTE NO. 11-02  
ADOPTION OF THE FEBRUARY 10, 2011 AGENDA

S. Frain moved to adopt the February 10, 2011 agenda. R. Cutter seconded the motion. Motion carried.

MINUTE NO. 11-03  
ADOPTION OF THE MINUTES OF DECEMBER 2, 2010 MEETING OF THE BOARD

J. Gerlach moved to adopt the minutes of the December 2, 2010 meeting of the board. M. Drury seconded the motion. Motion carried.

MINUTE NO. 11-04  
IN THE MATTER OF EUGENE WAGNER, FD29600119, SBFCS 10-05

S. Frain moved to deny the motion to dismiss the case in the matter of Eugene Wagner, FD29600119, SBFCS 10-05. J. Todd seconded the motion. M. Drury abstained. Motion carried.

**MINUTE NO. 11-05  
PERSONAL APPEARANCES**

Terry L. Warner, FD20400086, Application for Renewal of Funeral Director License – P. St. Pierre moved to deny the application for renewal. J. Todd seconded the motion. Motion carried.

Mark Adams, FD09200015 for Adams Funeral Home, FH11000039 (Formerly R.D. Pyke Funeral Home) to discuss the preneed contracts that were left after Richard Pyke vacated the building. J. Todd and T. Mau will contact Mr. Adams to schedule a time to pick up the preneed files.

Cornelius A. Kuiper, FD01014511 for Chapel Lawn Funeral Home and Memorial Gardens, FH19900051, to discuss his role as manager of the funeral home. – He failed to appear. Attempts were made to contact him at his home to notify him of the change in the meeting date, however his home telephone has been disconnected.

Larry R. Williams, FD09100023, Regarding Preneed Contracts from Northeast Indiana Cremation Society – Mr. Williams could not attend today and will attend the next meeting.

**MINUTE NO. 11-06  
REVIEW OF APPLICATIONS**

Hippensteel Funeral Home, Inc., DBA Simplicity Funeral Care, 1608 Schuyler Avenue, Lafayette, IN, Application for Funeral Home License and Certificate of Authority. J. Todd moved to approve the application for license. M. Drury seconded the motion. S. Frain opposed the motion. Motion carried.

S. Frain requested the board direct the agency to file a complaint with the Attorney General. M. Drury suggested S. Frain file the complaint. There was no further discussion.

Adrienne M. Gault, Application for Funeral Director License. S. Frain moved to deny the application for license voiding the case reports under the unlicensed funeral home. J. Todd seconded the motion. Voting favor: S. Frain, J. Todd, P. St. Pierre, and M. Drury. Opposing the motion: A. Patterson, E. Kellam, and R. Cutter.

Yoshanda Bowden-Glazebooks, FD20100002, Application for Renewal of Funeral Director License. S. Frain moved to require a total of 40 hours of continuing education to renew the license. P. St. Pierre seconded the motion. Motion carried.

William T. Voorhies, II, FD01017072, Application for Renewal of Funeral Director License. P. St. Pierre moved to require passing the exam and require 70 hours of education. S. Frain seconded the motion. Motion carried.

Nichole Thompson, FD20500072, Application for Renewal of Funeral Director License. J. Todd moved to require all continuing education be made up for each license period the license was expired to renew. S. Frain seconded the motion. Motion carried.

Michael Allen Cherkala, FD01009487, Application for Renewal of Funeral Director License. S. Frain moved to require 30 hours of continuing education to renew. M. Drury seconded the motion. Motion carried.

**MINUTE NO. 11-07  
DISCUSSION OF THE INDIANA DEPARTMENT OF HEALTH DEATH REGISTRY SYSTEM**

E. Kellam reported that in order to sign a death certificate using the Death Registry System, only a funeral director signature is required.

**MINUTE NO. 11-08  
VERIFIED COMPLAINTS REQUESTING RESTITUTION FROM THE PRENEED CONSUMER PROTECTION FUND**

- A. **Midwest Funeral Home & Cremation Society for James E. McQueen, Sr.**  
Re: Northeast Indiana Cremation Society, CR30000006
- B. **Midwest Funeral Home & Cremation Society for Margaret E. Osborn**

Re: Northeast Indiana Cremation Society, CR30000006

**C. Midwest Funeral Home & Cremation Society for George I. Martin**

Re: Northeast Indiana Cremation Society, CR30000006

**D. Midwest Funeral Home & Cremation Society for Marc D. Pape re: Phyllis I. Pape**

Re: Northeast Indiana Cremation Society, CR30000006

**E. Midwest Funeral Home & Cremation Society for Mary Catherine Eakin**

Re: Northeast Indiana Cremation Society, CR30000006

The Midwest Funeral Home & Cremation Society verified complaints requesting restitution will be considered at the April 7, 2011 meeting when Larry Williams can attend to discuss the contracts.

**F. Roger Tabor**

Re: R. D. Pyke Funeral Services, FH89200005 – T. Mau moved to deny the request because no loss has occurred. J. Todd seconded the motion. Motion carried.

**MINUTE NO. 11-09  
CORRESPONDENCE**

A. Ferguson-Lee, Inc., Cox Chapel, FB40900002, is closed effective November 1, 2010. There were no contracts written under the Ferguson-Lee Inc.-Cox Chapel license.

B. Michael T. Fields, FD29500031 is the manager of Cook Funeral Home, FH83000605 effective January 1, 2011. He makes no reference for the Sunman location. The board directed Larry to visit the funeral home.

C. Parson Mortuary, FH83004926, indicates Garden View Funeral Home/Gardens of Memory Cemetery, FH11000029 & CM41000002, will not transfer a casket as part of a preneed contract because it was purchased from the cemetery. J. Tucker spoke with them this morning. A check will be issued because it was not funded like a regular preneed.

D. Walter Hatfield, FD01006374 is the manager for Victoria Grace Funeral Home, FH10800014.

E. Kevin A. Wagner, FD20200062 and Elizabeth S. Findlay, FD20200063 are affiliated with Eugene Wagner's funeral home in Michigan. The board requested that staff let them know that they cannot practice in Indiana.

F. Correspondence regarding Midwest Funeral Home & Cremation Society's requests for restitution from the preneed consumer protection fund. No board response.

G. Hahn-Groeber Funeral Home would like to know if preneed contracts post 1998 from the now closed Yuill-Shoemaker Funeral Home, FH83000508, will be reimbursed from the preneed consumer protection fund given the fact that the funeral home license expired December 31, 1998.

H. Amanda Payne Bryant, FD20900041, is no longer employed with Flanner and Buchanan Centers.

**MINUTE NO. 11-10  
SCALES FINANCIALSERVICES INC.**

It was the consensus of the board to notify Barry Scales of Scales Financial Services, Inc. that selling insurance without a license as an irrevocable trust without having a funeral director and funeral home license is illegal.

**MINUTE NO. 11-11  
REVIEW OF CONTINUING EDUCATION SPONSORS AND COURSES, APPROVED**

P. St. Pierre moved to approve the following providers and courses. J. Todd seconded the motion. Motion carried.

**NEW COURSES FROM PREVIOUSLY APPROVED SPONSORS**

**Aurora Casket Company, P.O. Box 29, Aurora, IN 47001**

- Lifetimes, March 23, 2011, 8 ceu
- Lifetimes, May 25, 2011, 8 ceu
- Lifetimes, July 20, 2011, 8 ceu

- Lifetimes, September 21, 2011, 8 ceu

**Batesville Casket Company, One Batesville Blvd., Batesville, IN 47006**

- Acting on Cremation Challenges – AC2T by Options, ongoing, 2 ceu

**Epsilon Nu Delta Mortuary Fraternity, Inc., P.O. Box 3057, Newark, NJ 07103**

- Customer Service: The Lifeblood of Any Business!!, March 11, 2011, 2 ceu

**Flanner & Buchanan Funeral Centers, 635 E. Market St., Indianapolis, IN 46202**

- The Joy of Serving the Brokenhearted, March 22, 2011, 6 ceu

**International Cemetery, Cremation, & Funeral Association, 107 Carpenter Dr. Suite 100, Sterling, VA 20164**

- ICCFA Annual Convention & Exposition, March 8-11, 2011, 18 ceu

**International Order of the Golden Rule, 3520 Executive Center Drive #300, Austin, TX 78731**

- Will the Internet Replace Funeral Arrangers?, February 24, 2011, 1 ceu

**Ohio Funeral Director Association District 1, 7150 County Road 13, Bryan, Ohio 46506**

- Engaging Tomorrow's Customer, January 26, 2011, 2 ceu
- Burial Vault Presentation & Personalization, February 23, 2011, 2 ceu
- Annual OSHA Update, March 30, 2011, 3 ceu

**Selected Independent Funeral Homes, 500 Lake Cook Road, Suite 205, Deerfield, IL 60015**

- Selected Independent Funeral Homes 2011 Spring Management Summit, May 11-13, 2011, 7 ceu

**MINUTE NO. 11-12  
RULES DISCUSSION**

The committee will attempt to meet in early March. T. Mau will schedule the meeting.

**MINUTE NO. 11-13  
ADJOURNMENT**

There being no further business to discuss, the meeting was adjourned at 2:21 p.m.

Dated: 4-7-11



Theodore Mau,  
Chairman

Attest: Tracy Hicks  
Tracy Hicks, Board Director