

**STATE BOARD OF FUNERAL AND CEMETERY SERVICE BOARD MEETING
FEBRUARY 7, 2019
INDIANA GOVERNMENT CENTER SOUTH
CONFERENCE CENTER, ROOM A
402 W WASHINGTON STREET
INDIANAPOLIS, IN 46204**

CALL TO ORDER

The meeting was called to order at 11:00 a.m. by Christopher Cooke, 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: Christopher Cooke, Chairman
Donald Alford, Vice Chairman
Thomas Sproles
Frank Downing
Theodore Mau
Roland Cutter
Tasha Smith, State Department of Health

STATE OFFICIALS PRESENT: Tracy Hicks, Board Director
Shawwna Ajeigbe, Assistant Board Director
Donald Hannah, Deputy Attorney General

ADOPTION OF THE AGENDA

The agenda was adopted as amended.

Alford/Cutter

6/0/0

Voting in Favor: Frank Downing, Donald Alford, Ted Mau, Christopher Cooke, Roland Cutter, and Tasha Smith

Motion carried.

ADOPTION OF THE MINUTES OF THE DECEMBER 21, 2018, MEETING OF THE BOARD

A motion was made and seconded to approve the minutes of the December 21, 2018 meeting.

Cutter/Alford

6/0/0

Voting in Favor: Frank Downing, Donald Alford, Ted Mau, Christopher Cooke, Roland Cutter, and Tasha Smith

Motion carried.

ADMINISTRATIVE HEARING

1. Administrative Show Cause Hearing in the matter of Chad Campbell, FD29600122, 2017SBFCS0011

A motion was make and seconded to impose a fine of \$250 civil penalty to be paid.

Downing/Sproles

5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith
Motion carried.

2. Administrative Hearing in the matter of Nickolas Hentgen, FD21300006, 2017SBFCS0006

A motion was make and seconded to reinstate the license.

Downing/Alford

4/0/0

Voting in Favor: Frank Downing Donald Alford, Roland Cutter, and Tasha Smith

Motion carried.

3. Administrative Hearing in the matter of Rodney Ray Bracken, FD21500009, 2015SBFCS0001

A motion was make and seconded to reinstate the license.

Cutter/Alford

4/0/0

Voting in Favor: Frank Downing Donald Alford, Roland Cutter, and Tasha Smith

Motion carried.

4. Administrative Hearing in the matter of Matthew J. Fitzthum, FD29700015, 2018 SBFCS 0004

A motion was made and seconded to extend the emergency suspension.

Sproles/Cutter

5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith

Motion carried.

5. Administrative Hearing in the matter of John Aaron Brazzell, FD20200067, 2018 SBFCS 0003

A motion was made and seconded to extend the emergency suspension.

Sproles/Cutter

5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith

Motion carried.

6. Administrative Hearing in the matter of Cameron Vale, FD21200041, 2019SBFCS0001

Mr. Hannah indicated he knows Mr. Vale personally and that he has no decision making authority in this matter however that will not affect his counsel to the Board.

A motion was made and seconded to summarily suspend the license for a period of ninety days.

Sproles/Alford

5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith

Motion carried.

7. Administrative Show Cause Hearing in the matter of Heritage Cremation Provider, 2018 SBFCS 0007

A motion was made and seconded to Order Respondent to Cease and Desist the practice of funeral services.

Cutter/Sproles

5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith

Motion carried.

Written report provided.

PERSONAL APPEARANCE AND CONSIDERATION OF APPLICATION FOR RENEWAL

1. Mark Ferree, FD20600082

He pled guilty to battery charges however charges were dismissed. A motion was made and seconded to renew the license.

Downing/Alford
5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith
Motion carried.

2. Mark Genda, FD08600254

A motion was made and seconded to renew the license on indefinite probation with no right to petition for removal until satisfaction of the pretrial agreement.

Sproles/Cutter
5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith
Motion carried.

3. Stacia Osborne-Christian, FD29600033

C. Cooke indicated Mr. Osborne-Christian provides services in his cemetery however he is able to participate in the proceedings.

A motion was made and seconded to approve renewal of the license.

Downing/Cutter
5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith
Motion carried.

D. Verified Complaint Requesting Cemetery Maintenance Assistance

1. Jean Buckley
Re: Crown Hill Cemetery, Hobart

A motion was made and seconded to deny the request because the cemetery is not registered in Indiana.

Mau/Cutter
4/0/0

Voting in Favor: Ted Mau, Christopher Cooke, Roland Cutter, and Tasha Smith
Motion carried.

E. Review of Consumer Protection Fund for Cemetery Maintenance

A motion was made and seconded that registered cemeteries will have to pay into the fund for calendar year 2019 sales by March 1, 2020.

Mau/Cooke
4/0/0

Voting in Favor: Ted Mau, Christopher Cooke, Roland Cutter, and Tasha Smith
Motion carried.

V. VERIFIED COMPLAINT REQUESTING RESTITUTION FROM THE PRENEED CONSUMER PROTECTION FUND

A. Jason Kindred for Micheal Kindred

Re: Winklepleck-Weesner Funeral Home, FH83000655 (Closed)

A motion was made and seconded to approve \$5256.00 plus interest not to exceed \$5610.00.

Sproles/Mau

7/0/0

Voting in Favor: Thomas Sproles, Frank Downing, Donald Alford, Ted Mau, Christopher Cooke, Roland Cutter, and Tasha Smith

Motion carried.

VI. REVIEW OF CONTINUING EDUCATION SPONSORS AND COURSES

A motion was made and seconded to accept the report below.

Downing/Cutter

5/0/0

Voting in Favor: Thomas Sproles, Frank Downing Donald Alford, Roland Cutter, and Tasha Smith

Motion carried.

COURSES FOR APPROVAL – No Indiana Law Courses

Batesville Casket Company – CE10800652 – APPROVED

- Selection Room Merchandising Basics...Ongoing – 1 CEU

Cremation Association of North America – CE21200016– APPROVED

- CANA's Crematory Operations Certification Program...02/26/2019 – 07/31/2019 – 8 CEU

D.O. McCombs & Sons Funeral Home – CE10800689– APPROVED

- When Grief Is "Complicated" A model to understand, identify and companion grievers...04/24/2019 – 5 CEU

Dodge Company/Dodge Institute of Advanced Mortuary Studies – CE10800349– APPROVED

- 2019 Dodge Technical Seminar – Savannah...05/8/19 – 05/09/19 – 9 CEU

Flanner & Buchanan – CE21800040– APPROVED

- Behind the scenes are Arlington National Cemetery...03/19/2019 – 1 CEU
- High Profile Funerals...03/19/2019 – 1 CEU

Indiana State Coroner's Board – CE10800754– APPROVED

- 40-hour Medicolegal Death Invest. Course...02/08/19-02/17/19 – 20 CEU

International Cemetery, Cremation & Funeral Association – CE10800864– APPROVED

- ICCFA Annual Convention & Exposition...04/02/2019 – 06/2019 – 18 CEU

International Order of the Golden Rule – CE10800865– APPROVED

- 2019 Annual Conference & Solution Center...04/25/2019– 8 CEU

Kates-Boylston Publications – CE21100028– APPROVED

- Cremation Innovations Summit...9/13/2019 – 5 CEU

Madison County Funeral Directors Association – CE10800768 - DENIED

- Cremation Merchandising...Ongoing – 2 CEU
- Madison County, Coroner Updated County Info...03/19/2019 - 2 CEU

Matthews International – CE10800858– APPROVED

- Be Audacious in Business...Ongoing – 1 CEU
- From Church Bulletins to Yelp...Ongoing – 1 CEU
- The Sky's the Limit...Ongoing – 1 CEU
- Put Your Mask on First...Ongoing – 1 CEU

Minnick Services – CE10800889– APPROVED

- The Gravesite as an Event...Ongoing – 1 CEU
- Casket Options & Merchandising...Ongoing – 1 CEU
- Building a Custom Image & Cap Panel for your Families...Ongoing – 1 CEU
- The Cremation Process from Start to Finish...Ongoing – 1 CEU
- Commemorations & Cremation Merchandising...Ongoing – 1 CEU
- Pet Loss Care & The Funeral Home...Ongoing – 1 CEU
- Burial Vault 101 A & B

MKJ Marketing – CE10800860– APPROVED

- MKJ Summit...02/25/2019 – 03-13/2019 – 13 CEU
- Mastermind Program...02/28/2019 – 03/14/2019 – 8 CEU

Newcomer Funeral Service Group – CE21200017– APPROVED

- Newcomer Safe Lifting...04/04/2019 – 1 CEU

(ICFSEB) The Conference – CE21900006

- Board Member Training Program...02/26/2019 – 02/27/2019 – 7 CEU
- Funeral Service Administrators Forum...02/27/2019 – 3 CEU
- Examination Services Forum...02/27/2019 – 1 CEU
- Recent Cases & What you need to learn...02/27/2019 – 1 CEU
- Legislation Ethics Governance...02/27/2019 – 1 CEU
- What's New at the FTC...02/28/2019 – 1 CEU
- Case Study: Protecting the Public...02/28/2019 – 1 CEU
- District Meetings...02/28/2019 – 1 CEU
- Interactive Session: Conference Fishbowl...02/28/2019 – 1 CEU

COURSES FOR APPROVAL – Indiana Law Courses

Madison County Funeral Directors Association – CE10800768 – DENIED

- Law- Practice Act...Ongoing – 2 CEU (law category 2)

ADJOURNMENT

The meeting was adjourned at 1:01pm.