

MINUTES
December 21, 2010
1400 West Washington, Basement Conference Room B-1

MEMBERS PRESENT: Reverend Shindel, President
John Munden, Secretary
Phyllis Rowe, Member
Samuel Bueler, Member
James Ahearne, Member
Martin Crist, Member
Monsignor O'Keeffe, Member

STAFF PRESENT: Rodolfo Thomas, Executive Director
Alex Estrada, Licensing Administrator
Patricia Keith, Programs & Project Specialist

ATTORNEY GENERAL'S OFFICE:
Keely Verstegen, Asst. Attorney General (Available by phone)

CALL TO ORDER
Reverend Shindel called the meeting to order at 9:00 a.m.

I. CALL TO THE PUBLIC

II. MINUTES
Monsignor O'Keeffe motioned to approve the minutes of November 16, 2010. Phyllis Rowe seconded the motion. The motion passed unanimously. (7-0).

III. LICENSING
By motion and second, and motion carrying, the following actions occurred relative to applications for licensure subject to the conditions noted:

NAME	TYPE OF LICENSE	ACTION	MOTION BY	SECOND BY
*Carmen T. Schultz	Funeral Director	Approved 7-0	Munden	Bueler
*Julie A. Hernacki	Reinstate Funeral Director, Embalmer	Approved 7-0	O'Keeffe	Crist
*Isabelle Hornbeck	Multiple Funeral Director	Approved 7-0	O'Keeffe	Munden
*Sonoran Skies Mortuary	Establishment	Approved 7-0	Munden	O'Keeffe
*Jeffery A. Davis	Cremationist	Approved 7-0	Crist	Munden
*Paula S. Rogers	Reinstate Intern, Cremationist	Approved 7-0	Crist	O'Keeffe
*Spencer M. DiSparti	Cremationist	Approved 7-0	Munden	Bueler
*Donald L. Finn	Salesperson	Approved 7-0	Crist	Munden
*James C. Parker	Salesperson	Approved 7-0	O'Keeffe	Bueler
*Beverly Paul	Reinstate Salesperson	Application withdrawn by applicant	No Motion	No Motion
*Suzanne Powers	Salesperson	Approved 7-0	Munden	Bueler
*Thomas G. Walton	Salesperson	Approved 7-0	O'Keeffe	Crist

- * Caren T. Schultz appeared before the Board.
- * Julie Hernacki did not attend the Board meeting.
- * Isabelle Hornbeck did not attend the Board meeting.
- * Neal Greff and Candace Greff owners appeared before the Board.
- * Jeffery A. Davis appeared before the Board.
- * Paula S. Rogers did not attend the Board meeting.
- * Spencer M. DiSparti appeared before the Board.
- * Donald L. Finn appeared before the Board.
- * James C. Parker appeared before the Board.
- * Beverly Paul withdrew her application.
- *Suzanne Powers appeared before the Board.
- *Thomas G. Walton appeared before the Board.

IV. DOCKET

A. INITIAL REVIEW/CONSENT AGREEMENT

1. 2010-4 M. Horn Vs. Michael Warren RFD/Warren Green Valley Mortuary and Cemetery Inc.

Present before the Board were Funeral Director/Embalmer Michael Warren and owner Brian Triano. The complainant Ms. Horn was not present and requested that she be informed of the results of the Board. At the December 21, 2010 meeting an Initial Review was conducted and statements were given by both RFD Michael Warren and owner Brian Triano. The Board after acknowledging Respondents written request to wave his rights to due process proceeded to question Respondents in the event that a consent agreement was approved. After deliberation and discussion, Board Member Martin Crist motioned for the issuance of a Letter of Concern seconded by Board member Monsignour O'Keeffe. Motion passed unanimously 7-0. Board directed staff to prepare the Letter of Concerns to state that the Board has expectations that the establishment shall comply with all procedures and prevent occurrences of this nature from happening to any other family. The establishment shall develop procedures in writing which will be provided to Board Staff for review within two months. The Letter of Concern shall be issued to both the Responsible Funeral Director and Establishment.

V. GENERAL

A. Executive Director Thomas informed Board that Mr. Paul Parker has signed the Board approved consent agreement on the 24th of November 2010. The effective date required by signature of the Executive Director is December 6, 2010. Mr. Parker has 60 days from this day to comply with conditions set fourth in the order. Mr. Thomas additionally updated the actions taken at Memory Garden Cemetery in Bisbee Arizona. Through the tireless efforts of Funeral Director Ronald Adair a scattering garden has been created and the dedication of the garden was led by Board President Rev. Katherine Shindel along with clergy from the Catholic and Jewish faiths. This dedication and blessing took place on December 14, 2010 attended by local community residents, Board members, staff and numerous news media personnel. Board staff has received many telephone calls from across the country acknowledging the expedient efforts in handling the incident in Bisbee. Mr. Thomas reiterated that the task force directed by Board to be comprised of funeral directors and stakeholders is planned to take place the first of the year.

VI. ADJOURN

There being no other business, Reverend Shindel moved to adjourn at 10:00 a.m. Monsignor O'Keeffe seconded the motion (7-0).

2010 BOARD MEETING SCHEDULE

JANUARY 19, 2010
FEBRUARY 16, 2010
MARCH 16, 2010
APRIL 20, 2010

MAY 18, 2010
JUNE 15, 2010
JULY 20, 2010
AUGUST 17, 2010
TELECONF.

SEPTEMBER 21, 2010
OCTOBER 19, 2010
NOVEMBER 16, 2010
DECEMBER 21, 2010

Rodolfo Thomas
Executive Director

APPROVED BY:

Reverend Shindel, Member

John Munden, Secretary

James Ahearne, Member

Samuel Bueler, Member

Martin Crist, Member

Monsignor O’Keeffe

Phyllis Rowe, Member