



State of Ohio
Board of Embalmers and Funeral Directors

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MINUTES

Convening of the Board

The Board of Embalmers and Funeral Directors met in regular session on Tuesday, October 15, 2013, in the 31st Floor Boardroom of the Riffe Center located at 77 South High Street, Columbus, Ohio. Board President Robert Carter called the meeting to order at 1:00 p.m. Other board members in attendance were Mr. Robert Wasko, Mr. Ty Marsh, Ms. Linda Betzer, Mr. Thomas Fleming and Mr. Greg Boyer. Board staff members present were Executive Director Vanessa Niekamp, Inspectors Eric Anderson and Troy Seehase, Office personnel Linda Clark, Danny Finrock, and Jarrod Williams. Also attending was Assistant Attorney General Carla Dowling-Fitzpatrick, board counsel.

Reading and Consideration of the Minutes

President Robert Carter asked for reading and consideration of the September 2013 meeting of the Board Minutes.

Ms. Linda Betzer recommended adding a notice of Mr. Wasko's absence from the September 2013 meeting of the Board as due to pre-arranged travel plans out of the country. The Board was aware of his intended absence in advance.

On a motion by Ms. Linda Betzer, and seconded by Mr. Thomas Fleming, the Board voted to approve the September 2013 meeting of the Board Minutes with recommendation: *Ayes: 6, Nays: 0; Motion passed.*

Persons before the Board

Board member Mr. Greg Boyer appeared before the board to discuss the Ohio Board of Embalmers and Funeral Directors Management Letter issued by the Auditor of State for the years ended June 30, 2012-2013. Mr. Boyer wanted to share his concerns and address the comments and recommendations by the Auditor.

President Robert Carter requested the discussion occur during the Operations Committee. Mr. Boyer replied that after speaking with other board members prior to the meeting about the Auditor's findings,

he gained a better understanding of the results. He went on to state that it was not his intention to discuss the report any further at this time.

Mr. Robert Wasco stated that he is currently the longest serving board member and has read many Auditor Management Letters. Mr. Wasco offered his approval of this latest report when compared to previous years.

Licensure

Applications for Facility Licenses

Existing Facility – change of location and/or ownership effective Oct. 15, 2013:

On a motion by Ms. Linda Betzer, and seconded by Mr. Ty Marsh, the Board voted to approve the following applications for license: Ayes: 6, Nays: 0; Motion passed.

License #	Firm Title	Location	Inspection
FH.003315	Ansberg-West FH	Sylvania	05/20/13
FH.003316	Gwen Mooney-Miller FH	Cincinnati	07/08/13

Leasing from an Existing Funeral Homes - effective Oct. 15, 2013:

On a motion by Ms. Linda Betzer, and seconded by Mr. Thomas Fleming, the Board voted to approve the following application for license: Ayes: 6, Nays: 0; Motion passed.

License #	Firm Title	Location	Inspection
FH-003317	Daniel L. Berry FH	West Lake	01/02/13

New facility/new building – consideration & approval of paperwork:

On a motion by Ms. Linda Betzer, and seconded by Mr. Thomas Fleming, the Board voted to approve the following application for license: Ayes: 6, Nays: 0; Motion passed.

Firm Title	Location	County
Eric J. Williams Funeral Homes	Cleveland	Cuyahoga

Name changes:

On a motion by Ms. Linda Betzer, and seconded by Mr. Ty Marsh, the Board voted to approve the following name change: Ayes: 6, Nays: 0; Motion passed.

License #	Current Name	New Name	County
FH.002662	Jack Monreal-Laumer FH	Jack Monreal-Coyne FH	Lake

No Motion Items

Change the manager and/or AIC/UR:

License #	Facility Name	Licensee by Last Name	Type	County
FH.002732	Boyer Funeral Home	Boyer, David A.	Mgr	Pike
FH.003191	Brubach-Watters FH	Watters, Bruce A.	Mgr	Noble
FH.002594	Lane Family FH's-Anstrom Chapel	Anstrom, Douglas	Mgr	Mahoning
FH.002594	Lane Family FH's-Anstrom Chapel	Royal, David	Mgr	Mahoning
FH.002596	Lane Family FH's-Mineral Ridge Chapel	Reese, Cheri L.	Mgr	Mahoning
FH.002630	McVean-Hughes & McClurkin	Engartner, Chris	Mgr/AIC	Mahoning

*Previously, the Board approved the issuance of a crematory license to the following after approval of the application, receipt of the EPA permit, and the final inspection. The crematory license no. was issued the date of the final inspection. *Issued date of Board meeting (special case where you are approving the paperwork and the licensed number):*

License #	Crematory	Location	Issue date
Crem.000169	Groff FH's & Crematory	Sandusky	09/13/13
Crem.000170	Bogner Crematory	North Ridgeville	09/30/13
Crem.000171	Northern OH Crematory Service	Vermilion	09/30/13

Applications for Individual Licenses

Initial licenses to be granted Oct. 15, 2013:

On a motion by Ms. Linda Betzer, and seconded by Mr. Ty Marsh, the Board voted to approve the following applications for license: Ayes: 6, Nays: 0; Motion passed.

License #	Name	City	Effective Date
FD.009619	Craciun, Jonathan J.	Cleveland	10/16/13
EMB.009550 R FD.009620	Romanski, Duane A.	Gibraltar Mi	10/16/13

No Motion Items

The following individuals were issued registration numbers during Sept. 2013:

Registration #	Name	City	Effective Date
EMB.0501 FD.0754	Minch, Cody	Lancaster	09/20/13
FD.0753	Minges, Elyse	Cincinnati	09/03/13
FD.0755	Summers, Vanessa	WCH	09/20/13
EMB.0502 FD.0756	Varney, William	Gallipolis	09/23/13

No Motion Items

The following individuals certified an apprenticeship during the month of Sept 2013:

Regis #	Name	FH Name	City	Effective Date
EMB.0498 FD.0747	Bramel, Ashlee	Shaw-Davis Funeral Home	Columbus	09/27/13
FD.0737	Hazelbaker, Tammy	Huntley-Cremeens FH	Wellston	09/30/13
FD.0534	Hensinger, Steven	Edwards Funeral Service	Columbus	09/01/13
EMB.0501 FD.0754	Minch, Cody	Frank E Smith FH	Lancaster	09/30/13
FD.0753	Minges, Elyse	Neidhard-Minges FH	Cincinnati	09/19/13
EMB.0502 FD.0756	Varney, William	Willis Funeral Home	Gallipolis	09/26/13

Master of Apprentice Request

Terry J. Summers, or Summers Funeral Home in Washington Courthouse, Ohio, respectfully requests board approval to have two apprentices for a period of two months.

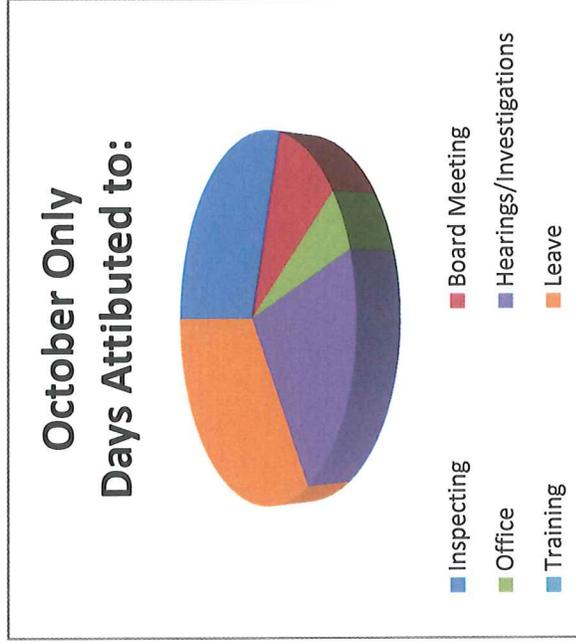
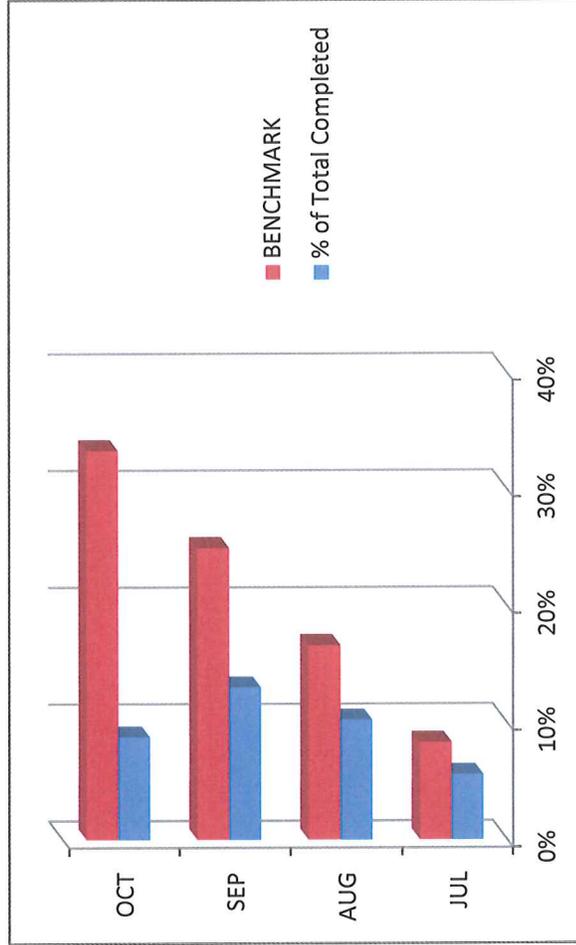
Mr. Summers makes this request because he is currently the master of his first daughter, Mendi Summers which will complete her apprenticeship in December of this year. He would like to also be the master for his second daughter, Vanessa Summers, who is just beginning her apprenticeship.

On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to allow Vanessa Summers to serve her apprenticeship under her father and master Terry J. Summers.

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter		X		
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 1.

<i>Investigations Working</i>	14	32	60	23	129
Days Attributed to:					
Inspecting				6	
Board Meeting		1	1	2	6
Office	2	1	0	1	1
Hearings/Investigations	1	0	0	4	4
Training	0	0	0	0	0
Leave	0	0	0	7	7
Total Days Included	3	2	1	20	26



FUN - Inspector Monthly Report

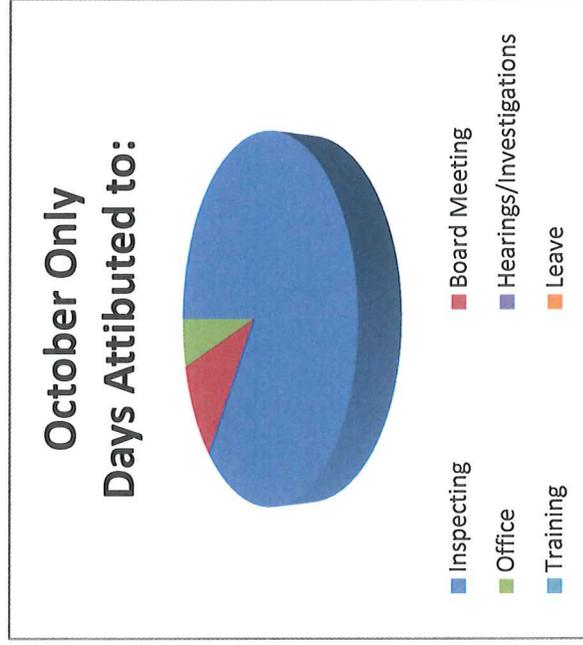
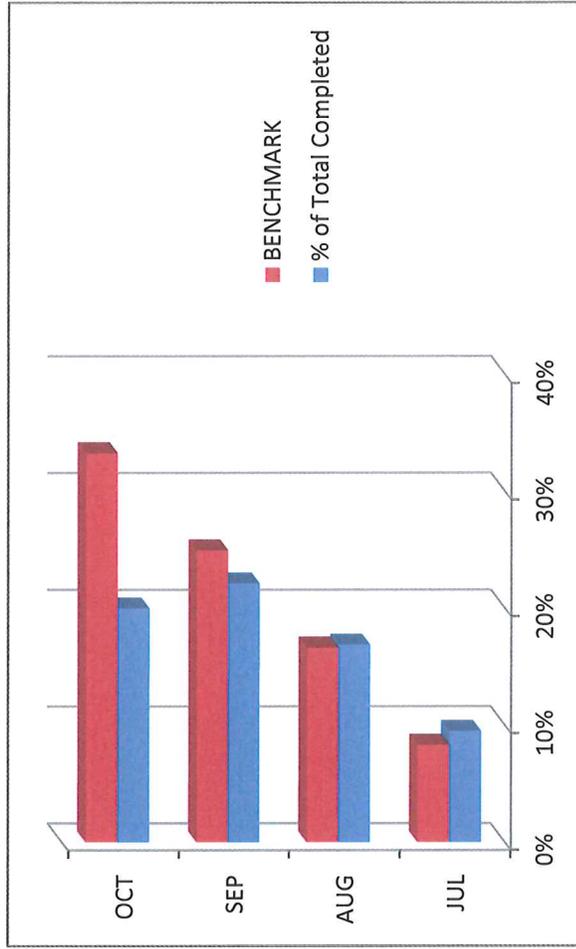
Report Parameters

Board = FUN
 FUN - Inspector = ANDERSON
 From 09/07/2013 to 10/05/2013

Report generated on 10/9/2013 at 3:25:25 PM

Inspection Date	Credential Number	Name	County	Contact	Reason	Status	Comments
20130911	FH 001431	LANTZER FUNERAL HOME	Stark	Samantha Spicer	Annual Inspection	ACTI VE	In Compliance
20130911	FH 002914	SPIDELL FH	Wayne	Scott Spidell	Annual Inspection	ACTI VE	In Compliance
20130911	FH 002913	SPIDELL FH	Stark	John Feucht	Annual Inspection	ACTI VE	In Compliance
20130911	FH 003184	LEBOLD-SMITH FH	Tuscarawas	Bob Smith	Annual Inspection	ACTI VE	In Compliance
20130930	FH 001176	BORKOSKI FUNERAL HOME	Jefferson	No one available	Annual Inspection	ACTI VE	
20130930	FH003309	WILSON FUNERAL HOME	Jefferson	No one available	Annual Inspection		
20131001	FH 002248	J E HUMPHREY FUNERAL HOME	Perry	No one available	Annual Inspection	ACTI VE	
20131001	FH 000887	CHUTE-WILEY FUNERAL HOME	Perry	Patricia Wiley	Annual Inspection	ACTI VE	In Compliance
20131001	FH 003212	ROBERTS-WINEGARDNER FH	Perry	Robert Winegardner	Annual Inspection	ACTI VE	In Compliance

<i>Investigations Working</i>	5	8	7	10	30
Days Attributed to:				17	
Inspecting			2		17
Board Meeting	2	1	0	2	7
Office	1	1	0	1	1
Hearings/Investigations	0	0	0	0	0
Training	0	0	0	0	0
Leave	0	0	0	0	0
Total Days Included	3	2	2	20	27



FUN - Inspector Monthly Report

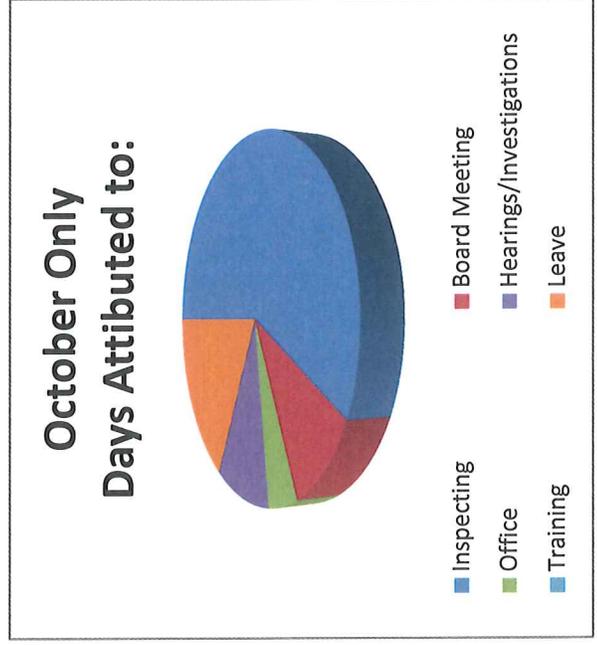
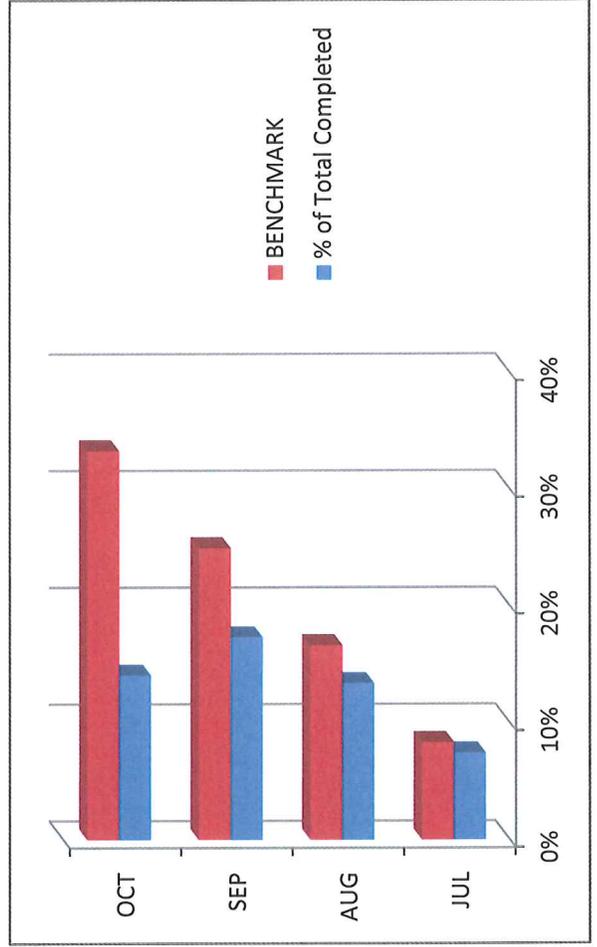
Report Parameters
 FUN - Inspector = Seehase
 From 09/09/2013 to 10/04/2013

Inspection Date	Credential Number	Name	County	Contact	Reason	Comments
20130910	FH 002849	WELLMAN FH	Hocking	No One Available	Annual Inspection	
20130910	FH 000898	WELLMAN FUNERAL HOMES INC	Pickaway	Chris A. Wellman	Annual Inspection	1 Violation--Manager License
20130910	FH 002458	KIRKPATRICK FUNERAL HOME	Pickaway	Dee Ann Kirkpatrick	Annual Inspection	In Compliance
20130910	FH 002665	OLIVER-CHEEK FH	Pickaway	Boyd E. Oliver	Annual Inspection	In Compliance
20130910	FH 003201	WELLMAN FHS INC	Pickaway	No One Available	Annual Inspection	
20130912	FH 000007	WILSON HOME FOR FUNERALS INC	Adams	David K. Wilson	Annual Inspection	In Compliance
20130912	FH 002477	LAFFERTY FH INC	Adams	John R. Lafferty	Annual Inspection	In Compliance
20130912	FH 002972	THOMPSON-MEEKER FH	Adams	Michael T. Calvert	Annual Inspection	In Compliance
20130913	CREM 000169	GROFF FUNERAL HOMES & CREMATORY	Erie	Leon J. Groff	Initial Inspection	In Compliance
20130916	FH 002015	MANNASMITH-SCHNURRENBERGER FUNERAL HOME	Logan	No One Available	Annual Inspection	
20130919	FH 001373	NEIDHARD-MINGES FUNERAL HOMES	Hamilton	No One Available	Annual Inspection	
20130919	FH 001596	RALPH MEYER & DETERS FUNERAL HOME	Hamilton	No One Available	Annual Inspection	
20130919	FH 002342	MEYER & GEISER FH	Hamilton	Chris J. Geiser	Annual Inspection	In Compliance
20130919	FH 002507	MIHOVK-ROSENACKER FHS INC	Hamilton	Chris Rudolph	Annual Inspection	In Compliance
20130920	FH 002669	ENGLE-SHOOK FH	Seneca	No One Available	Annual Inspection	
20130923	FH 003045	BRAUND-POPE FH	Darke	No One Available	Annual Inspection	
20130923	FH 003196	BRATER-WINTER FH	Hamilton	Jack A. Wenning	Annual Inspection	In Compliance Monitored Apprentice--Heather Bressert
20130923	FH 003200	BRATER-WINTER FH	Hamilton	Heather Bressert	Annual Inspection	In Compliance
20130923	FH 001627	BROCKMAN & BOECKMAN FUNERAL HOME	Mercer	Amy Bergman	Annual Inspection	In Compliance
20130924	FH 000506	NAEGELE KLEB & IHLENDORF FH INC	Hamilton	Bernie Naegele	Annual Inspection	In Compliance
20130924	FH 001983	GUMP-HOLT FUNERAL HOME INC	Hamilton	Rachel S. Hartman	Annual Inspection	In Compliance
20130924	FH 003006	TREDWAY-POLLITT-STAVER FH	Hamilton	No One Available	Annual Inspection	

20130924	FH 003006	TREDWAY-POLLITT-STAVER FH	Hamilton	No One Available	Annual Inspection	
20130926	FH 002899	HEITMEYER FH	Paulding	Brett Fry	Annual Inspection	In Compliance
20130926	FH 002898	HEITMEYER FH	Putnam	Brett Fry	Annual Inspection	In Compliance
20130926	FH 002900	LOVE FH	Putnam	Rita Heitmeyer	Annual Inspection	In Compliance
20130926	FH 002901	LOVE-HEITMEYER FH	Putnam	Dean Schnipke	Annual Inspection	In Compliance Monitored Apprentice Dean Schnipke
20130927	CREM 000016	PREMIERE CREMATORY	Miami	Greg Helman	Annual Inspection	In Compliance
20130927	FH 001338	MELCHER-SOWERS FUNERAL & CELEBRATION OF LIFE	Miami	Wanda Wahl	Annual Inspection	In Compliance
20130927	FH 002003	JAMIESON & YANNUCCI FUNERAL HOME INC	Miami	Greg Helman	Annual Inspection	In Compliance
20130927	FH 002573	SUBER-SHIVELY FH	Miami	Door Unlocked Walked Thru	Annual Inspection	In Compliance
20130930	CREM 000171	NORTHERN OHIO CREMATION SERVICES	Erie	Judith Riddle	Initial Inspection	In Compliance
20130930	FH 001962	RIDDLE FUNERAL HOME	Erie	Judith Riddle	Annual Inspection	In Compliance
20130930	FH 002661	MORMAN-HINMAN-TANNER FH	Erie	Door Unlocked--Walked Through	Annual Inspection	In Compliance
20130930	CREM 000170	BOGNER CREMATORY	Lorain	David M. Bogner	Initial Inspection	In Compliance
20131001	CREM 000013	NORTH COAST CREMATORY	Erie	Wayne J. Foster	Annual Inspection	In Compliance
20131001	CREM 000014	OHIO CREMATION SERVICES	Erie	Steven J. Toft	Annual Inspection	In Compliance
20131001	FH 001336	GROFF FUNERAL HOME	Erie	Leon J. Groff	Annual Inspection	In Compliance
20131001	FH 001460	FOSTER FUNERAL HOME	Erie	Wayne J. Foster	Annual Inspection	In Compliance
20131001	FH 001604	DAVID F KOCH FUNERAL HOME	Erie	David F. Koch	Annual Inspection	In Compliance
20131001	FH 002182	PFEIL FUNERAL HOME	Erie	D. A. Pfeil	Annual Inspection	In Compliance
20131001	FH 003007	GROFF FH	Erie	Cathy Kaser	Annual Inspection	In Compliance
20131001	FH 003289	TOFT FUNERAL HOME & CREMATORY	Erie	Steven J. Toft	Annual Inspection	In Compliance
20131003	FH 002355	WALKER FUNERAL HOME	Huron	Linda Hanneman	Annual Inspection	In Compliance
20131003	FH 002790	EVANS FUNERAL HOME	Huron	John W. Evans	Annual Inspection	In Compliance
20131004	FH 002866	LOVE-HEITMEYER FH	Putnam	Door Unlocked Walked Thru	Annual Inspection	In Compliance
20131004	FH 002897	HEITMEYER FH	Putnam	Door Unlocked Walked Thru	Annual Inspection	In Compliance

Time period: start: 9/9/2013 end: 10/5/2013 Board Meeting 15-Oct-2013 FY2014

Board Meeting	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	Year
Inspections - Annual													completed
Crem Fac	120	10	3	3									24
Emb Fac	4	0	1	0									1
FH	1167	67	47	51									253
Total	1291	77	51	54									278
% of Total Completed	7%	13%	17%	14%									22%
BENCHMARK	8%	17%	25%	33%	42%	50%	58%	67%	75%	83%	92%	100%	100%
Difference	-1%	-3%	-8%	-19%									-78%
Average No. Days Attributed to:													
Inspecting				11.5									11.5
Board Meeting	2	1	1.5	2									6.5
Office	1	1	0	1									1
Hearings/Investigations	0	0	0	2									2
Training	0	0	0	0									0
Leave	0	0	0	3.5									3.5
Total Days Included	3	2	1.5	20	0	26.5							



Compliance

Case # 2013-1306099

Licensure Issue: Dudley J. Murphy

Hearing Date: July 31, 2013

Issue: In the Matter of the Licensure of Dudley J. Murphy as a Funeral Director

The following motions were made pursuant to the **Report and Recommendation** of Hearing Office Marc E. Myers, issued August 29, 2013, regarding:

1. *The matter of licensure of Dudley J. Murphy as a Funeral Director*

Objections to the **Report and Recommendation** were submitted for consideration.

The following motions were made pursuant to the **Report and Recommendation** of Hearing Office Marc E. Myers. Objections to the Report and Recommendation were received and considered.

On a motion by Ms. Linda Betzer, and seconded by Mr. Robert Wasko, the Board voted to approve the Hearing Officer's **Finding of Facts** (if modified or disapproved, specific reasons must be given by the Board).

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

On a motion by Ms. Linda Betzer, and seconded by Mr. Robert Wasko, the Board voted to approve the Hearing Officer's **Conclusions of Law**. (if modified or disapproved, specific reasons must be given by the Board).

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

On a motion by Ms. Linda Betzer, and seconded by Mr. Robert Wasko, the Board voted to approve the Hearing Officer's **Recommendation**. (if modified or disapproved, specific reasons must be given by the Board).

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

Wherefore it is ordered:

The application for licensure of Dudley J. Moore as a funeral director is denied.

REASON (If modified or disapproved, specific reasons must be given by the Board):

ORDER OF THE BOARD

Board meeting notations:

There was discussion among the Board on the Report and Recommendations issued by Hearing Officer Marc Myers regarding Mr. Dudley Murphy's licensure.

Case # 2013-1303081

Licensure Issue: Timothy Werner

Hearing Date: July 17, 2013

Issue: In the Matter of the Licensure of Timothy Werner as a Funeral Director

The following motions were made pursuant to the **Report and Recommendation** of Hearing Office Marc E. Myers, issued August 20, 2013, regarding:

1. *The matter of licensure of Timothy Werner as a Funeral Director*

Objections to the **Report and Recommendation** were submitted for consideration.

The following motions were made pursuant to the **Report and Recommendation** of Hearing Office Marc E. Myers. Objections to the Report and Recommendation were received and considered.

On a motion by Ms. Linda Betzer, and seconded by Mr. Ty Marsh, the Board voted to approve the Hearing Officer's **Finding of Facts** (if modified or disapproved, specific reasons must be given by the Board).

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to approve the Hearing Officer's **Conclusions of Law**. (if modified or disapproved, specific reasons must be given by the Board).

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

On a motion by Ms. Linda Betzer, and seconded by Mr. Ty Marsh, the Board voted to approve the Hearing Officer's **Recommendation**. (if modified or disapproved, specific reasons must be given by the Board).

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

Wherefore it is ordered:

The license held by Timothy E. Werner be suspended for 18 months, effective April 15, 2013.

REASON (If modified or disapproved, specific reasons must be given by the Board):

ORDER OF THE BOARD

Recommendation to Charge #1400063 – Timothy E. Werner

On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board combined the following three (3) violations to one vote to charge: the funeral directors license and the embalmers license of Mr. Timothy E. Werner (Report and Recommendation pending Board action to suspend the Funeral Director's and Embalmer's licenses for a period of 18 months effective April 15, 2013):

#1 With a violation of: 4717.14 (A) (2): The applicant or licensee has been convicted of or has pleaded guilty to a felony or of any crime involving moral turpitude. Specifically, the licensee was found guilty of a felony of the fourth degree.

And order: Motion: An opportunity for hearing

#2 With a violation of: 4717.14 (A) (2): The applicant or licensee has been convicted of or has pleaded guilty to a felony or of any crime involving moral turpitude. Specifically, the licensee was found guilty of a misdemeanor for abuse of a corpse.

And order: Motion: An opportunity for hearing

#3 With a violation of: 4717-8-01(E) Unprofessional Conduct: Specifically, violations of state or federal laws involving dishonesty, falsification, misrepresentation, deceit or deception. Specifically, the licensee misrepresented himself to the Department of Health, by submitting false documents to obtain access to EDRS.

And order: Motion: An opportunity for hearing

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

Details:

Timothy E. Werner plead and was found guilty of a felony charge of Tampering with Records (F3), and a misdemeanor charge of Abuse of a Corpse (M2) on September 30, 2013, in the Richland County Courts. The convictions were associated to the case involving the deceased Robert Daley.

Board meeting notations:

There was discussion among the Board on Ohio Revised Code 4717.14, Disciplinary actions.

There was discussion between the Board and Assistant Attorney General Mrs. Carla Dowling-Fitzpatrick on considerations of disciplinary actions.

On motions denoted with an asterisk (), the names and identifying information was redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #1400002

On a motion by Mr. Robert Wasko, and seconded by Mr. Ty Marsh, the Board voted to charge Mr. Michael C. Kilburn;

With a violation of: 4717.14 (A) (4) The applicant or licensee has committed immoral or unprofessional conduct. 4717-8-01 Unprofessional Conduct - Specifically: rude funeral director behavior.

And order: Motion: An order to Pay Forfeiture (1st Offense)
[licensee may request hearing instead]
(4717-12-01(A) (3) (a) \$500.00 min -\$5,000.00 max)
Amount of forfeiture imposed: \$500.00

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

Details:

The complainant is the wife of the deceased.

She identified several issues in the complaint:

- She felt that the funeral director she met with on more than one occasion was repeatedly impatient with her. She states, he seemed unwilling to provide detailed explanations about the Statement of Goods and Services, and the Cremation Disposition and Authorization form.
- The deceased had a pacemaker that was to be removed and returned to the family, but this did not take place as requested.
- There were issues with the cremation date, attributed to the physician being out of town.
- There were concerns with the selection of an urn.
- Complainant felt she was not treated with sympathy or patience. The funeral director repeatedly stated he did not do many cremations and, therefore, did not know much about them. The complaint details several instances where the funeral director would not take time to answer questions or provide information.

Inspector Troy Seehase contacted the other partner in this funeral home. The partner confirmed that there appears to be a pattern of rude and erratic behavior being exhibited by the individual who is the subject of the complaint.

The funeral director in question responded to the complaint. He addressed the issues from his perspective and stated that he felt that things went well. He was surprised by the complaint.

On motions denoted with an asterisk (), the names and identifying information was redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #1400047

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge

**MIsencik Funeral Home*;

With a violation of: 4717.14 (A) (4) The applicant or licensee has committed immoral or unprofessional conduct. 4717-8-01 Unprofessional Conduct – Specifically, with a violation of 4717.24(A)(1) and 4717.32(A)(10) for operating with outdated forms.

And order: Motion: An order to Pay Forfeiture (1st Offense)
 [licensee may request hearing instead]
 (4717-12-01(A)(3)(a) \$500.00 min -\$5,000.00 max)
 Amount of forfeiture imposed: \$500.00

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer		X		

The motion passed with a vote of 5 to 1.

Details:

The complainant is one of six children of the deceased. He was named as executor of his father's estate when the will was probated after the funeral.

The complainant had assisted his father in entering into a preneed arrangement with this funeral home. The father contracted for direct cremation. The majority of the children agreed to change this arrangement after the father passed away. The funeral home complied with their wishes. There is now an ongoing family dispute with pending legal action between some family members.

Inspector Eric Anderson investigated and did not uncover any additional information outside of what was provided in writing.

A review of the complaint and associated documents revealed the following:

1. 4717.32(A)(10) - The initial preneed contract utilized by the Funeral Home in January 19, 2012, when they met with the deceased and the complainant; is outdated and does not contain several of the required disclosures under the Ohio Law regarding preneed. If they had been using a form that included the mandatory notice that must appear on all preneed contracts, it would have informed the consumers that the preneed contract may be changed by a person holding the right of disposition. The form should have been updated back in 2006 when the new law went into place.
2. 4717.24(A)(1) - The Cremation Authorization and Disposition form used by the Funeral Home was also out of date and did not reflect the changes made to the cremation law in March of 2013. Specifically, an Ohio Funeral Director is no longer a guarantor of the identity of the decedent.

Board meeting notations:

There was discussion among the Board on the responsibility of a funeral home being cognizant of revisions to laws pertaining to one's profession and complying with those revisions once enacted.

On motions denoted with an asterisk (), the names and identifying information was redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #1400049

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge * Mr. Aaron Borkoski, and *Wood-Kortright-Borkoski Funeral Home

#1 With a violation of: 4717.13(A)(5) Operate a funeral home without a license to operate the funeral home issued by the board under this chapter.

And order: Motion: An opportunity for hearing

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter		X		
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 1.

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge * Mr. Aaron Borkoski, and *Mr. Franklin Gray

#2 With a violation of: 4717-8-01(E) Unprofessional Conduct: Violations of state or federal laws involving dishonesty, falsification, misrepresentation, deceit or deception. Specifically, the licensees misrepresented the facility on death certificates filed with Vital Statistics to be able to continue to operate from an unlicensed facility .

And order: Motion: An order to Pay Forfeiture
[licensee may request a hearing instead]

(1st Offense)
(4717-12-01(A) (2) (a) \$500.00 min -\$5,000.00 max) **EACH**
Amount of forfeiture imposed: \$500.00

(2nd through 173rd offense)
(4717-12-01(A)(2)(b) \$7,500.00 min -\$10,000.00 max) **EACH**
Amount of forfeiture imposed: \$1,000.00 per offense to each funeral director for a total of \$172,000.00. In addition to the \$500.00 forfeiture above, each funeral director is ordered to pay a total sum of \$172,500.00 forfeiture each.

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh		X		
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 1.

Details:

This funeral home is owned by a large corporation. All other funeral homes owned by this corporation have renewed their license.

4/9/13 – Notice was sent to the Funeral Home informing them the board had not received their license renewal for the 2013/2014 period. The notice went on to state their license expired on December 31, 2012, and they were now being removed from EDRS.

4/23/2013- Notice to Vital Statistics from the Board to deactivate this funeral home due to failure to renew the license of the funeral home.

8/2/2013- Linda Clark received a call from one of the funeral directors about problem getting into EDRS to process a death certificate. Funeral Director (A) was advised of the deactivation due to failure to renew. He stated that he thought the owner had paid. Funeral Director (A) was advised there was no payment received.

8/23/2013- Ohio Board of Embalmers and Funeral Directors staff member, Linda Clark, received an email from Vital Statistics about this funeral home. Funeral Director (A) had tried to locate a death certificate but was having trouble because the funeral home was deactivated. Funeral Director (A) advised Vital Statistics that they (the Funeral Home) just do a workaround in the system to process the death certificates, but using the license of another Funeral Home also owned by the same business. Funeral Director (A) told Vital Statistics the funeral home sent in a payment for renewal a month ago. At that point, an investigation initiated by Executive Director V. Niekamp.

8/27/2013- Email from Vital Statistics indicating that two funeral directors are using the following workaround: they check the "other" box in EDRS and then manually enter the funeral home name and license number. EDRS is not programmed to prevent this. A list of all funerals provided by the two funeral directors was forwarded to Vanessa Niekamp. The list indicates Funeral Director (A) conducted 116 and Funeral Director (B) conducted 58 funerals from the unlicensed facility.

9/4/2013 – The complaint and list of funeral provided without proper licensure was mailed to the Funeral Home for response.

9/11/2013 – Response from the Funeral Home indicates they have record of the check that was associated to this facility, and know it has not been cashed. There was no response given for the funerals conducted from the unlicensed facility by the two Funeral Directors.

The license for this facility still has not been renewed, yet funerals are continuing to be conducted by the two Funeral Directors from the unlicensed facility.

As of October 10, 2013, the funeral home would have to pay \$350.00 for the license and \$50.00 in late fees for each month, now totaling \$500.00; for a grand total of \$850.00 to be licensed by the end of the month.

Board meeting notations:

There was discussion among the Board on identifying the responsible party to renew the funeral home license.

There was discussion among the Board on the tactics used by the funeral home to complete death certificates with Electronic Death Record System.

There was discussion among the Board on considerations for disciplinary action.

Mr. Robert Wasko requested a recess of the meeting. The October 2013 meeting of the Board recessed at 2:26 p.m.

The October 2013 meeting of the Board reconvened at 2:36 p.m.

Discussion among the Board resumed on considerations of disciplinary action from the Board.

On motions denoted with an asterisk (), the names and identifying information was redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #1400050

*On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to charge

*Pamela L. Johnson, and *Walker Funeral Home

With a violation of: 4717.14(A)(4) – Unprofessional Conduct: The licensee has committed immoral or unprofessional conduct. Specifically, failure to provide services that were paid for in a timely manner. There were delays in following up in obtaining the death certificate.

And order: Motion: To close the Complaint, reason: Actions of funeral home resulted in no harm to consumer.

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

Details:

9/3/2013-Complaint filed. Complainant's mother passed away 7/1/2013. The death certificate was delayed due to an issue with obtaining the physician's signature. This death took place in Kentucky and there was repeated confusion about who needed to sign the certificate. When the consumer contracted for the services with the funeral home, the funeral director told him the death certificate would be available within 30 days.

The complainant provided a detailed log of every contact he made with the funeral home and various medical offices between 7/1/2013 and 8/15/2013.

9/19/2013-The attorney for the funeral home provided a detailed response to the complaint. He listed all of the reasons for the delay, which were attributable to obtaining the physician's signature. The Kentucky Office of Vital Statistics sent the complainant six certified copies of the death certificate on 8/19/2013.

9/24/2013- Inspector Seehase spoke with both the complainant and the attorney for the funeral home. He learned from the attorney that the staff member involved is no longer working at this funeral home. The complainant provided a lot of detail about the information he provided to the funeral home to assist in getting the proper physician to sign the certificate. He is very upset that he paid for the administrative services related to getting a death certificate filed and then had to keep following up on his own.

Board meeting notations:

There was discussion among the Board on completing death certificates. Mr. Greg Boyer offered an explanation of Kentucky's procedures based on previous experiences filing death certificates with the state.

On motions denoted with an asterisk (), the names and identifying information was redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #1400057

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge *Mr. Robert L. Grunn, *Mr. W. Eric Lusain, and *Grunn Funeral Home;

#1 With a violation of: 4717.13(A)(3) – Advertise or otherwise offer to provide or convey the impression that the person provides funeral directing services unless the person is licensed as a funeral director under this chapter and is employed by or under contract to a licensed funeral home and performs funeral directing services for that funeral home in a manner consistent with the advertisement, offering, or conveyance.

And order: Motion: An opportunity for hearing

#2 With a violation of: 4717.13(A)(5) – Operate a funeral home without a license to operate the funeral home issued by the board under this chapter.

And order: Motion: An opportunity for hearing

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

Details:

This case involves two facilities. One is licensed as a Funeral Home in City (A), the other is not licensed and is advertised as a whole-sale distributor of funeral merchandise in City (B). Both facilities are owned by an individual who is currently an apprentice.

9/24/2013 -This investigation was initiated by Inspector Troy Seehase. He had access to website advertising and a copy of a recent newspaper article announcing the opening of this new facility (B) about 60 miles away from the currently licenced funeral home (A). The newspaper article states the funeral home (A) wants to have a presence in the new city (B). The article names the owner of this facility (who is an apprentice). During the interview for the article, the owner mentions that funerals can be conducted at the new location (B), but that the facility will not become licensed as a funeral home until next year. The business started out as a wholesale casket company, but has expanded to providing funeral services such as cremation and burials.

Troy Seehase made telephone contact with the owner and had an extended discussion about services that would be available at this sit. He was able, posing as a potential customer, to confirm the information in the article and on the website. The owner indicated that all services could be provided out of the new facility (B).

The response from the owner/Apprentice states he believed the phone call from our inspector was another funeral home playing games, so he just told him want he wanted to hear to get him off the phone. The owner/apprentice went on to say he is unclear as to what rules he has broken.

4717.01 Embalmer, funeral director, crematory definitions.

(B) "Funeral business" means a sole proprietorship, partnership, corporation, limited liability company, or other business entity that is engaged in funeral directing for profit or for free from one or more funeral homes licensed under this chapter.

(C) "Funeral directing" means the business or profession of directing or supervising funerals for profit, the arrangement or sale of funeral services, the filling out or execution of a funeral service contract, the business or profession of preparing dead human bodies for burial by means other than embalming, the disposition of dead human bodies, the provision or maintenance of a place for the preparation, the care, or disposition of dead human bodies, the use in connection with a business of the term "funeral director," "undertaker," "mortician," or any other term from which can be implied the business of funeral directing, or the holding out to the public that one is a funeral director or a disposer of dead human bodies.

(D) "Funeral home" means a fixed place for the care, preparation for burial, or disposition of dead human bodies or the conducting of funerals. Each business location is a funeral home, regardless of common ownership or management.

On motions denoted with an asterisk (), the names and identifying information was redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #1400058

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge *Mr. Bradford W. Crislip;

With a violation of: 4717.14(A)(3)- The applicant or licensee has purposely violated..."any rule or order of the department of health or a board of health of a health district governing the disposition of dead human bodies...". Specifically, the funeral director altered the signature of the physician and submitted the altered copy to the Ohio Department of Health.

And order: Motion: An order to Pay Forfeiture
[licensee may request hearing instead]
(4717-12-01(A)(2)(a) \$500.00 min -\$5,000.00 max)
Amount of forfeiture imposed: \$5,000.00

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Ty Marsh	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 6 to 0.

Details:

9/17/2013 - V. Niekamp received an email from Suzie Grayson at Vital Statistics. That office discovered a situation in which the death certificate signed by the physician was not the one filed by the funeral home. It appears the funeral home prepared a second one, signed the physician's name and filed the forgery.

The email reads as follows:

"Good afternoon Ms. Niekamp,

We encountered a very unusual situation on Thursday here at Vital Statistics, in which my staff was attempting to key the cause of death from the death certificate of XXXXXX. However, in part II, "other significant conditions contributing to death.....," we were unable to read the physician's writing, so I faxed a copy to his office for verification of the cause of death he had written. In turn, I received a call from the doctor's office stating that he too could not read it because it was not his writing or signature. I proceeded to call the funeral home to find out what could be the cause of this mix up, and was told they would check into it and get back with me, but it could be that another physician may have signed in lieu of Dr. XXXXXX.

This morning I received another call from Dr. XXXXX's office and was told that someone at the funeral home completed another certificate, filled out the cause of death, certified it, dated the certificate, and filed it with the local health dep't. Instead of filing the one the physician completed and signed. Reason given was that his signed date would probably be rejected because it did not look like a "3" for 2013 and did not want to trouble him about resigning another. Actually, that would not have been the case because we could read the physician writing and it would not have been rejected. Often, the local health dept. will fax a certificate and verify if it would be acceptable for filing if anything looked questionable.

The physician's office faxed me a copy of his certificate that they have kept of file and I have attached both certificates. The copy with the stamp "received" is the one completed by the funeral home.

I thought that this situation might be one that you would like to be aware of. The physician I was told has contacted his attorney."

The funeral director responded in a letter dated October 1, 2013. He stated that he just changed the date to from 2011 to 2013 he when he was filling out a request for certified copies and noticed the date error. He explained that he made the change to avoid delay and "hassle", as he thought the Department of Health would reject the death certificate if submitted with an incorrect date.

Complaint #	Date Received	Alleged Violation	Conclusion	Action
1400048	8/22/2013	The complaint indicated that a funeral director, whose license is revoked, handled the arrangements for the funeral that the focus of the complaint. The complaint focus was on some temporarily misplaced jewelry, which was located and placed on the deceased. The complainant was concerned that this FD may have taken the jewelry before the casket was closed.	Inspector E. Anderson confirmed, through contact with the FH, that the individual of concern did not inappropriately handle the arrangements and that he was not present when the casket was closed. He did not have access to the jewelry. The FD in question provided a response consistent with this information. No violation was identified.	Recommendation for Board action to close complaint.
1400051	9/3/2013	Advertising- A funeral home is trying to get local customers to transfer preneed arrangements, Complaint of Unprofessional Conduct. The new owner of the funeral home complained as he plans to honor the preneed contracts of the former owner himself.	Reviewed at Monthly Inspection Team meeting on 10/7/2013. No violation was identified.	Recommendation for Board action to close complaint.
1400052	9/9/2013	Preneed, Funeral Bill Dispute, Unprofessional Conduct	The sister understood that there was a preneed with this FH, but did not know the details. She was charged for a number of items and was not shown the preneed agreement. Some months later, the FH owner revealed that all costs were covered by the preneed. She now has the original preneed contract agreement, a detailed paid in full receipt for services rendered (all covered by the contract), and wants her payments refunded. FH has not responded to her request. As of 10/7/2013, the funeral home responded, explained some personnel issues that led to this error and provided documentation, including a copy of a check representing a full refund to the complainant.	Recommendation for Board action to close complaint.
1400053	9/16/2013	Rude FD Behavior	Rude behavior by the FD when complainant wanted to see her ex-husband's body before cremation. She missed the first two appointments to view the body. The FD charged a fee charged for the body to be viewed, and she paid the fee. No violation identified.	Recommendation for Board action to close complaint.
1400056	9/20/2013	Unprofessional Conduct - Obituary	Spouse of deceased filed the complaint. She had not wanted an obituary or services. She did not authorize this FH to run the obituary submitted by other family members and it had errors, as her name was omitted. The FD responded. No violation found.	Recommendation for Board action to close complaint.

On a motion by Mr. Greg Boyer, and seconded by Mr. Robert Wasko, the Board voted to close the above 5 cases.

Mr. Robert Wasko- Yes Mr. Robert Carter- Yes
 Mr. Ty Marsh- Yes Mr. Thomas Fleming- Yes
 Ms. Linda Betzer- Yes Mr. Greg Boyer- Yes

The motion *Passed/Failed* with a vote of 6 to 0.

Cases Pending

CASE NO.	DATE RECEIVED	ALLEGED VIOLATION	COMMENTS	Next Step
1400054	9/20/2013	Unprofessional Conduct	Issue regarding headstone never being installed	Response due 10/7/2013. As of 10/9/2013-no response.
1400055	9/20/2013	Unprofessional Conduct	Insurance proceeds	Response due 10/7/2013. As of 10/9/2013 - no response.
1400059	9/24/2013	Delay in delivering death certificate	DOD was 8/2/2013. Complainant has made numerous calls to FH and financial matters cannot be resolved.	Response due 10/9/2013. As of 10/9/2013-no response.
1400060	9/27/2013	Preneed, Advertising, Unlicensed funeral Directing, Unprofessional Conduct	Complaint by a FD against another FH	Initial letters 9/27/2013. Response due 10/11/2013
1400061	9/27/2013	Cremation, Failure to Deliver Statement of Goods and Services, Unprofessional Conduct, Rude FD Behavior	Complaint by granddaughter on behalf of her mother who handled arrangements	Initial letters 9/20/2013. Response due 10/15/2013.

	DATE CHARGED	RESPONDENT	CHARGED VIOLATION	LAW/RULE	NEXT STEP	STATUS
1303096	4/15/2013	Gerald Feik	An unlicensed individual is in violation of 4717.13(A)(1)		This is connected to 1301061. Board motion 4/15/2013 to request the Ohio Attorney General's Office to seek an injunction against an unlicensed individual for a violation of 4717.13(A)(1) 3/6/2013-still pending AG decision 6/3/2013-still pending. 8/5/2013 MIT meeting review - The AAG originally working on this should get something to AAG Cara Dowling-Fitzpatrick this week. 9/5/2013-AAG reported she is still waiting on the local prosecutor to provide information. 10/7/2013- still pending information from local prosecutor.	Injunction Pending
1302054	4/15/2013	Charles E. Watson and FH	Complainant states that her mother made periodic payments totaling \$3,100.00 to this funeral home as part of a preneed arrangement. When the mother passed away, arrangements were handled by another funeral home. The funeral home has not responded to a number of attempts by the family to contact it. The family is requesting a refund of the money.	4717.14(A)(4), 4717-8-01 and 4717.14(A)(4), 4717-8-01- failed to return funds to the family as requested	As of 8/5/2013-\$3,000.00 settlement agreement being drafted. Did not file notice of appeal. 10/02/13 - AAG plans to have settlement before board at OCT meeting. 10/7/2013- AAG still working on settlement.	Settlement Pending
1201030 1203032 1311036 1104091 1208008 1209021 1302073 1301051		Robert P. McDermott FD and FH	Misappropriation of Preneed			Trumbull County Court-still in process-day delayed.
1302053	7/15/2013	Joseph Nero	4717.13(A)(5) Operate a funeral home without a license issued by the board under this chapter. Specifically, the Blessing Cremation Center is licensed as a crematory only.	4717.13(A)(3)	Board voted 7/13/2013 to charge with a \$1,000.00 forfeiture. Board charge order mailed 7/22/2013. Forfeiture due 8/23/2013. 8/5/2013 MIT review- Has contacted AAG and may contest. As of 8/23/2013, there is a proposed settlement in process for a forfeiture of \$300.00 and an agreement to license the facility as a funeral home.	Settlement Pending
1400005	8/19/2013	Ryton Worren-FD 007595	CE Audit- Did not complete the 18 hours by 12/31/2012, but has since completed required hours.	ORC 4717.09(A)	Board voted 8/19/2013 to charge with a \$1,500.00 forfeiture. Charge order 8/27/2013. Objection period ends 9/26/2013. 9/9/2013 MIT meeting-AAG reports contact and possible settlement. 9/11/2013-Settlement pending for \$500.00. Settlement signed 9/16/2013-payment due 10/17/2013.	Pending Receipt of \$500 Forfeiture
1400007	8/19/2013	Troy Christman- DUAL- 008060	CE Audit- Did not complete the 18 hours by 12/31/2012, but has since completed required hours.	ORC 4717.09(A)	Board voted 8/19/2013 to charge with a \$1,500.00 forfeiture. Forfeiture due 9/30/2013. Settlement fixed on 09/30/13. Forfeiture reduced to \$300.00.	Settlement Pending
1400008	8/19/2013	Jonathan Leavitt- DUAL 006320	CE Audit- Did not complete the 18 hours by 12/31/2012, but has since completed required hours.	ORC 4717.09(A)	Board voted 8/19/2013 to charge with a \$1,500.00 forfeiture. Settlement fixed on 09/30/13. Forfeiture reduced to \$300.00.	Settlement Pending
1400010	8/19/2013	Karen Eckerle- DUAL 008112	CE Audit- Did not complete the 18 hours by 12/31/2012, but has since completed required hours.	ORC 4717.09(A)	Board voted 8/19/2013 to charge with a \$1,500.00 forfeiture. 9/9/2013-MIT Meeting-AAG reported contact and possible settlement. 9/10/2013- Settlement emailed-\$300.00 reduced forfeiture within 30 days of completion. Submitted hearing request	Settlement Pending
1400018	8/19/2013	Donald McDonald- 006774	CE Audit-Misplaced certificates of completion for the audit period ending 12/31/2012	ORC 4717.09(C), ORC 4717.09(A)- 4717-8-01(M)(1)(2)	Board voted 8/19/2013 to suspend license and to charge with a \$2,000.00 forfeiture. Charge order 8/30/2013. Objection period ends 9/29/2013. 9/9/2013-Contact with AAG-possible settlement.	Settlement Pending 10/8/2013- \$500.00 payment received.

Charged Case Status Update

1400022	8/19/2013	Danferd Avis-D3422	CE Audit-Failed to respond to the request of the Board, but has a current exemption or waiver.	ORC 4717.09(A)	Board voted 8/19/2013 to charge with a \$300.00 forfeiture. Charge order 8/30/2013. Objection period ends 9/29/2013. Settlement of case with submission of audit document.	Settlement Pending
1400023	8/19/2013	Christopher Holick-006637	CE Audit-Failed to respond to the request of the Board, but has a current exemption or waiver.	ORC 4717.09(A)	Board voted 8/19/2013 to charge with a \$300.00 forfeiture. Charge order 9/3/2013.	Objection period ends 10/5/2013. As of 10/9/2013-no response.
1400024	8/19/2013	J. Mithael Trowning-006650	CE Audit-Failed to respond to the request of the Board, but has a current exemption or waiver.	ORC 4717.09(A)	Board voted 8/19/2013 to charge with a \$300.00 forfeiture. Charge order 9/3/2013.	Objection period ends 10/5/2013. As of 10/9/2013-no response
1400025	8/19/2013	Charles Davis-007855	CE Audit- Failed to respond to the request of the Board and did not submit any of the required documentation by 12/31/2012.	ORC 4717.09(C),ORC 4717.09(A)	Board voted 8/19/2013 to suspend license and charge with a forfeiture of \$3,000.00. Charge order 9/5/2013.	Forfeiture due 10/5/2013. As of 10/9/2013-no response.
1400027	8/19/2013	Robert Moreland-006682	CE Audit- Failed to respond to the request of the Board and did not submit any of the required documentation by 12/31/2012.	ORC 4717.09(C),ORC 4717.09(A)	Board voted 8/19/2013 to suspend license and charge with a forfeiture of \$3,000.00. Settlement reduced to \$2,500.00. Charge order 9/5/2013.	Settlement Pending
1400028	8/19/2013	Carleen Carlson-FD 007774	CE Audit-Did not complete the entire 18 hours by 12/31/2012, and there is no documentation that any of the hours have been made up.	ORC 4717.09(C),ORC 4717.09(A)	Board voted 8/19/2013, to suspend license and to charge with a \$2,000.00 forfeiture.	Sent In request for hearing 8/27/2013.
1400030	8/19/2013	Patrick Morrow- D08980	CE Audit- Failed to respond to the request of the Board and did not submit any of the required documentation by 12/31/2012.	ORC 4717.09(C),ORC 4717.09(A)	Board voted 8/19/2013 to suspend license and charge with a forfeiture of \$3,000.00. Charge order 9/5/2013.	Forfeiture due 10/5/2013. VN to notify that the 9 hours of CE he submitted are not acceptable and he still owes forfeiture.
1400031	8/19/2013	Bersticken-Scott FH-FH001278	Preneed Annual Report	4717.14 (A)(4)-4717.31(f)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond(9/25/2013). Hearing request deadline 9/23/2013. 9/9/2013- AAG reported contact and possible settlement. As of 9/24/2013, a hearing request was received from Attorney Douglas King. Preneed report received 9/16/2013.	Settlement Pending
1400032	8/19/2013	Catzen Family FH-FH003155	Preneed Annual Report	4717.14(A)(4)-4717.31(f)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013). Hearing request deadline 9/23/2013. 9/9/2013- AAG reported contact and possible settlement. Request for hearing dated 8/12/2013. Letter states 2012 report was submitted 2/2012. Preneed report received 9/16/2013.	Settlement Pending
1400033	8/19/2013	Crup FH-FH002850	Preneed Annual Report	4717.14(A)(4)-4717.31(f)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013). Hearing request deadline 9/23/2013. 9/9/2013- AAG reported contact and possible settlement. 9/12/2013 Request for Hearing received 9/10/2013. Notice states the report was submitted 3/29/2013 and he will waive hearing if the copy being submitted with the hearing request is sufficient. Copy of hearing request received 9/17/2013. Preneed report received 9/16/2013.	Settlement Pending
1400034	8/19/2013	Garland-Miscnik-FH002287	Preneed Annual Report	4717.14(A)(4)-4717.31(f)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013). Hearing request deadline 9/23/2013. 9/9/2013- AAG reported contact and possible settlement.Hearing request submitted.. The request was dated 8/4/2013. Preneed report received 8/19/2013.	Settlement Pending

Charged Case Status Update

1400035	8/19/2013	Howard-Rhoden MH-FH002476	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/30/2013. As of 9/27/2013-No hearing request has been submitted. Preneed report not filed. 10/7/2013- Goldman hearing to be scheduled 11/14/2013.
1400036	8/19/2013	JE Humphrey FH-FH002248	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013). Hearing request deadline 9/25/2013. Hearing request received 9/25/2013. Preneed report received 9/25/2013. Preneed report received 9/25/2013.	Settlement Pending
1400037	8/19/2013	Jackson-Kerzvezel-Meyers FH-FH002126	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/25/2013. 9/9/2013- AAG reported contact and possible settlement. Hearing request # no settlement letter received 9/10/2013. Preneed report received 9/9/2013. As of 10/7/2013, AAG sent VN Settlement Agreement to approve.
1400038	8/19/2013	Kevin M. Coyne FS-FH005078	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/25/2013. As of 9/24/2013, no request for hearing has been received. Information received that mail to be returned as "Unclaimed". Linda Clark is researching No report filed and is emailing a request for a hearing as of 9/27/2013. Request for hearing received 9/27/2013. Preneed report received 10/4/2013. 10/7/2013-settlement pending.
1400039	8/19/2013	Kirby FS-FH003023	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013). Hearing request deadline 9/25/2013. Hearing request received 9/25/2013. Preneed report received 9/25/2013.	Settlement Pending
1400040	8/19/2013	Moore FH-FH002237	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/25/2013. 9/9/2013- AAG reported contact and possible settlement.Dementia situation. Request for hearing submitted with reports.9/10/2013. Report received 9/9/2013. As of 10/7/2013, AAG sent VN Settlement Agreement to approve.
1400041	8/19/2013	Moore FH-FH002236	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/25/2013. 9/10/2013 request for hearing submitted with reports.Report marked as received 9/30/2013. Forfeiture of \$1,500.00 paid. As of 10/7/2013, AAG sent VN Settlement Agreement to approve.
1400042	8/19/2013	Novak FH-FH002664	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/30/2013. As of 9/27/2013, no request for hearing has been received. The Preneed report has not been filed.Goldman hearing to be scheduled 11/14/2013.
1400043	8/19/2013	Schneider-Griffin FH-FH002505	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/30/2013. As of 9/27/2013, no request for hearing has been received. The Preneed report has not been filed. As of 10/7/2013, AAG sent VN settlement agreement to approve. Preneed received.
1400044	8/19/2013	Schwartz,Spence,Boyer and Cool Home for Funerals-FH002644	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/25/2013. Hearing request received 9/28/2013. It was submitted by Robert Gool, Jr. The Preneed report was filed 9/27/2013.As of 10/7/2013, AAG sent VN settlement agreement for approval.
1400045	8/19/2013	Venzil and Chute FH,Inc.-FH002659	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/30/2013. 9/9/2013 AAG reported contact and possible settlement.. 9/26/2013- received copy of hearing request dated 9/4/2013. It arrived in the office on 9/5/2013. As of 9/27/2013, no Preneed report filed. As of 10/7/2013, AAG sent VN Settlement Agreement to approve. Preneed received 9/30/2013.
1400046	8/19/2013	Wilfems, Gregory and Martin FS-FH003029	Preneed Annual Report	4717.14(A)(4)-4717.31(I)	Charge order-Opportunity for Hearing-8/26/2013-30 days to respond (9/25/2013).	Hearing request deadline 9/30/2013. As of 9/27/2013, no request for hearing has been received. No Preneed report filed. 11/14/2013-Goldman hearing to be scheduled.
1400003	7/24/2013	Robert A. Lewis	Misappropriation	4717.14(A)(4)-4717.8-01 Unprofessional Conduct (F)	Board order- opportunity for hearing-September Board meeting.- Charge order issued.	Request for hearing due 10/16/2013.

Charged Case Status Update

<p>1201033005- 1201033053</p>	<p>9/3/2013</p>	<p>McClurkin FH. Howard Rhoden MH- RH002476</p>	<p>Misappropriation, Preneed Annual Report</p>	<p>4717.14[A](4)- 4717-8-01 Unprofessional Conduct [F],4717.10[A]</p>	<p>Board order September Board meeting- suspension without hearing. Orders issued. Summary suspension-9/17/2013 Board Order. Green-card received 09/21/13.</p>	<p>Request for hearing due 10/16/2013.AAG reported 10/7/2013 contact with an attorney representing Patrick.</p>
<p>1400052</p>	<p>10/4/2013</p>	<p>Jack Monroe-Laumer</p>	<p>Michael Cicero</p>	<p>Reference- 1307008</p>	<p>Signage- website advertising, name change without submitting an application to change name.</p>	<p>10/7/2013- reviewed- has violated former settlement agreement. Licenses to be suspended-VN to send letter.</p>



State of Ohio Board of Embalmers and Funeral Directors

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Reconvening of the Board

The Board of Embalmers and Funeral Directors reconvened in regular session on Wednesday, October 17, 2013, on the 31st Floor, in Riffe Center Room East B of the Riffe Center located at 77 South High Street, Columbus, Ohio. Board President Robert Carter called the meeting to order at 9:01 a.m. Other Board members in attendance were Mr. Robert Wasko, Mr. Ty Marsh, Ms. Linda Betzer, Mr. Thomas Fleming, and Mr. Greg Boyer. Board staff members present were Executive Director Vanessa Niekamp, Inspectors Eric Anderson and Troy Seehase, Office personnel Danny Finrock, and Jarrod Williams. Also attending was Assistant Attorney General, Carla Dowling-Fitzpatrick.

Executive Director Vanessa Niekamp presented details of the Operations Committee Meeting held Tuesday, October 16, 2013. Mrs. Niekamp stated the following topics were discussed:

1. The board office is currently seeking to add an intern to the board staff.
2. A review and discussion of the management letter written by the Auditor of State of Ohio.
3. An introduction of discussion to consider submissions of articles written by the Board to OFDA Magazine for publication. These periodical presentations of informational material will be developed for educating consumers about our funeral industry.
4. An exchange of ideas concerning the future Annual Preneed Funeral Contract Report and Continuing Education audits.
5. The board office is to undergo a renovation of workstations in October. A tour of the redesigned configuration is scheduled after the November Board meeting.
6. The board staff was given a tour of the John Quint Treboni Funeral Home by Mr. Robert Carter in September. The Executive Director offered gratitude and appreciation to the funeral home and Mr. Carter for the educational experience.

Continuing Education

Mr. Thomas Fleming presented the applications for continuing education programs.

Applications for Exemption

On a motion by Mr. Greg Boyer, and seconded by Mr. Robert Wasko, the Board voted to deny the following application:

Licensee	License Number(s)	Note
Richard A. Kufhold	9029	

The motion passed with a vote of 6 to 0.

Board meeting notations:

Mr. Thomas Fleming stated that a suspended license cannot be exempt from continuing education requirements. Mr. Fleming noted that Mr. Richard A. Kaufhold's license is currently suspended.

Applications for Individual License Requesting Continuing Education

Continuing Education Programs Oct 16, 2013:

On a motion by Mr. Greg Boyer, and seconded by Mr. Robert Wasko, the Board voted to approve the following applications for continuing education: Ayes: 6; Nays: 0; Motion passed.

Name	Location	Course Name	Hours	Program Date
Cunningham, Brett W.	Cincinnati, Ohio	Creedy & Co. Blue Ocean Tour	10	9/25-27/2013
Edwards, William Clair	Defiance, Ohio	Medical Reserve Corps	4	11/15/2013
Evinger, Bryan	Defiance, Ohio	Understanding Impact of Disasters	3	11/15/2013
Redington, Randall F.	Bloomingtondale, Ohio	AED / CPR Class	4	10/29/2013
Williams, David C.	Albuquerque, NM	DMORT Fundamentals Training	18	08/26-28/2013
Underhill, Sara G	Defiance, Ohio	Understanding Impact of Disasters	3	11/15/2013

Applications for Continuing Education Continuing Education Programs October 16, 2013:

On a motion by Mr. Greg Boyer, and seconded by Mr. Robert Wasko, the Board voted to approve the following applications for continuing education: Ayes: 6, Nays: 0, Motion passed.

Sponsor Name	Program Date	Hours	Location	Course Name	Contact	Phone
AFRICAN AMERICAN FUNERAL PROS OF CENTRAL OHIO	9/28/2013	2	Whitehall, Ohio	Communication Skills	African American Funeral Pros of Central Ohio	614-258-9549
AFRICAN AMERICAN FUNERAL PROS OF CENTRAL OHIO	9/28/2013	1	Columbus, Ohio	Board Meeting	African American Funeral Pros of Central Ohio	614-258-9549
Batesville Casket Company	11/15/2013	2	Batesville, IN	Plant Tour and Product Knowledge	Dep St. Pierre	812-934-7557
Batesville Casket Company	11/15/2013	2	Batesville, IN	Acting on Cremation Challenges Together	Dep St. Pierre	812-934-7557
Batesville Casket Company	11/15/2013	2	Batesville, IN	Creating Value for Families Through Meaningful	Dep St. Pierre	812-934-7557
Batesville Casket Company	11/15/2013	3	Batesville, IN	Using E-Business to Create a Meaningful Funeral Experience	Dep St. Pierre	812-934-7557
BLANCHARD VALLEY FUNERAL DIRECTORS ASSOCIATION	1/26/2014	8	Arlington, Ohio	BVFDA Educational Seminar	Blanchard Valley Funeral Directors Association	419-306-0004
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	10/19/2013	1	Cleveland, Ohio	Fall Board Meeting	Arlene J. Lawrence	614-258-9549
CENTRAL INSTITUTE FOR EDUCATIONAL ADVANCEMENT	10/24/2013	3	Mansburg, Ohio	Death out of Order Approval (13-2014)	Joel L. Getts	937-572-8636
CENTRAL INSTITUTE FOR EDUCATIONAL ADVANCEMENT	11/21/2013	3	Mansburg, Ohio	History of North American Funeral Home	Joel L. Getts	937-572-8636
CUYAHOGA FUNERAL DIRECTORS ASSOCIATION	10/28/2013	3	Cleveland, Ohio	Cleveland Eye Bank	Tina Girod	440-728-0003
FIRELANDS FUNERAL DIRECTORS ASSOCIATION	10/17/2013	2	Norwalk, Ohio	Music Liturgy and the Funeral	Firelands Funeral Directors Association	419-626-1070
FIRELANDS FUNERAL DIRECTORS ASSOCIATION	10/17/2013	2	Sandusky, Ohio	Music Liturgy and the Funeral	David F Koch	419-526-1070
GREATER LORAIN FUNERAL DIRECTORS ASSOCIATION	10/29/2013	3	Lorain, Ohio	Fire Proofing The Funeral Home	Charles Duke	440-926-2048
INTERNATIONAL CEMETERY, CREMATION AND FUNERAL ASSO	1/15/2014	9	Las Vegas, NV	ICCFA Wide World of Sales Conference	Daniel Osorio	703-391-9400
M&J MARKETING	11/6/2013	8	Austin, TX	The Power of Price Shoppers - Part II	M&J Marketing	727-524-8100
NATIONAL FUNERAL DIRECTORS ASSOCIATION	10/23/2013	1	Austin, TX	Strengthening Hospice Relationships for Better Service to Families	Kathleen Walczak	262-228-6332
NATIONAL FUNERAL DIRECTORS ASSOCIATION	10/23/2013	1	Austin, TX	Building a Better You	Kathleen Walczak	262-228-6332

NATIONAL FUNERAL DIRECTORS ASSOCIATION	10/23/2013	1	Austin, TX	Transforming Loss: An Intimate Look into the Process of Grief and Healing	Kathleen Walczak	262-228-6332
NATIONAL FUNERAL DIRECTORS ASSOCIATION	10/23/2013	1	Austin, TX	Special Engagement: Why Funerals Matter	Kathleen Walczak	262-228-6332
NATIONAL FUNERAL DIRECTORS ASSOCIATION	10/23/2013	1	Austin, TX	Battling Burnout: Management Techniques for Caregivers	Kathleen Walczak	262-228-6332
NATIONAL FUNERAL DIRECTORS ASSOCIATION	10/23/2013	1	Austin, TX	Cremation Basics: Staff Attitudes Drive Success	Kathleen Walczak	262-228-6332
NATIONAL FUNERAL DIRECTORS ASSOCIATION	10/23/2013	1	Austin, TX	Planning a Graceful Exit from Your Business: Life after Funeral Service	Kathleen Walczak	262-228-6332
OHO FUNERAL DIRECTORS ASSOCIATION	11/5/2013	2	Finlay, Ohio	OFDA Funeral Service Updates; Legal Issues Update	Diana O'Neal	614-486-5339
OHO FUNERAL DIRECTORS ASSOCIATION	11/22/2013	6	Columbus, Ohio	Masters Training Seminar	Diana O'Neal	614-486-5339
OHO FUNERAL DIRECTORS ASSOCIATION	12/11/2013	2	St. Clairsville, Ohio	OFDA Funeral Service Updates; Legal Issues Update	Diana O'Neal	614-486-5339
OSHA COMPLIANCE SERVICES	11/6/2013	2	MAUMEE, Ohio	Complying with OSHA Standards for Funeral Homes (Review & Update)	Paul H Conrad	419-868-7270
PITTSBURGH INSTITUTE OF MORTUARY SCIENCE	12/6/2013	6	Pittsburgh, PA	2013 PIMS Best Practices 101	Pittsburgh Institute of Mortuary Science	412-362-8500
Selected Independent Funeral Homes	01/26/2014 - 01/30/2014	8	St. Maarten	Selected Independent Funeral Homes NextGen Seminar	Amy Hunt	847-236-9401
TRI-COUNTY FUNERAL DIRECTORS ASSOCIATION	11/6/2013	2	Washington CH, Ohio	Discussion with Fayette County Coroner	Susan Littleton Kempner	937-584-2431
TRI-COUNTY FUNERAL DIRECTORS ASSOCIATION	11/13/2013	2	Washington CH, Ohio	Terry Palmer, OFDA	Susan Littleton Kempner	937-584-2431
TUFTS SCHILDMAYER FAMILY FUNERAL HOME	11/10/2013	1	Loveland	Grief Supprt for the Upcoming Holiday Season — DENIED —	Julia Magg	513-683-2430

Executive Director's Report

Budget/Fiscal Overview

SFY13 has ended. We will continue to receive invoices for SFY13 to be paid on the prior year encumbrances. This is the current overview of the SFY13 budget as of October 11, 2013, there are no changes since last month:

SFY13	Budget	Expense	Encumbrance	Available Budget
510	\$29,155.00	\$24,330.63	\$3,677.50	\$1,146.87
520	\$158,299.54	\$151,862.88	\$3,867.84	\$1,504.51
530	\$85,394.71	\$44,546.94	\$40,847.35	\$0.42
595	\$1,090.00	\$1,090.00	\$0.00	\$0.00
500 - QTR1	\$121,929.46	\$121,929.46	\$0.00	\$0.00
500 - QTR2	\$111,100.55	\$111,100.55	\$0.00	\$0.00
500 - QTR3	\$121,264.74	\$121,264.74	\$0.00	\$0.00
500 - QTR4	\$108,531.00	\$105,567.00	\$0.00	\$2,964.00
Budget	\$736,765.00	\$681,692.20	\$48,392.69	\$5,615.80

We have just ended the first quarter of SFY14. The remaining \$2,264.93 in payroll funds from the first quarter are still available for our use in another quarter, or in another line item. This is the current overview of the SFY14 budget as of October 11, 2013:

SFY14	Budget	Expense	Encumbrance	Available Budget
510	\$45,000.00	\$3,777.00	\$33,923.00	\$7,300.00
520	\$172,000.00	\$23,581.84	\$91,572.47	\$56,845.69
530	\$5,000.00	\$371.50	\$0.00	\$4,628.50
595	\$1,000.00	\$530.00	\$0.00	\$470.00
500 - QTR1	\$138,000.00	\$135,735.07	\$0.00	\$2,264.93
500 - QTR2	\$119,000.00	\$0.00	\$0.00	\$119,000.00
500 - QTR3	\$138,000.00	\$0.00	\$0.00	\$138,000.00
500 - QTR4	\$119,000.00	\$0.00	\$0.00	\$119,000.00
Budget	\$737,000.00	\$163,995.41	\$125,495.47	\$447,509.12

Our disbursements from September 11, 2013, through October 11, 2013, are as follows:

Voucher ID	Vendor Name	Accounting Date	Budget Year	Voucher Distrib Amount
00002010	BLAUGRUND HERBERT KESSLER MILLER MYERS	09/17/2013	2014	\$256.50
00002011	BLAUGRUND HERBERT KESSLER MILLER MYERS	09/17/2013	2014	\$475.00
00002012	DEPARTMENT OF ADMINISTRATIVE SERVICES	09/17/2013	2014	\$311.50
00002013	DEPARTMENT OF ADMINISTRATIVE SERVICES	09/17/2013	2014	\$199.07
00002014	DEPARTMENT OF ADMINISTRATIVE SERVICES	09/17/2013	2014	\$496.00
00002015	BARBARA A STAFFORD	09/23/2013	2014	\$675.00
00002016	GREENE INC	09/23/2013	2014	\$34.90
00002017	AUDITOR OF STATE	09/23/2013	2013	\$63.69
Summary				\$2,511.66

We currently have one individual on payment plan. This person is compliant with the approved payment schedule. All others are paid in full at this time.

Items of Interest

I attended a meeting in Representative Ryan Smith's office on September 18, 2013, on behalf of the Board. Others in attendance were: Representative Ryan Smith, Legislative Aid Cathy Cortez, Legislative Service Commission (LSC) Budget Analyst Nick Thomas, OFDA Lobbyist John McGough, Funeral Director Greg Boyer, and Landon Boyer. The attached drafted bill was discussed, but many issues were identified. Representative Smith expressed a desire to increase regulation of the funeral industry, and specifically cemeteries. Representative Smith indicated his priorities were to: 1) Create one Funeral Board that included the Ohio Board of Embalmers and Funeral Directors, the Crematory Review Board, and the Cemetery Resolution Commission; 2) Add enforcement tools on the front end to deter preneed misappropriation; and 3) Possibly revise a fund for victims, but would need to have further discussion to identify a different funding source. Representative Smith asked LSC to draft language for the combination of the boards/commission. OFDA stated they would work with Representative Smith and LSC on the new structure.

I have submitted the attached article entitled, "Failing to Comply with Ohio's Preneed Funeral Contract Law is a Crime", for publication in the December issue of the OFDA Magazine.

Upcoming Events

Robert Wasko will be representing the Board at a workshop to held by Sibley-Murray-Wellington Funeral Home of Alliance, Ohio, on Saturday, October 26, 2013. Prior Board Member Pamela Williams-Briggs will be providing information at the workshop as well.

Our next meeting will be in Columbus, Ohio, on Monday, November 18th and Tuesday, November 19th. We will be in Riffe Center 31st Floor Board Room.

Apprentice Interview will be conducted by Robert Wasko and Linda Betzer this month. We need to revise the interviewers for November, March and June, due to Pamela Williams-Briggs no longer being on the Board. The current published schedule is attached for your revision.

OFDA has scheduled a Master's Training Seminar for Tuesday, November 22, 2013, to be held at the OFDA Headquarters. We will need to decide who will present on behalf of the Board.

The 38th Annual Federation of Associations of Regulatory Boards (FARB) Forum is scheduled for Thursday, January 23, 2014, through Sunday, January 26, 2014, in Austin, Texas. Board Vice President, Linda Betzer and Executive Director, Vanessa Niekamp will attend to represent Ohio.

The 110th Annual Meeting of The Conference is scheduled for Tuesday, February 25, 2014, through Thursday, February 27, 2014, in Orlando, Florida. Board President, Robert Carter and Executive Director, Vanessa Niekamp will attend to represent Ohio.

OFDA has announced the 134th Annual Conference and Exhibition will be held at the Hilton at Easton, in Columbus, Ohio, from May 14th through the 16th, 2014.

Board meeting notations:

Assistant Attorney General Carla Dowling-Fitzpatrick addressed the board prior to Executive Director Niekamp presenting the Director's report. Mrs. Dowling-Fitzpatrick stated she will conduct a presentation at the November 2013 Board meeting. She will address how the AAG office represents the Board and the procedures the Attorney General's Office must follow to assist in the regulation practices of the Ohio Revised Code Chapter 4717.

There was discussion among the board on the need for revisions to regulations found in Chapter 4717. Opinions were shared that updates are necessary to keep pace with an evolving funeral industry.

Executive Director Vanessa Niekamp presented the Executive Director's Report. Mrs. Niekamp began by addressing the apprentice interview schedule. She recommended the schedule be amended due to the recent reduction in number of board members.

The board members reached an agreement to accommodate a revised schedule: Ms. Linda Betzer accepted a November 2013 assignment, Mr. Thomas Fleming accepted a March 2014 assignment and Mr. Robert Carter accepted a June 2014 assignment.

Executive Director Niekamp requested a representative of the Board to appear at the Master's Training Seminar sponsored by OFDA on Friday, November 22, 2013. Mr. Ty Marsh volunteered.

There was discussion among the board on revisions to the Board Member Interview Form completed during apprentice interviews.

Board President Robert Carter requested a recess of the meeting. The October 2013 meeting of the Board recessed at 10:14 a.m.

The October 2013 meeting of the Board reconvened at 10:24 a.m. The Board resumed discussion of revisions to the Board Member Interview Form. A revised form will soon be available to board members.

On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to adjourn the October 2013 meeting of the Board; *Ayes: 6, Nays: 0; Motion passed.*

The October 2013 meeting of the Board adjourned at 10:48 a.m.