



RICHARD J. CODEY
Acting Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
New Jersey Cemetery Board
124 Halsey Street, 6th Floor, Newark, NJ 07102



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CERTIFIED TRUE COPY

September 14, 2005

Richard Bradley
345 Main Street
Chatham, New Jersey 07928

Re: Offer of Settlement in Lieu of Filing a Formal Complaint

Dear Mr. Bradley:

This letter is to advise you that the New Jersey Cemetery Board (hereinafter "the Board") has had an opportunity to review information concerning your position as Trustee or Director of The Fair Mount Cemetery while holding an active New Jersey State Funeral Director's License.

Upon review of all available information, the Board has preliminarily found that probable cause exists to support a finding that your holding the aforesaid positions simultaneously is a violation of the New Jersey Cemetery Act, 2003; specifically, N.J.S.A.45:27-16(c) which states in pertinent part:

A cemetery company, and any person engaged in the management, operation or control of a cemetery company, directly or indirectly, is specifically prohibited from engaging directly or indirectly, in any of the following activities:

- (1) the manufacture or sale of memorials;
- (2) the manufacture or sale of private mausoleums;
- (3) the manufacture or sale of vaults, including vaults installed in a grave before or after sale and including vaults joined with each other in ground; and
- (4) the conduct of any funeral home or in the business or profession of mortuary science: provided that crematoriums operated in conjunction with funeral homes prior to December 1, 1971 are excepted from the provisions of this paragraph (4).

At this juncture, the Board has preliminarily concluded that the above violation is sufficient to warrant the initiation of formal proceedings against you. Notwithstanding that decision, however, the Board has determined that it will first offer you an opportunity to settle this matter, and thereby avoid the initiation of formal proceedings, should you consent to:

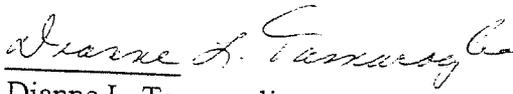
1. cease and desist from simultaneously engaging in the management, operation or control of the cemetery, directly or indirectly, and in the conduct of the funeral business;
2. Notify the Board within 30 days of your receipt of this letter of the manner in which you have elected to comply with the statute, providing documentation of your cessation of either or both activities.

If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office. Upon your signature, this letter will be a matter of public record.

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of appropriate enforcement action. In such event, you will be afforded an opportunity to defend against the alleged violation. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you have your attorney contact Deputy Attorney General John D. Hugelmeyer, who may be reached at (973) 693-5056.

If you elect to settle this matter now, you should sign the acknowledgment at the bottom of this letter and return it to the Board within thirty (30) days following your receipt of this letter. In the event that the Board receives no response from you within thirty (30) days, the Board's settlement offer will be withdrawn, and the matter will be referred to the Attorney General's Office for the initiation of appropriate enforcement proceedings.

NEW JERSEY CEMETERY BOARD

By: 
Dianne L. Tamaroglio
Executive Director

ACKNOWLEDGMENT: I, Richard Bradley, hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I hereby agree to comply with all requirements set forth in the settlement letter.

Dated:

Richard Bradley

cc: John D. Hugelmeyer, Deputy Attorney General
Frederick W. Engel, President, The Fair Mount Cemetery
certified & regular mail

SEP 27 2005

Richard R. Bradley
345 Main Street
Chatham, New Jersey 07928

September 20, 2005

Ms. Dianne L. Tamaroglio, Executive Director
New Jersey Cemetery Board
124 Halsey Street, 6th floor
Newark, NJ 07102

Dear Ms. Tamaroglio:

It was with surprise that I received your recent letter "Re: Offer of Settlement ..."
regarding my service on the Board of Trustees of Fair Mount Cemetery in Chatham. I
have served on the Board since 1979 with the full disclosure to any interested parties that
I am there because no one seems to be willing to be in that position from among the lot
owners. I have served without remuneration, no expenses have been covered by the
cemetery and I have only attended two or three Association dinners during my tenure. In
addition, while a member of the Board of Mortuary Science, full declaration to the
Division and its Ethics Review was made of my position and the fact that I serve without
remuneration.

In light of the above, I shall resign my position immediately, however, to sign your
waiver would ill-advised due to the verbiage which is in conflict with what I had been
told would apply in this situation.

Sincerely,



Richard R. Bradley

SEP 27 2005

Richard R. Bradley
345 Main Street
Chatham, NJ 07928

September 20, 2005

Fair Mount Cemetery
Board of Trustees
Hillside Avenue
Chatham, NJ 07928

Gentlemen:

It is with deep regret that I must submit my resignation, effective immediately, from the Board due to a directive from the New Jersey Cemetery Board. I am in technical violation of NJSA 45:27-16(c) in that I hold a license from the State of New Jersey for Mortuary Science Practitioner.

I have enjoyed being with all of you for the past 25 years and please call on me for any advice that I may provide in the future.

Sincerely,

Richard R. Bradley

cc: New Jersey Cemetery Board