



JON S. CORZINE  
Governor

## New Jersey Office of the Attorney General

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



ANNE MILGRAM  
Attorney General

LAWRENCE DEMARZO  
Acting Director

**Mailing Address:**  
P.O. Box 45036  
Newark, NJ 07101  
(973) 504-6553

January 18, 2008

certified & regular mail

James Cochran  
905 High Street  
Hackettstown, New Jersey 07840

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

Dear Mr. Cochran:

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 a member of the Board of Trustees of Union Cemetery Association 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, **NJSA 45:27-16**© 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 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 the cemetery 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; and
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 yourself 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 Ginger R. Provost who may be reached at (973) 648-4447.

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, James Cochran 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: 2/4/08

*James G. Cochran*  
James Cochran

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____</p> <p>C. Date of Delivery <i>1/19/08</i></p>
<p>1. Article Addressed to:</p> <p><i>James Cochran</i> <i>905 Newport Street</i> <i>Rocky Hill, CT</i> <i>07840</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p> <p><b>JAN 22 2008</b></p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p><b>7003 0500 0000 7134 8316</b></p>
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

cc: Ginger R. Provost, Deputy Attorney General  
Philip Haze, President, Union Cemetery Association

7003 0500 0000 7134 8316

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Sent To *James Cochran*  
Street, Apt. No., or PO Box No. *Union Cemetery Assoc*  
City, State, ZIP+4 \_\_\_\_\_

PS Form 3800, June 2002 See Reverse for Instructions

FEB 06 2008

# Cochran



# Funeral Home

**James G. Cochran**  
Manager  
NJ Lic. No. 3702

**Peter D. Cummings**  
Funeral Director  
NJ Lic. No. 3975

February 4, 2008

New Jersey Office of the Attorney General  
Division of Consumer Affairs  
New Jersey Cemetery Board  
P.O. Box 45036  
Newark, NJ 07101

Dear Ms. Tamaroglio,

Thank you for your letter dated January 18, 2008.

As you may suspect, I was unaware of the conflict that you have brought to my attention.

Be assured that I will cease and desist serving as a Trustee of Union Cemetery Association, Hackettstown, NJ immediately.

Enclosed is the signed acknowledgment that you requested that I return within 30 days.

Respectfully,

A handwritten signature in cursive script that reads 'James G. Cochran'.

James G. Cochran, Manager

Tele: 908-852-3361

Fax: 908-852-4117

905 High Street • Hackettstown, New Jersey 07840 • [www.cochranfuneral.com](http://www.cochranfuneral.com)