



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

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



JEFFREY S. CHIESA  
Attorney General

ERIC T. KANEFSKY  
Acting Director

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

May 21, 2012

Paula Lerner, President  
Forest Green Park Cemetery  
P.O. Box 340  
Morganville, New Jersey 07751

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

Dear Ms. Lerner:

This letter is to advise you that the New Jersey Cemetery Board (hereinafter "the Board") has had an opportunity to review information concerning the engagement of a member or members of your staff in facilitating the sale of specific memorials by showing samples kept in a closed room adjacent to the reception desk at your office to consumers, quoting prices, and offering to accept payment on behalf of the plaque dealer(s).

Upon review of all available information, the Board has preliminarily found that probable cause exists to support a finding that a person or persons engaged in the operation of your cemetery is a violation of the *New Jersey Cemetery Act, 2003*; specifically, N.J.S.A. 45:27-16(c)(1) 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;

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 conclusion, however, the Board has decided to 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 above described facilitation of the sales of memorials.
2. pay a civil monetary penalty in the amount of \$500.00 (to be paid immediately upon your signing of the acknowledgment at the bottom of this letter).

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 contact Deputy Attorney General John D. Hugelmeyer, who may be reached at (973) 648-3453.

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 Tamaroglio*  
Dianne Tamaroglio  
Executive Director

JUN 06 2012

ACKNOWLEDGMENT: I, Paula Lerner, 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: 6/4/12

*Paula Lerner*  
Paula Lerner  
Forest Green Park Cemetery

7006 2150 0005 5204 9831

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
*(Domestic Mail Only; No Insurance Coverage Provided)*

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To

Street, Apt. No.,  
or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

cc: John D. Hugelmeyer, Deputy Attorney General

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>X [Signature]</i> <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>E. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p><b>MAY 29 2012</b></p>
<p>1. Article Addressed to:</p> <p><i>Paula Lerner</i> <i>Forest Green Park Cemetery</i> <i>PO Box 348</i> <i>Marysville, TN 37088</i></p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input checked="" type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number (Transfer from service label)</p> <p>7006 2150 0005 5204 9831</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

Board Name: <b>CEMETERY BOARD</b>		1347	6/6/2012
Prepared By:	DIANNE L. TAMAROGGIO		
Phone Number of Preparer:	6329		
Applicant/Licensee Name (Last/first)	12 Digit License #	OR App ID#	FEE TYPE
1 FOREST GREEN PARK CEM	596721	596721	FINE
	Fines/Pen/Costs Complaint #	86382 1783	
	(Choose One) Check/Money Order #		FEE AMOUNT \$500.00
	(Choose One) Waive or Cancel		
	Exec. Dir. Initials for Waive/Cancel of Fee		
	Process Receipt #		
	Process Date		
	Reject Initials (Check)		
	Comments		

**FOREST GREEN PARK CEMETERY ASSOCIATION**  
DRAWER 340  
MORGANVILLE, NEW JERSEY

*596721*

**THE SUM 500 DOLS 00 CTS**

EXPLANATION: *SETTLEMENT*

AMOUNT: **1783**

ESTIMATED Check Fraud Protection for Banker

55-33-212

CHECK AMOUNT: **\$ 500.00**

Bank of America logo

Bank of America. *Bank of America*

TO THE ORDER OF: *New Jersey Office of the Attorney General*

DATE: *6/14/12*

GROSS: *500.00*

FICA: *00*

F.W.T.:

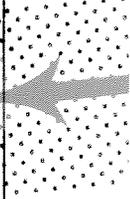
N.J. W.T. N.J. E.T. N.J. U.I.:

CHECK NUMBER: **1783**

MP

1100178311021200339138102257592811

#	Applicant/Licensee Name (Last/first)	12 Digit License #	OR App ID#	FEE TYPE	Fines/Pen/Costs Complaint #	(Choose One) Check/Money Order #	(Choose One) Waive or Cancel	Exec. Dir. Initials for Waive/Cancel of Fee	For Fiscal Use Only					
									Process Receipt #	Process Date	Reject Initials (Check)			
1	FOREST GREEN PARK CEM	596721	596721	FINE	86382 1783									
13														
14														
15														



**CEMETERY BOARD**

Board Name: **CEMETERY BOARD**  
 Prepared By: **DIANNE L. TAMAROGGIO**  
 Phone Number of Preparer: **6329**

6/6/2012

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					Check/Money Order #	FEE AMOUNT		Process Receipt #	Process Date	Initials	
1	FOREST GREEN PARK CEMI	596721	FINE	86382 1783		\$500.00		3876512	6/6/12	GB	
3											
4											
7											
6											
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8											
9											
10											
11											
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14											
15											

RECEIVED  
 JUN - 6 2012

PROCESSED

# of Cks 1 \$500.00