

**THE NEW JERSEY STATE BOARD OF MORTUARY SCIENCE
124 HALSEY STREET, NEWARK, NJ 07102
HUDSON ROOM , 6TH FLOOR
9:30 A.M., TUESDAY, MARCH 2, 2004**

<http://www.nj.gov/lps/ca/nonmedical/mortuary.htm>

OPEN SESSION MEETING MINUTES

ATTENDANCE

Marius R. Lombardi President (Government Member)
Richard J. Galante, Secretary
Thomas C. Brown
Edith C. Churchman, Ph.D., CFSP
William C McCrisky
Gerald P. Scala, Esq., (Public Member) (left at 2:30 P.M.)
Anthony P. Vainieri Jr.

ABSENT

Richard R. Bradley
Frederick R. Whiteley, III

EXECUTIVE DIRECTOR'S REPORT

Mr. Mandeville reported that the number of complaints received in February are 3: total for the year 9.

Mr. Mandeville reported that the next regular Board meeting has been scheduled for Tuesday, April 13, 2004, Hudson Room, 6th floor.

Discuss Funeral Homes use of logo's in the publishing of Death Notices and Obituaries.

INTERN REGISTRATIONS

Mark Radowitz, Bloomfield -Cooper Funeral Chapels, Ocean

NEW LICENSEES

Ronald Hancock

NEW INSTALLATIONS

Trust Family Funeral Home, Clifton, Thomas McNamara, Mgr. Trust Family Funeral Home, Perth Amboy, Mark Bannworth, Mgr

CONTINUING EDUCATION

Credentials Committee Report. On motion made by Ms. Churchman, seconded by Mr. McCrisky, the Board voted to accept the attached report. All voted in favor of the motion.

CORRESPONDENCE

NJ Cemetery Board public session agenda February 19, 2004. This was for the Board's information only.

NJ Cemetery Board public session minutes December 11, 2003. This was for the Board's information only.

OPEN DISCIPLINARY MATTERS

#03-31 Jorge Rivera Funeral Home, North Bergen, uniform penalty letter for violation of N.J.A.C. 45:1-21(e) \$2500.00 paid January 16, 2004. This was for the Board's information only.

#03-154 Keates-Plum Funeral Home, Brigantine, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(a), 13:36-1.9(a)2, 13:36-5.6 (a)8 \$100.00 paid January 16, 2004. This was for the Board's information only.

#03-113.Santangelo Funeral Home, Lodi, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(c), 13:36-1.9(b), 13:36-1.9(d), 13:36-9.6(b), and 13:36-1.9(a)2 \$1000.00 was paid on January 27, 2004. This was for the Board's information only.

#03-131 Hicks Funeral Home, Elizabeth, uniform penalty letter for violation of N.J.A.C. 13:36-1.9 (a), 13:36-1.9 (a)1, 13:36-1.9 (b) 13:36-5.1(a),13:36-9.7 (a)1,13:36-9.5 (a) and13:36-9.6(a) \$2750.00 was paid on January 27, 2004. This was for the Board's information only.

#01-149 Costello-Greiner Funeral Home, Woodbridge, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(a), 13:36-5.10, and13:36-9.7 \$1750.00 paid January 27, 2004. This was for the Board's information only.

#99-91 Glackin-Saul Funeral Home, Hightstown, uniform penalty letter for violation of N.J.A.C. 13:36-5.6 (a)9,11,12,13, 13:36-5.12 (c), and 13:36-1.9 (a)2 900.00 paid January 27, 2004. This was for the Board's information only.

#03-151 Gowen Funeral Home, News Brunswick, uniform penalty letter for violation of N.J.A.C. 13:36-5.5(a)1,13:36-1.9 (c),13:36-1.9(a)2 ,13:36-1.9(d), 13:36-1.9 (d) \$1100.00 paid January 27, 2004. This was for the Board's information only.

#03-130 Leonard Home for Funerals, Elizabeth, uniform penalty letter for violation of N.J.A.C. 13:36-5.5(a)1 and 13:36-9.6(b) 200.00 paid January 27, 2004. This was for the Board's information only.

#03-103 Funeraria Alvarez, Passaic, uniform penalty letter for violation of N.J.A.C. 13:36-5.12 (g)1 500.00 paid January 27, 2004. This was for the Board's information only.

#03-107 McGee Funeral Home, Burlington, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(c), 13:36-1.9(a)2, 13:36-1.9 (f), and 13:36-1.9(d) 2000.00 paid January 27, 2004. This was for the Board's information only.

#03-124 James Doyle, Collingswood, uniform penalty letter for violation of N.J.A.C. 13:36-5.14(a), 13:36-11.7 (a), and 13:36-11.19 2300.00 paid February9, 2004. This was for the Board's information only.

#03-153 Mundy Funeral Home, Dunellen, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(d), 13:36-1.9 (b), and 13:36-5.6(a)8 \$1,100.00 paid February 9, 2004. On motion made by Ms. Churchman, seconded by Mr. Scala, the Board determined to uphold the uniform penalty letter. All voted in favor of the motion.

POD issued for Ansonia Mckee-Stevens. On motion made by Mr. Galante, seconded by Mr. Brown, the Board determined to authorize entry of a Final Order for suspension of her license until she meets the Board's requirements. All voted in favor of the motion.

#00-01 Metts Davis Funeral Home, Woodbury, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(f), 13:36-11.12 (a), and 13:45-1.3(a)1. On motion made by Mr. McCriskin, seconded by Mr. Vainieri, the Board determined to uphold the uniform penalty letter. All voted in favor of the motion.

#03-150 Sheenan Funeral Home, Dunellen, uniform penalty letter for violation of N.J.A.C. 13:36-1.9,9.5,9.6,9.7,and 9.8, 13:36-5.12(c). On motion made by Mr. Scala, seconded by Mr. Galante, the Board determined to uphold the uniform penalty letter. All voted in favor of the motion.

#03-149 Freitag Funeral Home, Bridgeton, uniform penalty letter for violation of N.J.A.C. 13:36-9.6 (a) and 13:36-5.6(a)8 submitted a written explanation for the board's consideration. On motion made by Mr. Scala, seconded by Mr. Brown, the Board determined to rescind the penalty in the amount of \$500.00 for the violation of N.J.A.C. 13:36-9.6(a), and uphold the penalty in the amount of \$100 for violation of N.J.A.C. 13:36-5.6(a)8. All voted in favor of the motion.

03-148 Jacob A Holle Funeral Home, Maplewood, uniform penalty letter for violation of N.J.A.C. 13:36-5.12(c). On motion made by Mr. Scala, seconded by Ms. Churchman, the Board determined to uphold the uniform penalty letter. All voted in favor of the motion.

#03-139 Speer Van Arsdale Funeral Home, Somerville, uniform penalty letter for violation of N.J.A.C. 13:36-5.12 (c). On motion made by Mr. Scala, seconded by Ms. Churchman, the Board determined to uphold the uniform penalty letter. All voted in favor of the motion.

#03-147 Preston Funeral Home, South Orange, uniform penalty letter for violation of N.J.A.C. 13:36-5.12 (c). On motion made by Mr. Scala, seconded by Mr. McCriskin, the Board determined to uphold the uniform penalty letter. All voted in favor of the motion.

Attorney for Douglas DiPaolo appealed the POD. On motion made by Mr. Scala, seconded by Mr. McCriskin, the Board determined to issue a Final Order with prejudice to withdraw his application and he can come back to the Board and apply at a later date. All voted in favor of the motion.

#99-32 William Conyers. On motion made by Mr. Scala, seconded by Mr. Brown, the Board determined to approve the revised Provisional Order of Discipline which supercedes the old order. All voted in favor of the motion.

FUNERAL HOME INSPECTION

Santangelo Funeral Home's new Statement of funeral Goods and Services. This was for the Board's information.

Brown' s Funeral Home new Statement of funeral Goods and Services. This was for the Board's information.

Layton's Funeral Home embalming room modifications. The board determined to request photos of the preparation room modifications.

REGULATORY MATTERS

State of New Jersey 211th Legislature requires certain advertising disclosures by certain funeral establishments.

PUBLIC COMMENTS

Robert Smith, III, Director, MCCC, noticed that the funeral homes are now being cited for the sinks in the preparation room. The Board determined to forward this matter to the regulation committee for reievew. When advertising it should be first name, middle initial and last name.

EXECUTIVE SESSION - 12:05 P.M. - Motion made by Mr. McCriskin, seconded by Mr. Galante to go into

executive session to discuss consumer complaints and/or conduct investigative inquiries. All voted in favor of the motion. The results of these deliberations will be made known when and if the Board determines to initiate disciplinary or other law enforcement action. If the Board determines to issue uniform penalty letters, that action will be taken in public session immediately after the executive session.

Respectfully submitted,

Richard J. Galante, Jr. Date

Secretary
