

**THE NEW JERSEY STATE BOARD OF MORTUARY SCIENCE
124 HALSEY STREET, NEWARK, NJ 07102
HUDSON ROOM , 6TH FLOOR
9:30 A.M., TUESDAY, JUNE 3, 2003**

<http://www.njconsumeraffairs.com/nonmedical/mortuary.htm>

OPEN SESSION MEETING MINUTES

IN ATTENDANCE

Gerald P. Scala, Esq., President, Public Member
Marius R. Lombardi, Secretary
Charles D. Sidun (left at 3:00 P.M.)
Richard J. Galante, Jr.,
Richard Bradley
Thomas C. Brown
Frederick R. Whiteley, III
Anthony P. Vainieri, Jr.

ABSENT

Donald R. Codey
Edith Churchman

ALSO ATTENDING

William Mandeville, Executive Director
Jodi C. Krugman, Deputy Attorney General
Sabrina Riles, Secretarial Assistant
Cynthia Khalil, Senior Clerk Transcriber
Shradda Patel

APPROVAL OF MINUTES

February 4, 2003 - On motion made by Mr. Brown, seconded by Mr. Galante, the Board voted to approve the minutes. All voted in favor of the motion.

March 4, 2003 - On motion made by Mr. Brown, seconded by Mr. Galante, the Board voted to approve the minutes. All voted in favor of the motion.

EXECUTIVE DIRECTORS REPORT

Mr. Mandeville reported that five (5) complaints were received in May and total complaints to date are 59.

Mr. Mandeville reported that the next monthly Board Meeting will be held on June 3, 2003 at 9:30 A.M. in the Hudson Conference Room, 6th Floor.

INTERN REGISTRATIONS

Daniel Rica, Mastapeter Funeral Home, Roselle Park

Monica Sadler, Drew Funeral Home, Montclair

NEW LICENSEES

Gail Rumpf-Young

NEW INSTALLATIONS

National Cremation Service, Collingswood, Eric Vanderslice, Mgr.

CONTINUING EDUCATION

A) Credentials Committee Report. On motion made by Mr. Lombardi, seconded by Mr. Bradley, the Board voted to accept the attached report as modified. All voted in favor of the motion.

CORRESPONDENCE

A) A copy of the New Jersey State Board of Mortuary Science, Disclosure of Ownership Information; Casket Price List; Outer Burial Container Price List; General Price List as it appeared in the April 21, 2003 issue of the New Jersey Register at 35 N.J.R. 1675(a). This was for the Board's information only.

B) Letter from Michael Baublitz requesting to become a NJ Licensee by credentials. The Board determined to inform Mr. Baublitz that the requirements are statutory and the Board does not have the authority to waive the requirements.

C) New Jersey Cemetery Board Proposes Amendments. This was for the Board's information only.

D) NJ Cemetery Board public session agenda May 8, 2003. This was for the Board's information only.

E) NJ Cemetery Board public session minutes March 26, 2003. This was for the Board's information only.

DISCIPLINARY MATTERS

#01-18 Steven Andrews of Garden State Funeral Services- Uniform Penalty Letter for violation of N.J.A.C. 13:36-5.12(g)5. Mr. Andrews has requested a public hearing. This matter will be referred to the Division of Law for a public hearing.

#03-43 Joseph Kurzawski, Jr., of Kurzawa Funeral Home, Inc., provided a revised edition of their new SFGSS. On motion made by Mr. Scala, seconded by Mr. Brown, the Board directed Mr. Mandeville to contact Mr. Kurzawa and advise him that the place of death is not on the form and to revise it and forward a copy to the Board's office. It can be included on the SFGSS by way of a sticker or handwritten on the form. All voted in favor of the motion.

#03-46 John Marinella of Marinella Funeral Home provided a written statement for the Board's final consideration of violation N.J.A.C. 13:36-1.9(a) for \$500.00. On motion made by Mr. Bradley, seconded by Mr. Sidun, the Board determined to sustain the penalty letter and Mr. Marinella is to provide the Board with a copy of the stamp that he is using. All voted in favor of the motion.

#03-47 Joseph Kurzawski Jr., of Kurzawa Funeral Home, Inc., provided a written statement of the Board's final consideration of violation of N.J.A.C. 13:36-1.9(c) for \$500.00. On motion made by Mr. Lombardi, seconded by Mr. Sidun, the Board voted to sustain the penalty letter. All voted in favor of the motion. Mr. Whiteley recused himself, Mr. Brown abstained.

#98-55 Attorney William Ewing c/o Bravell Nesbitt, Jr., of Nesbitt Funeral Home provided a written explanation for the Board's final consideration for violation of N.J.A.C. 13:36-9.7, 13:36-1.9 & 13:36-11.16. This matter was moved to Executive Session for further discussion and receipt of legal advice.

#99-26 Higgins and Bonner Funeral Home, Edward Bonner, Mgr., provided a written explanation for the Board's final consideration for violation of N.J.A.C. 13:36-1.9(f)3, 13:36-1.9(c). This matter was moved to Executive Session for legal advice and receipt of legal advice.

#02-70 Berschler Shenberg and Blady Funeral Chapels, Inc., Joel Blady, Mgr., provided a written explanation for the Board's final consideration for violation of N.J.A.C. 13:36-1.9(f). On motion made by Mr. Sidun, seconded by Mr. Galante, the Board voted to sustain the penalty letter. All voted in favor of the motion.

#03-39 Robert L. Ford Funeral Home, Flemington uniform penalty letter for violation of N.J.A.C. 13:36-5.6(a)8; penalty paid April 30, 2003. This was for the Board's information only.

#02-72 Mikal's Funeral Parlor, Inc., Atlantic City uniform penalty letter for violation of N.J.A.C. 13:36-5.5(a)1, 13:36-5.5(a)3 and 13:36-5.5(a)4; penalty paid May 8, 2003. This was for the Board's information only.

REGULATORY MATTERS

None.

COMMITTEE REPORTS

None.

PUBLIC COMMENTS

None.

EXECUTIVE SESSION - 11:15 A.M. - Motion made by Mr. Lombardi, seconded by Mr. Sidun, 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,

Marius R. Lombardi Date
Secretary