

**THE NEW JERSEY STATE BOARD OF MORTUARY SCIENCE  
124 HALSEY STREET, NEWARK, NJ 07102  
HUDSON ROOM , 6TH FLOOR  
9:30 A.M., TUESDAY, SEPTEMBER 2, 2003**

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

**OPEN SESSION MEETING MINUTES**

**IN ATTENDANCE**

Marius R. Lombardi, President (Government Member)  
Richard J. Galante, Secretary  
Gerald P. Scala, Esq., Public Member (left at 3:20 P.M.)  
Thomas C. Brown  
Anthony P. Vainieri, Jr. (arrived 10:05. A.M.)  
Richard R. Bradley (arrived 10:15 A.M.)  
Edith C. Churchman, Ph.D., CFSP  
Frederick Whiteley, III  
William C. McCriskin

**ABSENT**

Donald Codey

**ALSO ATTENDING**

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

**EXECUTIVE DIRECTOR'S REPORT**

A) Mr. Mandeville reported that fourteen (14) complaints were received in July, total for the year is one hundred four (104).

B) Mr. Mandeville reported that the next monthly Board meeting has been scheduled for October 7, 2003, 6th Floor, Hudson Room.

C) Mr. Mandeville reported that the International Conference of Funeral Service Examining Boards invited the Board to attend it's meeting on September 15, 2003 at 10:00 A.M. in Atlantic City. This was for the Board's information only.

D) Letter to board members regarding State Board of Mortuary Science Annual meeting that is being held on September 15, 2003 at Trump Taj Mahal Casino in Atlantic City 1:00 P.M. - 2:00 P.M. in the Tiara Ballroom. This was for the Board's information only.

E) Mr. Mandeville reported that the next Jurisprudence Examination has been scheduled for October 13, 2003 at Mercer County Community College. This was for the Board's information only.

F) Mr. Mandeville reported that Mercer County Community College presented a contract for July 2003 - June 2005 to continue testing for the Board of Mortuary Science. On motion made by Mr. Scala, seconded by Mr. Whiteley, the Board voted to approve the contract. All voted in favor of the motion.

## **MINUTES**

None.

## **INTERN REGISTRATIONS**

Colleen Buckman, Day Funeral Home, Keyport  
Michael Neel, Becker Funeral Home, Westwood  
Candyce Wooster, Leroy P. Wooster Funeral Home, Camden

This was for the Board's information only.

## **NEW LICENSEES**

BongoHo Ha  
James Knight III  
Angelo Marchesani  
Sarah Anne Smith  
Robert J. Szczubelek  
Mark L. Tobie  
Antonio Danny Toney

## **NEW INSTALLATIONS**

None.

## **CONTINUING EDUCATION**

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

## **CORRESPONDENCE**

A) A letter from Charles Bechtold regarding embalming of the body before the viewing. Mr. Bradley, recused himself. The Board directed Mr. Mandeville to write Mr. Bechtold and advise him to refer to N.J.A.C. 8:9-1.1(a), and as long as it's held within the forty-eight (48) hours a viewing can be held without embalming as long as there is no public health risk.

B) Letter from E. Hass Gallaway stating that the license verification fee is excessive.

C) Letter from Douglas MacGregor regarding the regulation N.J.A.C. 13:26-4.6, 4.7, 5.1, 4, 5.10, 5.19 and 6.1. The Board determined that cards must say "practitioner of mortuary science " or "funeral director" consumers will know what license is but will be exempt from use of "manager" title.

D) Article "Ex-manager of funeral home charged with forgery". The Board determined to move this matter to executive session.

E) Article "Same Burial, Minus the Markup" This was for the Board's information only.

## **OPEN DISCIPLINARY MATTERS**

- A) POD was issued to Rivero Funeral Home. This was for the Board's information only.
- B) #03-60 Volk Leber Funeral Home, Oradell, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(a), and 13:36-5.1(b) \$200.00 paid July 22, 2003. This was for the Board's information only.
- C) #03-50 DeGraff -Lakehurst Funeral Homes, Lakehurst, double uniform penalty letter for violation of N.J.A.C. 13:36-9.7 (a)3, 13:36-1.9 (a)2, and 13:36-1.9 (c) \$2000.00 paid July 2, 2003. This was for the Board's information only. On motion made by Mr. Scala, seconded by Mr. Brown, the board determined to rescind the uniform penalty letter issued for #03-24 as duplicative . All voted in favor of the motion.
- D) #03-34 E J Flippen Funeral Home, Camden, uniform penalty letter for violation of N.J.A.C. 13:36-5.12 (c), request a public hearing on this matter before the Board. The Board directed Mr. Mandeville to contact Mr. Flippen to see if he understands what a hearing is and if so a hearing will be scheduled.
- E) #03-82 Earl F. Bosworth Funeral Home, Hoboken, uniform penalty letter for violation of N.J.A.C. 13:36-1.9 (b),. \$1500.00 paid August 6, 2003. This was for the Board's information only.
- F) #01-59 Berheim Apter Kreitzman Funeral Chapel, Livingston, uniform penalty letter for violation of N.J.A.C. 13:36-5.12(g)5,. \$250.00 paid August 6, 2003. This was for the Board's information only.
- G) #03-49 Damiano Funeral Home, Long Branch, uniform penalty letter for violation of N.J.A.C. 13:36-1.9 (c), 13:36-1.9(a)1, and 13:36-1.9(c) states that the fine was paid in another complaint #03-23 and the Board should consider closing #03-49. On motion made by Mr. Scala, seconded by Mr. Whiteley, the Board determined to rescind #03-49. All voted in favor of the motion.
- H) #00-57 and #00-58 Joseph Fantasia consent order signed and paid \$1,500.00 on August 14, 2003. This was for the Board's information only.
- I) #03-48 Carnesale Funeral Home, Hammonton, uniform penalty letter for violation N.J.A.C. 13:36-5.5(a)1, 13:36-5.6(a)8, 13:36-5.5(a) and 13:36-1.9(c), \$1,500, wrote a letter of explaining construction to the prep room. The Board directed Mr. Mandeville to write Mr. Carnasale to find out where is he doing the embalmings, how long have he been doing the embalmings and where is he currently doing embalmings?
- J) #99-26 Echo Lake Funeral Home, Edward Bonner, Westfield, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(f), wrote a written explanation for the Board consideration. On motion made by Mr. Whiteley, seconded by Mr. Bradley, the Board determined to uphold the uniform penalty letter. All voted in favor of the motion.
- K) #03-80 Boakes Funeral Homes, Mays Landing, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(c), 13:36-9.6(b), 13:36-1.9(a)2 and 13:36-1.9(d) wrote a written explanation for the Board consideration. On motion made by Mr. Bradley, second by Mr. Brown, the Board determined to uphold the uniform penalty letter. All voted in favor of the motion.
- L) #02-31 Krowicki McCracken Funeral Home, Linden, uniform penalty letter for violation of N.J.A.C. 13:36-5.12(c); \$250.00 paid August 19, 2003. This was for the Board's information only.
- M) #03-36 W. R. Woody Funeral Home, Burlington, uniform penalty letter for violation of N.J.A.C. 13:36-5.12(c); \$500.00 paid August 19, 2003. This was for the Board's information only.
- N) #03-79 A. K. Macagna Funeral Home, Burlington, uniform penalty letter for violation of N.J.A.C. 13:36-1.9(a) and 13:36-9.5(a); \$250.00 paid. This was for the Board's information only.
- O) #03-81 Serenity Funeral Home, Burlington, uniform penalty letter for violation of N.J.A.C. 13:36-5.12(c);

\$500 paid August 19, 2003. This was for the Board's information only.

## **REGULATORY MATTERS**

An Adopted New Rule :N.J.A.C. 13:36-4.15 for License By Credentials Candidate. This was for the Board's information only.

## **PUBLIC COMMENTS**

None.

## **LICENSING MATTERS**

A) Carolyn Whigham reinstatement request and letter of recommendations. Mr. Brown recused himself. On motion made by Mr. Bradley, seconded by Mr. Whiteley, the board determined to move the matter into executive session for deliberation. All voted in favor of the motion. The Board returned to public session. On motion made by Ms. Churchman, seconded by Mr. Whiteley, the Board voted to reinstate her license upon condition she takes and passes the jurisprudence examination. All voted in favor of the motion.

B) Letter of Good Standing for Ronald R. Hancock from Pennsylvania with a consent agreement. The Board determined to hold this matter until the Board reviewed the Pennsylvania preneed regulation and receipt of the original complaint.

C) Letter from Peter Hodge regarding intern Rocco Cuoco. The Board determined to write Mr. Cuoco to confirm that he has been out of work and how long will he be out of work.

**EXECUTIVE SESSION** - 12:10 A.M. - Motion made by Mr. Scala 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,

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Richard J. Galante, Jr. Date  
Secretary

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