

**MINUTES**  
**BOARD OF FUNERAL, CEMETERY AND CONSUMER SERVICES**  
**TELECONFERENCE MEETING**  
**January 2, 2020 - 10:00 A.M.**

**1. Call to Order, Preliminary Remarks, and Roll Call**

Mr. Jody Brandenburg, Chair – Good morning, everyone. Welcome to the Board of Funeral, Cemetery, and Consumer Services Teleconference meeting. It’s January 2, 2020. Ms. Simon, as I call this meeting to order, would you make your preliminary remarks and do the roll call? Hope everybody has a good 2020. Ms. Simon?

Ms. Ellen Simon – Yes, Mr. Chairman. My name is Ellen Simon. I am Assistant Director for the Division of Funeral, Cemetery, and Consumer Services. Today is Thursday, January 2, 2020, and it is approximately 10:00 A.M. This is a public meeting of the Board of Funeral, Cemetery, and Consumer Services. This meeting is being held by teleconference and notice of this meeting has been duly published in the Florida Administrative Register. An agenda for this meeting has been made available to all interested persons. The call-in number was placed on the agenda, which is made available to the public. The Board staff present for this meeting are in the Claude Denson Pepper Building in Tallahassee FL. Ms. Jasmin Richardson is recording the meeting and minutes will be prepared. Persons speaking are requested to identify themselves for the record each time they speak. Participants are respectfully reminded that the Board’s Chair, Mr. Brandenburg, runs the meeting. Persons desiring to speak should initially ask the Chair for permission. At this time, Mr. Chairman, I will take the roll:

Joseph “Jody” Brandenburg, Chair  
Keenan Knopke, Vice Chair  
Jean Anderson  
Andrew Clark  
Lewis “Lew” Hall  
Powell Helm  
Ken Jones  
Darrin Williams {DELAYED}

**Also noted as present:**

Mary Schwantes, Executive Director  
Tom Barnhart, Board Legal Advisor (via phone)  
Jasmin Richardson, Department Staff

Ms. Simon –Mr. Chairman, we have a quorum present for the business of the Board.

Chair – Ms. Simon, there seems to be a lot of feedback and we can hardly move forward with this. I encourage everyone that’s not speaking at the time to please put your phone on mute. Maybe we won’t have the feedback now, but it’s very distracting.

Ms. Simon – Yes sir.

Chair – I believe that’s better.

Ms. Simon – I think so. May I continue with the agenda?

Chair – Please do.

**2. Application(s) for Preneed Sales Agent**

**A. Informational Item (Licenses Issued without Conditions) – Addendum A**

Ms. Simon – This item is informational only. Pursuant to s. 497.466, F.S., the applicants have been issued their licenses and appointments as preneed sales agents.

3. **Application(s) for Continuing Education Course Approval**
- A. *Recommended for Approval without Conditions – Addendum B*
    - A. *Cremation Association of North America (16008)*
    - B. *Funeral Service Academy (23408)*
    - C. *International Order of the Golden Rule (2201)*
    - D. *National Funeral Directors Association (136)*
    - E. *Selected Independent Funeral Homes (137)*

Ms. Simon – Pursuant to s. 497.147, F.S., and Board Rule 69K-17.0041, F.A.C., the courses presented have been reviewed by the CE Committee and the Committee, as well as the Division, recommends approval of the applications for the number of hours indicated.

**MOTION:** Lew Hall moved to approve the applications. Ken Jones seconded the motion, which passed unanimously.

4. **Consumer Protection Trust Fund Claims**
- A. *Recommended for Approval without Conditions – Addendum C*

Ms. Simon – The CPTF claims presented on the Addendum have been reviewed by the Division and the Division recommends approval for the monetary amounts so indicated.

**MOTION:** Mr. Jones moved to approve all the claim(s), for the monetary amounts indicated. Mr. Hall seconded the motion.

5. **Application(s) for Florida Law and Rules Examination**
- A. *Informational Item (Licenses Issued without Conditions) – Addendum D*
    - (1) *Funeral Director (Endorsement)*
      - (a) *Van de Water, John E*
    - (2) *Funeral Director (Internship and Exam)*
      - (a) *Hagan, Tequila D*
    - (3) *Funeral Director and Embalmer (Endorsement)*
      - (a) *Bitecola III, Daniel*
      - (b) *Smith, David K*
      - (c) *Smith, Michael D*
    - (4) *Funeral Director and Embalmer (Internship and Exam)*
      - (a) *Fenchel, Tressa L*

Ms. Simon – This is an informational item. Pursuant to Rule 69K-1.005, F. A. C., the Division has previously approved these applications.

6. **Application(s) for Internship**
- A. *Informational Item (Licenses Issued without Conditions) – Addendum E*
    - (1) *Funeral Director*
      - (a) *Mathews, Russell P F408643*
    - (2) *Funeral Director and Embalmer*
      - (a) *Etienne, Kailey F367123*
      - (b) *Floyd II, Michael A F152350*
      - (c) *Henry, Sondra L F409720*
      - (d) *Martin, Meagan F410200*
      - (e) *White, Leon A F407287*
      - (f) *Willingham, Elizabeth M F407297*

Ms. Simon – This is an informational item. Pursuant to Rule 69K-1.005, F. A. C., the Division has previously approved these applications.

7. **Application(s) for Embalmer Apprentice**

- A. **Informational Item (Licenses Issued without Conditions) – Addendum F**
  - (1) *Anderson, Sarah N F410989*
  - (2) *Brackney, Amber E F407298*
  - (3) *Tyo, Daisy E F409870*

Ms. Simon – This is an informational item. Pursuant to Rule 69K-1.005, F. A. C., the Division has previously approved these applications.

- 8. **Notification(s) of Change in Location**
  - A. **Informational Item – Addendum G**
    - (1) *Anago Cremations LLC (F087718) (Boynton Beach)*

Ms. Simon – This is an informational item. The establishment listed on the Addendum has applied for change of location of their business. The only criteria for approval is that the new location pass inspection by the Division of Funeral, Cemetery, and Consumer Services.

If I could remind the Board members, as Mr. Brandenburg mentioned, if you could put your phones on mute when you are not speaking, for the meeting. Thank you.

- 9. **Application(s) for Registration as a Training Facility**
  - A. **Informational Item (Licenses issued without conditions) – Addendum H**
    - (1) *SE Cemeteries of Florida LLC d/b/a Baldwin Fairchild at Chapel Hill (Orlando)*

Ms. Simon – This is an informational item. The Division has reviewed that application listed and found it to be complete and that the applicant has met the requirements to be a training agency. Pursuant to Rule 69K-1.005, F. A. C., the Division has previously approved this application.

- 10. **Application(s) for Broker of Burial Rights**
  - A. **Recommended for Approval without Conditions**
    - (1) *Jules Joseph (Lake Worth)*

Ms. Simon – The application was received on October 21, 2019. The application was deficient and was made complete on December 4, 2019. The Department completed a background check of Applicant’s principal and owner, Jules Joseph, which revealed no criminal history. The Division is recommending approval without conditions.

**MOTION:** Mr. Jones moved to approve the application. Jean Anderson seconded the motion, which passed unanimously.

- 11. **Application(s) for Centralized Embalming Facility**
  - A. **Recommended for Approval with Conditions**
    - (1) *Bell & Clark Funeral Home LLC (West Palm Beach)*

Ms. Simon – Is there a representative from Bell & Clark on the phone?

Representative – Yes there is.

Ms. Simon – Okay. An application for a Centralized Embalming Facility license was received by the Division on November 19, 2019. The application was complete when submitted. The Funeral Director in Charge will be Isaiah Clark III (F062312). A background check of the principals revealed no relevant criminal history. Subsequent to your Board agenda, the applicant has submitted a revised application, which was signed. The difference between the applications is that the entity will go by the d/b/a of Bell & Clark Restoration Services. Another change was made indicating that embalming will only be conducted by licensed individuals. The facility is recommended for approval subject to the condition(s) as follows:

- 1) That the establishment passes an onsite inspection by a member of Division Staff.
- 2) The Division of Corporations records are updated to reflect Principal Adrienne Brown’s new married name of Adrienne Henley

Mr. Knopke – Mr. Chairman?

Chair – Yes, Mr. Knopke?

Mr. Knopke – A question for Ms. Simon. Ms. Simon, the revised application, what pushed it to be submitted? You said there wasn't a problem with the first one, I think.

Ms. Simon – Mr. Knopke, as I discussed the agenda with various Board members, it was indicated that there were a couple of questions on this application in particular, which is what led to the revised application being submitted. Revised only to those three (3) points that it was signed, the name of the d/b/a, and that embalmings will only be conducted by licensed individuals.

Mr. Knopke – Ok. Thank you.

Chair – So, is there a motion?

**MOTION:** Ms. Anderson moved to approve the applications subject to the conditions recommended by the Division. Mr. Helm seconded the motion, which passed unanimously.

**12. Application(s) for Change of Ownership (Collective Coversheet)**

**A. Recommended for Approval with Conditions**

**(1) Capstone Funeral Holdings of Florida LLC d/b/a Settle-Wilder Funeral Home and Cremation Service**

**(a) Application(s) for Funeral Establishment**

**(b) Application for Transfer of Preneed**

Ms. Simon – Capstone Funeral Holdings of Florida LLC (Capstone), a limited liability company, seeks approval of both an application for a funeral establishment and an application for transfer of a preneed license. These applications are due to a change of ownership. More specifically, the entities that are being acquired are as follows:

- 1) Settle-Wilder Funeral Home, a licensed funeral establishment, license # F041868, physical address: 406 S Orange Street, New Smyrna Beach, FL 32168
- 2) Volusia Funeral Home Inc d/b/a Settle-Wilder Funeral Home, a licensed preneed main, license # F019293, physical address: 406 S Orange Street, New Smyrna Beach, FL 32168

Enclosed are the separate applications regarding the above listed properties. If approved, Applicant is acquiring all preneed assets and liabilities for these locations and is assuming responsibility for any outstanding preneed contracts that have previously been issued by or for fulfillment at the above referenced locations. The applicant's financial statements are provided within your Board package. The applications are recommended for approval subject to the condition(s) as follows:

- 1) That the closing on the transaction to acquire ownership shall occur within 60 days of the date of this Board meeting.
- 2) That the closing on the transaction shall be substantially on terms and conditions as represented to the Board at this Board meeting.
- 3) That Applicant shall assure receipt by the Division within 75 days of the Board meeting, of a letter signed by applicant or applicant's attorney, addressed to the Division, certifying that closing has occurred and stating the date of closing, and stating that closing occurred on terms and conditions not inconsistent with those as represented to the Board at this Board meeting, and providing a copy of the fully Bill of Sale, Asset Purchase Agreement, or other document by which the acquisition transaction is consummated, executed by all parties, and any and all amendments, schedules, and other attachments thereto, also fully executed.
- 4) That the Director of the Division of Funeral, Cemetery, and Consumer Services may extend any deadline set out in these conditions, by up to 90 days, for good cause shown. The Director shall report any such extensions to the Board as an informational item.
- 5) That all representations by the applicant in the application and related materials provided to the Board or FCCS Division by the applicant, in support of the application(s), are deemed material to the Board's action herein.
- 6) That the establishment(s) under the application(s) herein pass an onsite inspection by a member of Division Staff.
- 7) That the Applicant (new owner or controlling party) shall assume all existing preneed liabilities of the location(s) being acquired.

- 8) That the Applicant files for the Fictitious Names Ammen Family Cremation and Funeral Care and Space Coast Crematory within 30 days of the Board meeting.

Chair – So, Board we’re voting not only on the application for the funeral establishment, but also the application for transfer of the preneed. Is there a motion?

Mr. Knopke – Mr. Chair, this is Knopke again. I have a question.

Chair – Yes, Mr. Knopke?

Mr. Knopke – In the Board package it looks like we’ve got two (2) funeral homes. Ms. Simon, how many funeral homes are involved here? Is there one (1) location or two (2)?

Ms. Simon – Specifically for this entity, it is one (1) location.

Mr. Knopke – Okay. And then there’s the preneed license.

Chair – Preneed transfer of the main license.

Mr. Knopke – Exactly. It’s Volusia Funeral Home, Inc. d/b/a Settle-Wilder Funeral Home, a licensed preneed main license. Correct?

Ms. Simon – Yes sir.

Mr. Knopke – And then, Settle-Wilder Funeral Home, a licensed establishment. Okay. I’m good. Thank you.

**MOTION:** Mr. Helm moved to approve the applications subject to the conditions recommended by the Division. Mr. Jones seconded the motion, which passed unanimously.

- (2) TJ Beggs Jr & Sons Inc d/b/a Beggs Funeral Home*
  - (a) Application(s) for Cinerator Facility*
  - (b) Application(s) for Funeral Establishment*
  - (c) Application(s) for Transfer of Preneed*

Ms. Simon – TJ Beggs Jr & Sons Inc, an incorporated entity, seeks approval of the following applications for a change of ownership: a cinerator facility, two (2) funeral establishments and a transfer of a preneed license. The change of ownership is due to the death of Ashley P. Beggs, former owner of the corporation, wherein Mr. Beggs’ ownership interests are being transferred to the successor owner Martha Beggs. A completed background check of the principal(s) for the business revealed no relevant criminal history. More specifically, the entities that are being acquired is as follows:

- 1) Beggs Funeral Home – Madison Chapel, a funeral establishment, license #F040387, physical address: 235 NW Orange Avenue, Madison, FL 32340
- 2) Beggs Funeral Home-Perry Chapel, a funeral establishment, license #F041351, physical address: 201 West Main Street, Perry, FL 32347
- 3) T J Beggs Jr & Sons Inc, a cinerator facility, license #F040386, physical address: 235 NW Orange Avenue, Madison, FL 32340
- 4) T J Beggs Jr & Sons Inc, a preneed license, license #F019262, physical address: 235 NW Orange Avenue, Madison, FL 32340

Enclosed within your Board package are the separate applications for the aforementioned properties. The applications are recommended for approval subject to the condition(s) as follows:

- 1) That the closing on the transaction to acquire ownership shall occur within 60 days of the date of this Board meeting.
- 2) That the closing on the transaction shall be substantially on terms and conditions as represented to the Board at this Board meeting.

- 3) That Applicant shall assure receipt by the Division within 75 days of the Board meeting, of a letter signed by applicant or applicant's attorney, addressed to the Division, certifying that closing has occurred and stating the date of closing, and stating that closing occurred on terms and conditions not inconsistent with those as represented to the Board at this Board meeting, and providing a copy of the fully executed Bill of Sale, Asset Purchase Agreement, or other document by which the acquisition transaction is consummated, executed by all parties, and any and all amendments, schedules, and other attachments thereto, also fully executed.
- 4) That the Director of the Division of Funeral, Cemetery, and Consumer Services may extend any deadline set out in these conditions, by up to 90 days, for good cause shown. The Director shall report any such extensions to the Board as an informational item.
- 5) That all representations by the applicant in the application and related materials provided to the Board or FCCS Division by the applicant, in support of the application(s), are deemed material to the Board's action herein.
- 6) That the establishment(s) under the application(s) herein pass an onsite inspection by a member of Division Staff.

**MOTION:** Mr. Hall moved to approve the applications subject to the conditions recommended by the Division. Mr. Andrew Clark seconded the motion, which passed unanimously.

**13. Application(s) for Cinerator Facility**  
**A. Recommended for Approval with Conditions**  
**(1) Space Coast Crematory LLC (Rockledge)**

Ms. Simon – An application for a Cinerator Facility was received by the Division on December 3, 2019. The application was incomplete when submitted and completed on December 11, 2019. The Funeral Director in Charge will be Dillon Mazzoni (F089655). A background check of the principals revealed no relevant criminal history. The licensee listed on the Other License Form, as a funeral director and embalmer, was for Dillon Mazzoni's father, Paul Mazzoni. The facility is recommended for approval subject to the condition that the establishment passes an onsite inspection by a member of Division Staff.

**MOTION:** Mr. Jones moved to approve the application subject to the condition that the facility passes an onsite inspection by a member of Division Staff. Mr. Helm seconded the motion, which passed unanimously.

**14. Application(s) for Direct Disposal Establishment**  
**A. Recommended for Approval with Conditions**  
**(1) Gem Cremations LLC (Ft. Lauderdale)**

Ms. Simon – An application for a Direct Disposal Establishment was received on by the Division on November 14, 2019. The application was complete when submitted. The Funeral Director in Charge will be Roberta Herrera (F084820). A background check of the principals revealed no relevant criminal history. The facility is recommended for approval subject to the condition that the establishment passes an onsite inspection by a member of Division Staff.

**MOTION:** Mr. Knopke moved to approve the application subject to the condition that the facility passes an onsite inspection by a member of Division Staff. Mr. Jones seconded the motion, which passed unanimously.

**15. Application(s) for Funeral Establishment**  
**A. Recommended for Approval with Conditions**  
**(1) Grace Funeral & Cremation Services Inc. (Crawfordville)**

Ms. Simon – An application for a Funeral Establishment license due to a Change of Ownership was received by the Division on November 7, 2019. The application was complete when received. The Funeral Director in Charge will be Michael Ganey (F045535). A background check of the principals revealed no relevant criminal history. Subsequent to the agenda being sent out to you, the applicant has submitted a revised application indicating that there is no visitation chapel, that that was originally checked off in error. This funeral establishment is not the qualifying entity for a preneed. The Division is recommending approval subject to the condition(s) as follows:

- 1) That the closing on the transaction to acquire ownership shall occur within 60 days of the date of this Board meeting.

- 2) That the closing on the transaction shall be substantially on terms and conditions as represented to the Board at this Board meeting.
- 3) That Applicant shall assure receipt by the Division within 75 days of the Board meeting, of a letter signed by applicant or applicant's attorney, addressed to the Division, certifying that closing has occurred and stating the date of closing, and stating that closing occurred on terms and conditions not inconsistent with those as represented to the Board at this Board meeting, and providing a copy of the fully executed Bill of Sale, Asset Purchase Agreement, or other document by which the acquisition transaction is consummated, executed by all parties, and any and all amendments, schedules, and other attachments thereto, also fully executed.
- 4) That the Director of the Division of Funeral, Cemetery, and Consumer Services may extend any deadline set out in these conditions, by up to 90 days, for good cause shown. The Director shall report any such extensions to the Board as an informational item.
- 5) That all representations by the applicant in the application and related materials provided to the Board or FCCS Division by the applicant, in support of the application(s), are deemed material to the Board's action herein.
- 6) That the establishment(s) under the application(s) herein pass an onsite inspection by a member of Division Staff.

**MOTION:** Mr. Helm moved to approve the application subject to the conditions recommended by the Division. Mr. Darrin Williams seconded the motion, which passed unanimously.

***(2) Misty Funeral Home LLC d/b/a Misty Funeral Home (Florida City)***

Ms. Simon – An application for a Funeral Establishment was received on September 26, 2019. The application was incomplete when submitted and completed on December 5, 2019. The Funeral Director in Charge will be Maurice Dixon (F046688). A background check of the principals revealed no relevant criminal history. The establishment is recommended for approval subject to the condition that the establishment passes an onsite inspection by a member of Division Staff.

**MOTION:** Mr. Jones moved to approve the application subject to the condition that the establishment passes an onsite inspection by a member of Division Staff. Ms. Anderson seconded the motion, which passed unanimously.

**16. Application(s) for Preneed Main License**

**A. Recommended for Approval without Conditions**

***(1) Archer Funeral Home LLC (Lake Butler)***

Ms. Simon – The Department received the application on November 18, 2019, and all deficiencies were resolved as of November 21, 2019. This application for a new preneed license is being filed due to a change of ownership of the qualifying funeral establishment license, which was approved at the February 7, 2019 Board meeting. The principals and co-owners of the LLC will be: John Garrett and Britnee Nicole Milton, and a completed background check of the officers revealed no criminal history. Applicant's qualifying funeral establishment license (License # F343752) was issued as of February 27, 2019. If approved, Applicant will sell insurance-funded preneed through National Guardian Life Insurance Company and use their approved pre-arranged funeral agreement. The Division is recommending approval without conditions.

**MOTION:** Mr. Helm moved to approve the application. Mr. Hall seconded the motion, which passed unanimously.

***(2) Smith Funeral Home Inc. (F041906) (St. Petersburg)***

Ms. Simon – The Department received the application on October 11, 2019, which was incomplete at the time of submission. The application was completed as of November 20, 2019. The principals of the LLC are Jerome Smith and Lynda Smith. A completed background check of all principals was returned without criminal history. Applicant's qualifying funeral establishment license (License # F041906) is located at the same address. If approved, Applicant has stated they will sell insurance only funded preneed contracts. The Division is recommending approval without conditions.

**MOTION:** Mr. Jones moved to approve the application. Mr. Clark seconded the motion, which passed unanimously.

**17. Application(s) for Transfer of Preneed License**

**A. Recommended for Approval without conditions**



***(1) Venice Memorial Gardens Inc (Venice)***

Ms. Simon – The Department received the application on November 20, 2019 and no deficiencies were noted on the application. A completed background check of all officers revealed no criminal history. The change of control was accomplished via a stock purchase, wherein the current principals and owners relinquished 75% ownership to John and Michelle Williams, who are acquiring 100% ownership of Venice. The new owners acquired all the assets and liabilities and will continue to operate the location under the existing name. Additionally, the applicant has agreed to fulfill and honor all preneed contracts previously written by the company. The Division is recommending approval subject to the condition that all preneed obligations of the preneed licensee under its current controlling party shall continue its obligations under its new controlling party.

**MOTION:** Mr. Helm moved to approve the application subject to the condition that all preneed obligations of the preneed licensee under its current controlling party shall continue its obligations under its new controlling party. Mr. Hall seconded the motion, which passed unanimously.

**18. Contract(s) or Other Related Form(s)**

**A. Recommended for Approval without Conditions**

**(1) Preconstruction Performance Bond**

***(a) Carriage Cemetery Services, Inc. d/b/a Evergreen Memorial Gardens (Panama City)***

Ms. Simon – Evergreen Memorial Gardens intends to construct a 168-crypt layout Community Mausoleum consisting of 48 x 2 true companions and 72-single crypts and 140 granite shelf and divider niches. Pursuant to s. 497.272, Fla. Statutes, typically, a pre-construction trust must be put in place if sales are going to occur prior to completion. However, s. 497.272(8) provides that in lieu of the pre-construction trust fund, the cemetery company may provide a performance bond in an amount and by a surety company acceptable to the regulator.

The licensee has submitted for approval a performance bond, in lieu of a pre-construction trust. The mausoleum project, and the bond, is summarized as follows:

Carriage Cemetery Services, Inc. DBA Evergreen Memorial Gardens (F039727)

Address: 2403 Harrison Ave., Panama City, Florida 32405

Project: 168-crypt layout Community Mausoleum consisting of 48 x 2 true companions and 72-single crypts and 140 granite shelf and divider niches.

Bond Amount: \$325,000.00

Bond Number: CMS0337483

Surety Company: RLI Insurance Company

Cemetery agrees to complete said construction in accordance with the terms of the attached construction agreement with Ingram Construction Company, Inc. The Division recommends Approval of the above-named pre-construction performance bond without conditions.

**MOTION:** Mr. Knopke moved to approve the pre-construction performance bond. Mr. Helm seconded the motion, which passed unanimously.

Ms. Simon – If I may. I understand that Mr. Williams is on the phone.

Mr. Williams – Yes ma’am, I am.

Ms. Simon – And that you have been since essentially the beginning of the agenda, correct?

Mr. Williams – Yes ma’am.

**B. Recommended for Approval with Conditions**

**(1) Trust Transfer Request(s)**

***(a) SW Florida Funeral and Cremation Services, Inc (F390733) (Punta Gorda)***



Ms. Simon – SW Florida seeks approval of the transfer of the following: IFDF Master Trust Fund (70/30 trust dated 2/1/19,) and IFDF Master Trust Fund A (90/10 trust, dated 2/1/19) to the to the FSI 1993 Master Trust and the First Florida Trust, respectively, under Argent Trust Company (Argent). If approved, Argent will be the trustee, all as more specifically set out in Ms. Wiener’s letter dated December 3, 2019. The Division recommends approval of the proposed trust transfer as identified above; and

- 1) That the representations of SW FL, as set forth in Attorney’s letter dated December 3, 2019 be deemed material to the Board’s decisions herein.
- 2) That within 90 days of this Board Meeting Argent provide the FCCS Division (ATTN: LaShonda Morris), the effective date of the transfer and certifications including the following:
  - A letter signed and dated by one of its officers, certifying that it meets one or more of the applicable criteria in s. 497.266(1), and s. 497.458(1(b)), to act as trustee of the trust to be transferred pursuant to Attorney’s letter dated December 3, 2019.
  - A letter signed and dated by one of its officers, certifying the dollar amount of trust assets being transferred to the trust as identified in Attorney’s attached letter dated December 3, 2019.
  - Acknowledgement of receipt of the amount of trust assets being transferred as specified under the former trust, as identified in Attorney’s attached letter dated December 3, 2019.
- 3) That the Board's executive director, for good cause shown, may extend the compliance time frame for the above specified conditions, an additional 90 days.

**MOTION:** Mr. Jones moved to approve the agreement subject to the conditions recommended by the Division. Mr. Hall seconded the motion, which passed unanimously.

**19. Executive Director’s Report**  
**A. Operational Report (Verbal)**

Ms. Simon – At this time, I will turn the meeting over to Mary Schwantes, the Executive Director.

Ms. Schwantes – Good morning. There’s really no report for this Board meeting. We hope everybody had a great holiday. The next Board meeting is on February 6<sup>th</sup>. It is an in-person meeting here in Tallahassee FL. Thank you, Mr. Chair.

Chair – Thank you, Ms. Schwantes.

**B. Report: Payment of Disciplinary Fines and Costs (Informational)**

Ms. Simon – This item is informational only. Are there any questions?

Chair – It looks like we’re doing a good job with the collections. That’s always appreciated.

Ms. Simon – Yes sir.

Monthly Report of Fines and Costs Assessed and Paid  
 Division of Funeral, Cemetery and Consumer Services  
 January 2, 2020 Board Meeting  
 Date of Report : December 19, 2019

Licensee	Board Meeting	Case No.	Total Fine & Cost Due	Date Due	Paid in Full?	Comments
Everglades Crematorium	5-Dec-19	231985-18-FC	\$2,000			
Geronimo Mena	5-Dec-19	231982-18-FC	\$2,000			
Affordable Cremation Solutions, Inc.	5-Dec-19	241091-19-FC	\$15,300			
Darice Concepcion	5-Dec-19	233390-18-FC	\$2,500			
D & L Real Estate Investments LLC d/b/a Faith Memorial Ga	5-Dec-19	227930-18-FC	\$1,500			
Albert McWhite	5-Dec-19	245288-19	\$3,000			
McWhite's Funeral Home	5-Dec-19	245292-19-FC	\$3,000			
Davis & Davis Funeral Services LLC	5-Dec-19	230411-18-FC	\$3,000			
Amlosgi, LLC d/b/a AC Marchbank Family Funeral Home	10/3/2019	243122-19-FC	\$300	11/25/2019	Yes	
Hickson Funeral Home	10/3/2019	230160-18-FC	\$3,250	11/25/2019	Yes	
Eugene Hickson	10/3/2019	230171-18-FC	\$4,750	11/25/2019	Yes	
Eric L. Wilson Funeral & Cremation Services PA	10/3/2019	243598-19-FC	\$300	5-Dec-19	Yes	
Jay Johnson's Funeral Home	10/3/2019	243336-19-FC	\$300	12/5/2019	Yes	
Manker Funeral Home	10/3/2019	243589-18-FC	\$300	12/5/2019	Yes	
Thorne's Mortuary, Inc.	10/3/2019	243591-19-FC	\$300	5-Dec-19	No	A
Bernardo Garcia Funeral Home (Hialeah) Inc.	10/3/2019	243338-19-FC	\$300	12/5/2019	Yes	
Bernardo Garcia Funeral Home (Kendall) Inc.	10/3/2019	243340-19-FC	\$300	12/5/2019	Yes	
Bernardo Garcia Funeral Home (Westchester) Inc.	10/3/2019	243497-19-FC	\$300	12/5/2019	Yes	
DeLawrence Charles Blue	10/3/2019	24708-17-FC	\$2,000	12/5/2019	Yes	
Ponte Vedra Valley, Inc.	10/3/2019	243547-19-FC	\$300	12/5/2019	Yes	
Hubert C. Reynolds Junior	Jun-19	and 236982-18-	\$5,250	24-Aug-19	No	A
A. When payment in full becomes past due, the FCCS Division works with the DFS Office of the General Counsel to enforce payment. B. Once fines and costs are paid in full, licensee kept on this report 3 months, showing Paid in Full, and then dropped off report; also licensee dropped off report after disciplinary action filed due to nonpayment of the fine and costs. C. The Order re this case is still in process, so no Due date is not yet established. D. Due date has not passed, as of the date of this report. E. As of the date of this report, monthly payments were current.						

**20. Chairman's Report (Verbal)**

Chair – No report.

Ms. Simon – Thank you.

**21. Public Comments (Verbal)**

Ms. Simon – Are there any public comments to be made, at this time, on any items on this agenda? Hearing none.

Unidentified person – No, but I would like to request to speak to the Chairman of the Board, please.

Chair – I'm sorry. I did not get your name.

Floyd Garrett – My name is Floyd Garret. I'm the owner of Nationwide Monuments in Pensacola FL.

Chair – Is that Floyd Garrett? I'm having trouble understanding you, sir.

Mr. Garrett – Yes sir.

Chair – And the subject is?

Mr. Garrett – Basically, I need to renew my license.

Ms. Simon – Excuse me. If this is not an item referenced on today’s agenda, perhaps the proper course of action would be for you to call the Division, after the meeting.

Mr. Garrett – Ok. I just need to reestablish my license.

Ms. Simon – Like I said, if you have any questions on that, perhaps the best course of action would be to call the Division. The “Public Comments” are only to address the items on the agenda.

Chair – Perhaps Mr. Garrett could be directed to the proper phone number and the person to contact, please.

Ms. Simon – The person to contact would be Ms. Richardson and the telephone number for Ms. Richardson is 850-413-4992.

Mr. Garrett – Thank you very much, Chairman. I appreciate that.

**22. Office of Attorney General’s Report (Verbal)**  
**A. Attorney General’s Rules Report**

Ms. Simon – Mr. Barnhart?

**BOARD OF FUNERAL, CEMETERY, AND CONSUMER SERVICES RULES REPORT  
 JANUARY 2020**

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
69K-7.015	Trust Agreements and Trustees.	12/05/2019	08/12/2019(RD) 12/17/2019(RN)	08/20/2019 Vol.45/No.162			
69K-18.001	Embalmer Intern Training Program.		08/12/2019(RD)	08/20/2019 Vol.45/No.162			
69K-18.002	Funeral Director Intern Training Program.		08/12/2019(RD)	08/20/2019 Vol.45/No.162			
69K-18.003	Concurrent Internships.		08/12/2019(RD)	08/20/2019 Vol.45/No.162			
69K-21.001	Licensure Procedure; Consequences of Operating Prior to Licensure.	12/05/2019	09/26/2019(RD) 12/17/2019(RN)	10/03/2019 Vol.45/No.193			
69K-21.005	Display of Licenses.		09/26/2019(RD)	10/03/2019 Vol.45/No.193			
69K-21.007	Responsibility of Funeral Director in Charge.	12/05/2019	08/12/2019(RD) 12/17/2019(RN)	08/20/2019 Vol.45/No.162			
69K-24.034	Operating Procedures for Refrigeration Services.		09/26/2019(RD)	10/03/2019 Vol.45/No.193			
69K-32.002	Approved Courses.	12/05/2019	09/26/2019(RD) 12/17/2019(RN)	10/03/2019 Vol.45/No.193			

Tom Barnhart – Yes, Good morning. As you see in the Rules Report, we have four (4) rules, which are going to go before JAPC. We’ll give them a seven (7) day letter so that they can respond. They don’t appreciate getting letters between Christmas and New Year, so we’re going to send that seven (7) day letter for them to comment, if they wish to. I don’t think they will comment. And we’ll get those four (4) rules processed. Of course, if you remember, we had two (2) rules where we were making technical changes, which JAPC does not need to review. That is my report. Thank you.

Chair – Is there anything that needs attention by the Board?

Mr. Barnhart – In regard to rules, Mr. Chairman?

Chair – Yes.

Mr. Barnhart – No. Nothing at this time.

Chair – Thank you.

### **23. Upcoming Meeting(s)**

Chair – I assume everyone has the list of upcoming meetings. As mentioned earlier, February 6<sup>th</sup>, in Tallahassee is the next meeting.

- A. February 6<sup>th</sup> (Tallahassee – Betty Easley Conference Center, 4075 Esplanade Way, Room 166)
- B. March 5<sup>th</sup> (Teleconference)
- C. April 2<sup>nd</sup> (Tampa – Embassy Suites by Hilton Tampa Airport Westshore, 555 North Westshore Boulevard)
- D. May 7<sup>th</sup> (Teleconference)
- E. June 18<sup>th</sup> (Daytona Beach – TBA)
- F. July 22<sup>nd</sup> (Boca Raton – FCCFA Annual Convention, Boca Raton Resort & Club, 501 E Camino Real)
- G. August 13<sup>th</sup> (Orlando – TBA)
- H. September 3<sup>rd</sup> (Teleconference)
- I. October 1<sup>st</sup> (Jacksonville – Florida State College at Jacksonville, Advanced Technology Center, 401 W State Street)
- J. November 5<sup>th</sup> (Teleconference)
- K. December 3<sup>rd</sup> (Gainesville – TBA)

### **24. Adjournment**

Chair –Board members? Any comments, questions, good of the order? Again, I hope everyone has a great 2020. I look forward to seeing you in Tallahassee.

The meeting was adjourned at 10:36 a.m.