

AGENDA
BOARD OF FUNERAL, CEMETERY AND CONSUMER SERVICES
December 5, 2013 - 10:00 A.M.
Department of Financial Services
2020 Capital Circle SE, Alexander Bldg #230
Tallahassee FL 32301

THIS MEETING IS OPEN TO THE PUBLIC

1. **Call to Order, Preliminary Remarks and Roll Call**
2. **Action on the Minutes**
 - A. November 7, 2013
3. **Old Business**
 - A. Disciplinary Proceedings - Material Facts Not Disputed (Section 120.57(2) Hearings)
 - (1) Work & Son Related Cases (*Probable Cause Panel B*)
 - (a) Work & Son-Sarasota Memorial, Inc. d/b/a Sarasota Memorial Park (F039746): Case Nos. 123568-12-FC, 124590-12-FC, 129488-12-FC, 129904-12-FC, 130906-12-FC; Division Nos. ATN-17270, ATN-17015, ATN-17049, ATN-17065, ATN-17090, ATN-17091, ATN-18883, ATN-19301, ATN-19638
 - (b) Work & Son-Royal Palm Acquisition, Inc. d/b/a Royal Palm Cemetery (South) (F039669): Case Nos. 124587-12-FC, 129910-12-FC, 130918-12-FC; Division Nos. ATN-17795, ATN-17796, ATN-19417, ATN-19610
 - (c) Work & Son-Osiris, Inc. d/b/a Royal Palm Cemetery (North) (F039668): Case Nos. 124486-12-FC, 129489-12-FC, 130917-12-FC; Division Nos. ATN-18944, ATN-18945, ATN-19609
 - (d) Bradenton Funeral Home (F041688): Case Nos. 129510-12-FC, 129906-12-FC, 130912-12-FC, 130915-12-FC; Division Nos. ATN-18492, ATN-18948, ATN-19738, ATN-19568
 - B. Request(s) for Release of Terms of Stipulation and Consent Order
 - (1) Recommended for Declination
 - (a) Atlantic Mortuary & Cremation Service Inc d/b/a Atlantic Burial & Cremation Service (F054400) (Rockledge)
4. **Disciplinary Proceedings**
 - A. Request for Modification of Previous Final Order
 - (1) Recommended for Declination
 - (a) Cemetery Professionals, LLC (Atlantic Beach)
 - B. Settlement Stipulation(s)
 - (1) CFS Funeral Services, Inc. d/b/a Fountains Memorial Park (F019491): Case No. 126252-12-FC, Division #ATN-18078 (*Probable Cause Panel B*)
 - (2) Moore, James Shane (F048319): Case No. 130463-12-FC, Division #ATN-19021 (*Probable Cause Panel A*)
 - (3) Smoore Enterprises, Inc. d/b/a Superior Design Monument Company (F037835): Case No. 130462-12-FC, Division #ATN-19021 (*Probable Cause Panel A*)
 - (4) Woodlawn Park Cemetery Company d/b/a Woodlawn Park Cemetery South (F039450): Case No. 136638-13-FC, Division #SR1-597137291 (*Probable Cause Panel A*)
5. **Application(s) for Preneed Sales Agent**
 - A. Informational Item (Licenses Issued without Conditions) – **Addendum A**
6. **Application(s) for Continuing Education Course Approval**
 - A. Recommended for Approval without Conditions – **Addendum B**
 - (1) Education Workers Group #11208

- (2) Florida Morticians Association, Inc #133
- (3) Independent Funeral Directors of Florida Inc #135
- (4) Miami-Dade College Funeral Service Dept #114
- (5) National Funeral Directors Association #136

7. Application(s) for Florida Law and Rules Examination

- A. Informational Item (License Issued without Conditions) – **Addendum C**
 - (1) Direct Disposer
 - (a) Haltaman, Martha L
 - (2) Funeral Director and Embalmer – by Internship and Exam
 - (a) England, David A
 - (b) Gambino, Joseph C
 - (c) Jewell, Kristin L
 - (d) Marcelin, Saraita
 - (e) Parsons, Christina D
 - (f) Pucino, Jesika L

8. Application(s) for Internship

- A. Informational Item (Licenses Issued without Conditions) – **Addendum D**
 - (1) Funeral Director Intern
 - (a) Mashburn, Troy (F076836)
 - (b) Raph-Bowie, Rebecca (F076653)
 - (2) Funeral Director and Embalmer
 - (a) Archer, Kaleb (F076751)
 - (b) Lowther, Ryan S (F076689)
 - (c) Sisk, Emily S (F076688)
- B. Recommended for Approval with Conditions (Criminal History)
 - (1) Funeral Director and Embalmer
 - (a) Foster, Amos J
 - (b) Phillips, Candice

9. Application(s) for Embalmer Apprenticeship

- A. Informational Item (Licenses issued without Conditions) – **Addendum E**
 - (1) Carroll, Kenya D (F076678)
 - (2) Eggert, Trina (F076577)

10. Notification(s) of Change of Location

- A. Informational Item – **Addendum F**
 - (1) Gendron Funeral & Cremation Services LLC (F065944) (Fort Myers)

11. Consumer Protection Trust Fund Claims

- A. Recommended for Approval without Conditions – **Addendum G**

12. Application(s) for Monument Establishment Sales Agents

- A. Informational Item (Licenses issued without Conditions) – **Addendum H**

13. Application(s) to Organize a New Cemetery Company

- A. Recommended for Approval with Conditions
 - (1) Heartwood Preserve Conservation Cemetery, LLC (New Port Richey)

14. Application(s) for Funeral Establishment

- A. Recommended for Approval with Conditions
 - (1) Broward Funeral Choices Inc (Oakland Park)

(2) Gloria J Chandler d/b/a Chandler's Funeral Home (Sarasota)

B. Recommended for Approval without Conditions

(1) Arcelays Funeral Service LLC (Opa-Locka)

15. Application for Preneed Main License

A. Recommended for Approval without Conditions

(1) Anderson-Hence Funeral Home, Inc. (Wildwood)

(2) Elijah Bell's Funeral Services, LLC (Lauderdale Lakes)

16. Request(s) for Board Approval of Proposed Treatment of Certain Funds Deposited in a Care & Maintenance Trust Account

A. Evergreen Cemetery Association (Jacksonville)

17. Contract(s) or Other Related Form(s)

A. Recommended for Approval with Conditions

(1) Arte Bronze Monuments, Inc. (F037832) (Miami)

(a) Monument Retail Sales Agreement

(2) Forethought Life Insurance Company (Batesville, IN)

(a) Funeral Planning Agreement (Form A4000-03-FL)

(b) Price Estimate Only for Funeral Planning Agreement (Form A3078-02-FL)

(3) Foundation Partners of Florida, LLC (Includes all related cemetery and funeral and cemetery preneed branches for Foundation Partners Group locations, collectively as "FPG Florida, LLC") (Auburndale) (F060727 and F071788)

(a) Trust Transfer Request and Trust Agreements

18. Executive Director's Report

A. Proposed Rule Amendment, Rule 69K-20.001 (Action)

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

19. Chairman's Report (Oral)

20. Office of Attorney General's Report (Oral)

21. Administrative Report

A.	New Cemetery Applications Received Since Last Meeting	1
	Recommended for Approval	1
	Pending	0
B.	Cemetery Acquisition Applications Received Since Last Meeting	0
	Recommended for Approval	0
	Pending	1
C.	Preneed License Applications Received Since Last Meeting	0
	Active Preneed Licenses	326
	Presented to the Board at this Meeting	2
	Pending	1
D.	Preneed License Branch Applications Received Since Last Meeting	1
	Active Preneed License Branches	324
	Recommended for Approval	0
	Pending	1

E.	Preneed Sales Agent Applications Received Since Last Meeting	132
	Active Sales Agents as of November 22, 2013	4083
	Recommended for Approval	56
	Temporary Licenses Issued; Pending Permanent	128
F.	Monument Establishment Applications Received Since Last Meeting	0
	Active Monument Establishments	73
	Pending	0
G.	Broker of Burial Rights Applications Received Since Last Meeting	0
	Active Brokers of Burial Rights	18
	Pending	0
H.	Exempt Cemetery Reports Received Since Last Meeting	0
	Active Exempt Cemeteries	64
	Pending	0
I.	Preneed Funeral Contract Consumer Protection Trust Fund Balance as of November 22, 2013	\$8,439,555.42
	# Claims Presented at This Board Meeting	16
	\$ Claims Presented at This Board Meeting	\$5,926.70
	Claims Paid as of November 22, 2013 (for fiscal year 2013-2014)	\$25,438.81
J.	New Establishment Applications Received Since Last Meeting	6
	Pending	6
	Completed	0
K.	New Individual Applications Received Since Last Meeting	33
	Pending	7
	Completed	25
L.	Request for Training Facility Applications Received Since Last Meeting	3
	Pending	3
	Completed	0
M.	Request for CE Providers and Courses Received Since Last Meeting	7
	Pending	0
	Completed	7
N.	Initial Inspections Received Since Last Meeting	8
	Pending	0
	Completed	8
O.	Inspections Received Since Last Meeting	241
	Pending	0
	Completed	241
P.	Initial Licenses Issued Since Last Meeting	30
	Renewal Licenses Issued Since Last Meeting	179
	Duplicate Licenses Issued Since Last Meeting	17

22. **Disciplinary Report**

	Issued Since Last Meeting (October 3, 2013)
Notice of Non Compliance	14
Citations	3

23. **Adjournment**

THE CHAIRMAN MAY MAKE SPECIFIC CHANGES IN THE AGENDA AFTER IT HAS BEEN MADE AVAILABLE FOR DISTRIBUTION, ONLY FOR "GOOD CAUSE" SHOWN.