

BOARD OF FUNERAL, CEMETERY AND CONSUMER SERVICES
TELECONFERENCE MEETING
June 5, 2014 - 10:00 A.M.

1. Call to Order, Preliminary Remarks and Roll Call

Mr. Jody Brandenburg, Chair, called the meeting to order at 10:00 am.

Mr. Doug Shropshire, Director, requested to make the usual prefatory comments for the record and then take the roll.

As a preliminary matter, let me state for the record that my name is Doug Shropshire. I am Director of the Division of Funeral, Cemetery, and Consumer Services. Today is Thursday, June 5, 2014. The time is approximately 10:00am. This is a public meeting of the Board of Funeral, Cemetery and Consumer Services. Notice of this meeting has been duly published in the Florida Administrative Register. An agenda for this meeting had been made available to interested persons. The meeting is occurring by Teleconference with some members of the Public here with the Division staff here in the Pepper Building, in Tallahassee, Florida. The call in number has also been made available to the public. Members of the Board are participating by phone. My assistant Ms LaTonya Bryant, will take minutes of the meeting, which is being recorded.

Persons speaking are requested to identify themselves for the record each time they speak. Participants are respectfully reminded that the Board Chair, Mr. Brandenburg, runs the meeting. Persons desiring to speak should initially ask the Chair for permission. All persons participating by phone, other than the Chair and Board members while speaking, are asked to place their phones on mute at all times while listening. I repeat, please place your phones on mute at all times while listening. We ask this to enhance the audio quality of the Teleconference. If any Member or participant is disconnected they can call back to the same number called initially. Participants are respectfully reminded of the necessary protocol that only one person may speak at the time.

At this time I will take the roll and Board members will please respond clearly with "present" when I call their name:

PRESENT (via phone):

Joseph "Jody" Brandenburg, Chairman
Keenan Knopke, Vice-Chairman (in person)
Jean Anderson
Andrew Clark
James "Jim" Davis
Lewis "Lew" Hall
Powell Helm
Ken Jones
Richard "Dick" Mueller
Vanessa Oliver

Mr. Chairman we have a quorum and the Board may proceed to address the matters on the agenda.

The Chair confirmed that all Board members had received their packets in a timely manner.

Also noted as present:

Doug Shropshire, Executive Director
Clark Jennings, Board Legal Advisor (via phone)
Anthony Miller, Assistant Director
LaTonya Bryant, Department Staff
Jasmin Richardson, Department Staff
Kawanzasis Henderson, Department Staff

2. Action on the Minutes

A. May 1, 2014

The Chair confirmed that all Board members had read the draft of the minutes of the previous Board meetings held on May 1, 2014.

MOTION: Mr. Lew Hall moved to adopt the minutes of the meeting. Mr. Andrew Clark seconded the motion, which passed unanimously.

3. Application(s) for Preneed Sales Agent

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

The application(s) presented are clean and have been approved by the Division. This item is informational only and does not require Board action.

4. Application(s) for Continuing Education Course

A. Recommended for Approval without Conditions – Addendum B

- (1) *Cremation Association of North America (16008)*
- (2) *Elite CME, Inc (113)*
- (3) *FL West Coast Funeral Professionals Association (18209)*
- (4) *Florida Cemetery, Cremation & Funeral Association (75)*
- (5) *Florida Morticians Association, Inc. (133)*
- (6) *FuneralCE (43)*
- (7) *International Order of the Golden Rule (2201)*
- (8) *National Funeral Directors Association (136)*

The majority of the Continuing Education Committee and the Division recommends approval of the application(s) for the number of hours indicated on Addendum B in the right hand corner.

MOTION: Mr. Keenan Knopke moved to approve the application(s). Mr. Hall seconded the motion, which passed unanimously.

5. Application(s) for Approval as a Continuing Education Provider

A. Recommended for Approval without Conditions – Addendum C

The majority of the Continuing Education Committee and the Division recommends approval of the application(s) on Addendum C.

MOTION: Ms. Jean Anderson moved to approve the application(s). Mr. Jim Davis seconded the motion, which passed unanimously.

- 6. Application(s) for Florida Law and Rules Examination**
- A. Informational Item (Licenses Issued without Conditions) – Addendum D**
- (1) *Funeral Director – by Endorsement*
 - (a) *Thomas, Douglas A*
 - (2) *Funeral Director – by Internship and Exam*
 - (a) *Vierling, Ralph J*
 - (3) *Funeral Director and Embalmer – by Endorsement*
 - (a) *Burke, Timothy S*
 - (b) *Carter, Joshua A*
 - (c) *Ferrari, John J*
 - (d) *Roemmich, Michael A*
 - (e) *Schefers, Jodi A*
 - (f) *Stobo, Robert*
 - (4) *Funeral Director and Embalmer– by Internship and Exam*
 - (a) *Cook, Ilex M*
 - (b) *Feacher, Roderic D*
 - (c) *Mendenhall, Brenda A*
 - (d) *Patterson, Angela S*
 - (e) *Taylor, Ruby B*
 - (f) *Wilkinson, Angela D*

The application(s) presented are clean with no indication of a criminal or disciplinary history and have been approved by the Division pursuant to delegation by the Board. This item is informational only and does not require Board action.

- 7. Application(s) for Internship**
- A. Informational Item (Licenses Issued without Conditions) – Addendum E**
- (1) *Funeral Director and Embalmer*
 - (a) *Boyette, Danielle S (F079118)*
 - (b) *Miller, Amber M (F079007)*
 - (c) *Morrow, Harold A (F078989)*
 - (d) *Rahming, Sandra M (F078865)*
 - (e) *Thomas, Marc L (F079117)*

The application(s) presented are clean with no indication of a criminal or disciplinary history and have been approved by the Division pursuant to delegation by the Board. This item is informational only and does not require Board action.

- 8. Application(s) for Embalmer Apprenticeship**
- A. Informational Item (Licenses issued without Conditions) – Addendum F**
- (1) *Hall, Charles M (F057657)*
 - (2) *Kaley, Tabatha M (F078772)*
 - (3) *Long, Yashan E (F072247)*

The application(s) presented are clean with no indication of a criminal or disciplinary history and have been approved by the Division pursuant to delegation by the Board. This item is informational only and does not require Board action.

- 9. Application(s) for Registration as a Training Agency**

- A. Informational Item (Licenses issued without Conditions) – Addendum G*
- (1) D Alan Moore Licensed Funeral Director (F049909) (Ellenton) (505)*
 - (2) Wade Funeral Home LLC (F065243) (Hallandale Beach)*

The application(s) presented are clean with no indication of a criminal or disciplinary history and have been approved by the Division pursuant to delegation by the Board. This item is informational only and does not require Board action.

B. Recommended for Approval with Conditions

(1) Request(s) for Waiver

- (a) SE Combined Services of Florida LLC d/b/a Beach Memorial Chapel (F078959) (St Pete Beach)*
- (b) SE Combined Services of Florida LLC d/b/a Blount & Curry Funeral Homes – Carrollwood Chapel (F078960) (Tampa)*
- (c) SE Combined Services of Florida LLC d/b/a Caballero Rivero Woodlawn Funeral Homes, Cemeteries & Crematory (F078954) (Hialeah)*
- (d) SE Combined Services of Florida LLC d/b/a Caballero Rivero Woodlawn Funeral Homes, Cemeteries & Crematory (F078955) (Miami)*
- (e) SE Combined Services of Florida LLC d/b/a Caballero Rivero Woodlawn Funeral Homes, Cemeteries & Crematory (F078956) (Miami)*
- (f) SE Combined Services of Florida LLC d/b/a Caballero Rivero Woodlawn Funeral Homes, Cemeteries & Crematory (F078957) (Miami)*
- (g) SE Combined Services of Florida LLC d/b/a Garden of Memories Funeral Home and Cemetery (F078948) (Tampa)*
- (h) SE Combined Services of Florida LLC d/b/a Palms Woodlawn funeral Home and Cemetery (F078949) (Naranja)*
- (i) SE Combined Services of Florida LLC d/b/a Royal Palm Memorial Gardens & Funeral Home (F078951) (West Palm Beach)*
- (j) SE Combined Services of Florida LLC d/b/a Sylvan Abbey Memorial Park and Funeral Home (F078950) (Clearwater)*
- (k) SE Combined Services of Florida LLC d/b/a Wiegand Brothers Funeral Home and Crematory (F078952) (Sarasota)*
- (l) SE Funeral Homes of Florida LLC d/b/a Baldwin – Fairchild Funeral Home (F078967) (Orlando)*
- (m) SE Funeral Homes of Florida LLC d/b/a Kicliter Funeral Home (F078974) (Palmetto)*
- (n) SE Funeral Homes of Florida LLC d/b/a Turner Funeral Homes, Crematory & Cemetery (F078979) (Brooksville)*
- (o) SE Funeral Homes of Florida LLC d/b/a Turner Funeral Homes, Crematory & Cemetery (F078977) (Spring Hill)*

SCI Funeral Services of Florida Inc submitted and was approved for a Change of Ownership Application for the following funeral establishments at the May 1, 2014 board meeting.

The following locations are training agencies with interns in training. Applicant has also submitted herein requests (Petitions) that the training agency status of these locations be continued and has been duly published in the Florida Administrative Register as of May 14, 2014.

The Division is recommending approval with the condition that the Petitions relating to continuation of training agency status be approved, so that the training agency statuses of said locations are continued under the new owners.

The Chair disclosed his affiliation with SCI Funeral Services of Florida and stated that this affiliation would not affect his decision to remain fair and impartial on any items presented to the Board at this meeting.

Mr. Knopke questioned whether the interns impacted would be losing any time or any cases that they have performed.

Mr. Shropshire stated that the interns would not be disrupted.

MOTION: Mr. Ken Jones moved to approve the requests with the condition that the Petitions relating to continuation of training agency status be approved, so that the training agency statuses of said locations are continued under the new owners. Mr. Knopke seconded the motion, which passed unanimously.

10. Consumer Protection Trust Fund Claims

A. Recommended for Approval without Conditions – Addendum H

The Division recommends approval of the claim(s) for the amount indicated on Addendum H entitled “Amount Recommended.”

MOTION: Mr. Powell Helm moved to approve the claim(s) for the amount indicated on Addendum G entitled “Amount Recommended.” Mr. Davis seconded the motion, which passed unanimously.

11. Notification(s) of Change in Location

A. Informational Item – Addendum I

(a) Harry Brown Funeral Directors & Cremation Service Inc (F039989) (Jacksonville)

(b) Professional Funeral Services of Northwest Florida LLC d/b/a Davis Watkins Funeral Home (F039983) (Fort Walton Beach)

This item is informational only and does not require Board action.

12. Amendment(s) to Cemetery Bylaws

A. Recommended for Approval with Conditions

(1) Ruskin Memorial Park Association, Inc. (Ruskin)

The attached proposed bylaws for Ruskin Memorial Park Association, Inc have been submitted for approval by the Board. In accordance with Rule 69K-6.003, notice has been published in *Tampa Bay Times*, and also published in the May 16, 2014 *Florida Administrative Register*.

The Division’s review finds that the proposed amendment does not unreasonably restrict use of burial rights, increase costs to burial rights owners, nor unreasonably restrict competition. The Division is recommending approval with the condition that no adverse comments are received by the Division within the allotted period of 30 days, as set forth in Rule 69K-6.003(3).

Mr. Knopke stated that the second sentence in Paragraph 8.5 of the proposed bylaws read, “*Upon the death of a holder of such certificate, should his or her remains not be interred in such space, the certificate shall thereupon become void*”

and the space thereby reserved or paid for shall be come subject to sale or reservation by others.” Mr. Knopke questioned whether this sentence was in the previous version of the bylaws.

Mr. Shropshire stated that he would have to look into it.

Mr. Knopke stated that his concern is that if it is a new requirement being put on old purchasers, the old purchasers would not know about it. This is something that has changed their ability to transfer from various members of the family or be passed down if the purchaser is not buried there for whatever reason. The family could lose the other one (1) or 100 grave spaces, whatever it may be, back to the company.

Ms. Linda Badgerow, Ruskin Memorial Park Association, stated that evidently was worded incorrectly because if someone bought a space many years ago it stays in the family name. It is not taken or resold to anyone.

Mr. Shropshire reread the second sentence in Paragraph 8.5 and questioned whether Ms. Badgerow is affirming that this is not actually a correct statement of what the bylaws are intended to saw.

Ms. Badgerow responded, “That is correct.” We have an old cemetery with many people who bought family plots that are on record. I just had one the other day from a 1913 sale and they are now entitled to it and I will change the paperwork. We do not do that to anyone that has purchased cemetery plots since the inception of the cemetery.

Mr. Knopke questioned whether that would apply to new purchasers going forward.

Ms. Badgerow concurred. Ms. Badgerow stated once a purchase is made it belongs to the purchaser and is documented in the records. We would not try to do anything with it unless the purchaser advises that they would like to sell the plot.

The Chair questioned whether it is Ms. Badgerow’s desire to strike that sentence from the bylaws.

Ms. Badgerow stated that she would like to do that. The wording is incorrect as it is not in agreement with anything that has been done previously and the cemetery has no plans to do anything like that.

Mr. Shropshire stated that one (1) option for the Board would be to approve the bylaws subject to submission of a revised set of bylaws that strikes that sentence.

The Chair questioned whether the bylaws would need to be republished.

Mr. Shropshire stated that the bylaws would need to be republished but it could be done such that it would be approved subject to the condition of the corrected bylaws and republication without any adverse comments.

The Chair requested that Mr. Shropshire assist Ms. Badgerow with the bylaws should the Board approve the request.

Mr. Shropshire stated that the Division would assist Mr. Badgerow.

Mr. Knopke stated that Paragraph 8.8 Rules and Regulations states that, *“The Board of Directors is authorized to establish rules and regulations regarding maintenance, grave markers, visitor conduct or other matters relating to the Ruskin Cemetery, provided, however, that such rules and regulations must comply with applicable Florida statutory law and administrative regulation.”* Mr. Knopke questioned whether those rules are subject to approval by the Board.

Mr. Shropshire stated that he does not believe that they are and his interpretation is that those are operational procedures. They would have to be consistent with the bylaws. Paragraph 8.8 should probably read, "...*must comply with these bylaws and applicable Florida statutory law and administrative regulation.*" Mr. Shropshire questioned whether Ms. Badgerow understands that point.

Ms. Badgerow stated that she understands.

MOTION: Mr. Dick Mueller moved to approve the request subject to the condition that the corrected bylaws are republished without any adverse comments. Mr. Knopke seconded the motion, which passed unanimously.

13. Application(s) for Broker of Burial Rights
A. Recommended for Approval without Conditions
(1) G.N.L. Services Corp (Miami Lakes)

The application was received on March 20, 2014 and deficiencies were noted on the application. All deficiencies were resolved and the application was completed as of May 5, 2014. The Department completed a background check of Applicant's principal, Maurin Gonzalez, which revealed no criminal history.

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

14. Application(s) for Cinerator Facility
A. Recommended for Approval with Conditions
(1) Mullins Memorial Funeral Home & Cremation Service Inc (Cape Coral)

An application for a Cinerator Facility was submitted on May 8, 2014. The application was complete when submitted. The ownership is changing from Shannon Mullins to both Shannon Mullins and Sheila Mullins. The fingerprint cards for all principals were returned without criminal history. The Funeral Director in Charge will be Shannon Mullins (F044369).

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 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 under the application herein passes an onsite inspection by a member of Division Staff.

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

15. Application(s) for Funeral Establishment

A. Recommended for Approval with Conditions

(1) *Bell's Funeral Services LLC (Pembroke Pines)*

An application for a Funeral Establishment was received on May 2, 2014. The application was complete when submitted. The fingerprint cards for all principals were returned without criminal history. The Funeral Director in Charge will be Jenny Adair (F045188). The establishment is recommended for approval subject to the condition that the establishment passes an on-site inspection by a member of Division Staff.

MOTION: Mr. Hall moved to approve the application subject to the condition that the establishment passes an on-site inspection by a member of Division Staff. Mr. Jones seconded the motion, which passed unanimously.

(2) *Johnson Funeral Homes, A Limited Liability Company (Okeechobee)*

An application for a Funeral Establishment was received on April 4, 2014. The application was incomplete when submitted. All deficient items were received on May 21, 2014. The fingerprint cards for all principals were returned without criminal history. The Funeral Director in Charge will be Jon Shipp (F044693). The establishment is recommended for approval subject to the condition that the establishment passes an on-site inspection by a member of Division Staff.

MOTION: Mr. Knopke moved to approve the application subject to the condition that the establishment passes an on-site inspection by a member of Division Staff. Mr. Davis seconded the motion, which passed unanimously.

(3) *Mullins Memorial Funeral Home & Cremation Service Inc (Cape Coral)*

An application for a Funeral Establishment was submitted on April 21, 2014. The application was complete when submitted. The ownership is changing from Shannon Mullins to both Shannon Mullins and Sheila Mullins. The fingerprint cards for all principals were returned without criminal history. The Funeral Director in Charge will be Shannon Mullins (F044369).

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 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 under the application herein passes an onsite inspection by a member of Division Staff.

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

(4) Mullins Memorial Funeral Home & Cremation Service Inc (Fort Myers)

An application for a Funeral Establishment was received on April 21, 2014. The application was complete when submitted. The fingerprint cards for all principals were returned without criminal history. The Funeral Director in Charge will be Jeanine Collins (F054840). The establishment is recommended for approval subject to the condition that the establishment passes an on-site inspection by a member of Division Staff.

MOTION: Mr. Knopke moved to approve the application subject to the condition that the establishment passes an on-site inspection by a member of Division Staff. Mr. Davis seconded the motion, which passed unanimously.

(5) Quality Care Funeral & Cremation Services LLC (Oakland Park)

An application for a Funeral Establishment was received on April 10, 2014. The application was incomplete when submitted. All deficient items were received on May 19, 2014. The fingerprint cards for all principals were returned without criminal history. The Funeral Director in Charge will be Ashlee Monroe (F073045). The establishment is recommended for approval subject to the condition that the establishment passes an on-site inspection by a member of Division Staff.

MOTION: Mr. Davis moved to approve the application subject to the condition that the establishment passes an on-site inspection by a member of Division Staff. Mr. Knopke seconded the motion, which passed unanimously.

B. Recommended for Approval without Conditions

(1) Cambridge Funeral Home LLC (Opa-Locka)

An application for a Funeral Establishment was received on March 26, 2014. The application was incomplete when submitted. All deficient items were returned on April 29, 2014. The fingerprint cards for all principals were returned without criminal history. The Funeral Director in Charge will be Kiska Johnson (F045194). The establishment passed its inspection on May 12, 2014. The establishment is recommended for approval without conditions.

Mr. Helm stated that 3(b) under "Embalming" was not answered on the application.

Ms. Jasmin Richardson stated that the question was answered on the original copy of the application. However, when the Applicant made a correction to another section, the original was not included. The Applicant answered yes on the original application as they will provide embalming services and maintain onsite.

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

16. Application(s) for Removal Service
A. Recommended for Approval with Conditions
(1) Big Bend Transport LLC (Tallahassee)

An application for a Removal Service was received on May 7, 2014. The application was complete when submitted. The fingerprint cards for all principals were returned without criminal history. The establishment is recommended for approval subject to the condition that the establishment passes an on-site inspection by a member of Division Staff.

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

(2) Removal Services Miami LLC (North Miami Beach)

An application for a Removal Service was received on February 28, 2014. The application was incomplete when submitted. All deficient information was received on 5/7/2014. The fingerprint cards for all principals were returned without criminal history. The establishment is recommended for approval subject to the condition that the establishment passes an on-site inspection by a member of Division Staff.

MOTION: Mr. Knopke moved to approve the application subject to the condition that the establishment passes an on-site inspection by a member of Division Staff. Mr. Clark seconded the motion, which passed unanimously.

B. Recommended for Approval without Conditions
(1) Tyron L White d/b/a White's Removal Service (Jasper)

An application for a Removal Service was received on February 12, 2014. The application was incomplete when submitted. All deficient information was received on April 29, 2014. The fingerprint cards for all principals were returned without criminal history. The removal facility passed its inspection on May 9, 2014. The establishment is recommended for approval without conditions.

MOTION: Mr. Knopke moved to approve the application. Mr. Davis seconded the motion, which passed unanimously.

17. Executive Director's Report
A. Division Inspection of 3 Work and Son Cemeteries
(1) Inspection Report

Mr. Shropshire presented the Division's inspection report of 3 Work and Son Cemeteries, which included the inspection report and three (3) videos.

Mr. Knopke commended Mr. Shropshire and the Division for a very detailed and well organized report. The report is very impressive and easy to maneuver to see how progress is being made.

The other Board members concurred.

DIVISION OF FUNERAL, CEMETERY, AND CONSUMER SERVICES
REPORT OF SPECIAL GROUNDS INSPECTIONS
Royal Palm South Cemetery
Royal Palm North Cemetery
Sarasota Memorial Park Cemetery

FROM: D. Shropshire *DJZ 5-28-14*

TO: Board of Funeral, Cemetery, and Consumer Services

(1) This document provides a report concerning a special inspection of the grounds of the three cemeteries identified below. The inspections were performed by D. Shropshire, on May 21-22, 2014. The inspections were pursuant to Board Order filed 2-14-2014, in DFS case 1268-12-FC, et seq.

2) The three cemeteries inspected were:

- a) Royal Palm North Cemetery, 2600 Gandy Blvd, St. Petersburg, FL, license number F039668.
- b) Royal Palm South Cemetery, 101 55th Street South, St. Petersburg FL, license number F039378
- c) Sarasota Memorial Park, 5833 South tamiamai Trail, Sarasota FL, license number F039746.

3) Videos Attached. The overall condition and appearance of the three cemeteries was documented by video recording done by the undersigned, during the May 21-22, 2014 inspection. The three video recordings are provided to the Board with this Report.

4) In addition to the videos, the Division took still photos. All photos shown herein were taken by the Division during the May 21-22, 2014 inspections. (Note, many photos state the date as 6-21-2014 or 6-22-2014, rather than 5-21-2014 or 5-22-2014. This was because the undersigned inaccurately set the month after replacing batteries in the camera.)

5) Overall Findings. The finding of the FCCS Division, as regards the May 21-22, 2014 inspections, is that the grounds of the three cemeteries were being maintained at acceptable levels within the intent of Section. 497.262, Florida Statutes. Section 497.262 provides that the following factors may properly be taken into consideration in determining adequate care and maintenance:

... industry practices, economic and physical feasibility, location, or intended uses For example, and without limiting the generality of the foregoing, the licensing authority may determine that a small rural cemetery with large trees and shade area does not require, and may not be able to attain, the same level of lawn care as a large urban cemetery with large open grassy areas and sprinkler systems.

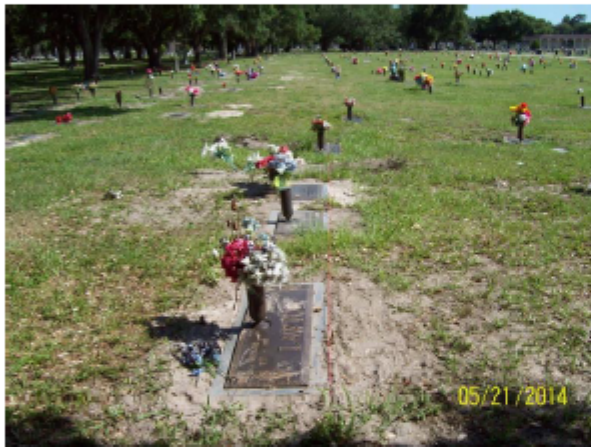
The inspection found as follows:

- The height of the grass at all three cemeteries indicated an adequate mowing schedule.
- Grass and weed trimming around monuments and trees bases was within acceptable levels.
- There was evidence of a significant effort to move grass overgrowth back off the surface of flat bronze ground level grave markers. See illustrative Photo 858:



- There was evidence seen where grounds crews were using string lines to reset markers in straighter rows. See Photo 916. In many cases the irregular rows result from burials done prior to the current owner.

Photo 916



- Trees were generally adequately pruned. No totally dead trees were noted. Most trees appeared healthy. Some (relatively few) trees were not in the best of health, but those trees were not such as to endanger patrons, and were not visually obtrusive.
- All roads were passable, and no deep, serious potholes were noted. There was evidence of recent road repairs, in the form of new dark asphalt patches, in all three cemeteries. See illustrative Photos 863 and 911, below:

Photo 863



Photo 911



- All three cemeteries have areas of cracked road asphalt, as depicted above. However, the cracking does not at this time affect the functionality of the roads.
- All three cemeteries have, in their road systems what I would describe as sporadic areas of missing asphalt, but in such instances the depth of fall off from the surrounding road grade is typically in the range of a half inch, and while these need more work, they present no significant impairment to the safety or comfort of patrons while driving in the cemetery. See illustrative Photos 915, 867:

Photo 915



Photo 80 /



ITEMS PARTICULAR TO INDIVIDUAL CEMETERIES.

Royal Palm North Cemetery

6) Royal Palm North Cemetery was well mowed and trimmed, and presented an overall good appearance. The following items were noted as needing attention, but did not significantly impair the overall good appearance of the cemetery.

7) A large mausoleum monument in the cemetery has two crypts with the granite crypt faces missing. The mounting hardware for the face plates failed at some point, and the face plates fell off. One is stacked against the mausoleum; the other was taken back to the maintenance shed. See Photos 852 and 851, below:

Photo 851





As seen in the photos, the crypts are not exposed because of the concrete facer board that was installed; therefore the issue is not deemed urgent. However, it is unsightly. Cemetery management advises that the mausoleum is very old, long predating current cemetery ownership, and that the mausoleum is on a small plot of land formally deeded to the owner of the mausoleum. The cemetery advises it has not been able to get in contact with the mausoleum owner. Therefore the cemetery is uncertain of its rights, or obligation, to make repairs.

8) The decorative capstones on several retaining walls have some maintenance issues, due to being "wobbly." The retaining walls and the capstones were installed prior to current ownership. The capstones were simply placed on the top of the retaining walls, and depend on weight alone to remain there. If they were initially installed on a bed of grout, the grout is long since gone, and it is likely there never was any grout. Therefore, they are prone to rocking in place if walked on (i.e. wobbly). And they are prone to being displaced outwards i.e., more overhang), from being hit by mowers. Photo 849 below shows two capstones that cemetery management has removed and placed on the ground in this regard. Photo 857 is a depiction of how, over years, the capstones have been displaced.

Photo 849



Photo 857



a) The aesthetic deficiency caused by the condition described is judged to be relatively minor, because from the most common view, that is, facing the wall, the irregularity is not highly noticeable. One has to view the wall from and end of the wall, looking down the line of the wall, to notice the irregularity of the capstone placement.

b) The more significant issue is patron safety. Patrons should not walk on the capstones, but nevertheless some might. And if they stand on the outer overhanging edge of a capstone, and the capstone is significantly cantilevered, the weight of the patron might be enough to cause the capstone to tilt and fall from the wall, and the stones are heavy and could seriously injure the patron. Currently the risk in this regard is judged to be relatively small. Nevertheless, the cemetery should institute a program of reducing the overhang of the capstones by pushing the capstones back, away from the face of the wall, so that they do not overhang by more than an inch or two, and lining them up in the process. In addition, where the capstone is significantly wobbly, to the point that a person stepping on it would likely lose their balance, the cemetery should eliminate or reduce the capstone's movement (by use of grout, laying a gravel or sand bed, etc.).

9) Photos 842 and 843 below show the Royal Palm North maintenance shed, and marked on one of the roll-up doors are bullet holes from a Highway Patrol officer's gun fired at Cliff Work in the Sept 2012, 6 AM incident in which the officer, mistakenly thinking that Work was involved in a motorcycle theft, opened fire on Work as Work came out the door adjacent to the roll-up door. (Work was cleared of any involvement in the theft; the perpetrators had hidden the motorcycle in the woods behind the shed).

Photo 842



Photo 843



Royal Palm South Cemetery

10) Royal Palm South Cemetery is a large and old cemetery, dating to approximately 1921. It is maintenance intensive due to an extensive road system, and many above ground monuments and mausoleums. At the time of the 5-21-14 inspection the entire cemetery was judged to be within acceptable standards as regards grass height and grass and weed trimming. Some areas of the cemetery were approaching the point of needing mowing and trimming, but this is to be expected (as with many large cemeteries, mowing is a virtually continuous work item, and there is always an area of the cemetery needing mowing and trimming).

11) Royal Palm South Cemetery has three large public mausoleums located as shown on the map below. For ease of reference, we have identified the three mausoleums as A, B, and C.



12) Mausoleums A and B have been recently painted and present a good appearance. No evidence of roof leakage was seen. The photo below shows Mausoleum A in the foreground, and Mausoleum B behind it.



13) Photo 894 shows Mausoleum B.

Photo 894, Mausoleum B.



14) The only visible problem noted was that Mausoleum B has 2 (possibly 3) of the red parapet tiles, and related drip flashing, missing; cemetery management advised that they are aware of the problem and plan to replace them in the near future. See photo 882 below:

Photo 882. Mausoleum B.



15) Mausoleum C is still under repair.

a) Work continues on Mausoleum C. Photos 899, 895, and 890 below shows several sides of Mausoleum C.

Photo 899. Mausoleum C, side view.



Photo 895. Mausoleum C, another side.



Photo 890. Mausoleum C, another side. Note roofing material roof deck. Also, cemetery management advises that the black vertical marks on the wall are cracks in the stucco over which cemetery staff have sprayed a sealant to prevent water intrusion. Cemetery management advise that Mausoleum C will be painted once the roofing work is doen.



Photo 897, Mausoleum C, showing where rotten framing over walkways has been removed in connection with roofing work.



16) Duckweed. Photo 889 shows the pond in front of Mausoleum A. It is covered by duckweed or some similar vegetation. Cemetery management advises that the City has disallowed the use of chemicals previously used by the cemetery to keep the pond clear of such growth, and the cemetery is searching for an effective and affordable alternative. However, the Division has not received any complaints about the duckweed, and it is not clear the the statutory care and maintenance standards require elimination of the duckweed.

Photo 889. Duck weed.



Sarasota Memorial Park Cemetery

17) The overall appearance of Sarasota Memorial Park was good.

18) There was clear evidence of rye grass seeding by cemetery staff in various places in the cemetery. The rye grass was the typical annual version, intended for cool weather. On the day of the inspection, 5-22-2014, the rye was persisting in green condition in more deeply shaded areas, but due to heat (it was 85 degrees during the 5-22-2014 inspection), in more open areas the rye had browned out, which is to be expected.

19) Special attention was given during the inspection to the area that was the subject of the complaint by consumer Sue Norris and TV coverage, in 2013. Photo 930 below shows the monument bench that contains remains of her loved one. The photo was taken at approximately 11 AM, and is considered illustrative of the amount of sunlight received in the area. This entire area was sodded with pallets of live grass in 2013. The photo shows the grass is not doing well. The Division expects the grass will continue to slowly die out. There is simply not enough sun light for it to do well. This Division considers that Photo 930 shows the foreseeable result of the lack of adequate sunlight. The large live oak trees, draped with spanish moss, with birds being heard throughout, are doubtless what many, probably most families find to provide a lovely, peaceful, cool, "forest cathedral" effect. But the tradeoff is that there will never be a very good ground cover under the shade of the oak trees.

Photo 930



FCCS Division Periodic Report, Work & Son Cemeteries, May 21-22, 2014 Inspections, page 13

VIDEO LOCATION MAPS

Beginning on the following page are maps showing the locations at which the video recordings were made, as noted in the handwritten notes one sees in the videos.

FCCS Division Periodic Report, Work & Son Cemeteries, May 21-22, 2014 Inspections, page 14

Royal Palm North Cemetery

Royal Palm North Cemetery & FH, 2600 Gandy Blvd, St. Petersburg FL 33702

Video filming locations, 5-21-14 video recordings



Royal Palm South Cemetery

Royal Palm South Cemetery
Video Locations, 5-21-2014

Main entrance



Sarasota Memorial Park Cemetery

Sarasota Memorial Cemetery, 5833 S. Tamiami Trail, Sarasota FL 34231
(video locations, 5-22-2014)



FCCS Division Periodic Report, Work & Son Cemeteries, May 21-22, 2014 Inspections, page 17

- (2) *Video of Royal Palm North Cemetery*
- (3) *Video of Royal Palm South Cemetery*
- (4) *Video of Sarasota Memorial Park Cemetery*

Videos were presented to Board via thumb drive or DVD.

B. Monthly Status Report by Work and Son

Mr. Shropshire presented the monthly status report submitted by Work and Son on behalf of their three (3) cemeteries.

SARASOTA MEMORIAL PARK		
Item #	Outstanding issues per C. McMurray 8-21-13 special inspection	Comments
1	<p>Sprinklers. There are approximately 30 sprinkler heads which have been replaced in the cemetery. Cemetery worker Robert Fewox turned on the sprinkler system and tested it. This test showed there is inadequate water pressure to operate more than a few of the sprinklers simultaneously. Mr. Fewox demonstrated five of the new sprinkler heads. Only one of these was functioning properly. According to Mr. Fewox the low water pressure is due to leaks throughout the underground system.</p> <p>In their current status sprinkler coverage is reduced by half. The sprinkler heads which have not been replaced do not function at all.</p>	<p>Sprinklers cover appropriate area. Water pressure takes approximately 20 minutes to build in the lines before sprinklers cover appropriate area.</p> <p>MARCH 2014: The entire cemetery is on one zone; all the lines have to be under pressure to obtain water distance. CW found one crack and repaired 3/5/14.</p> <p>APRIL 2014: See photographs SMP 1.1a CW and SMP 1.3a-1.3c CW</p>
2	<p>Grass. Cemetery manager Teresa Lay explained to the Investigator the cemetery had recently begun a policy of covering all newly dug graves with sod. The investigator observed three recent burials with sod covering them. While there is some improvement with the amount of grass growing in the cemetery, there continue to be some bald areas in the Peace L-3, Devotion M and Peace L-1 gardens.</p> <p>[also, grass in the area of special concern to Complainant Norris]</p>	<p>Licensee initiated seeding with rye grass seed pursuant to the suggestion of BFCCS members during the 12/13 BFCCS meeting.</p> <p>MARCH 2014: See photographs SMP 1.1 CW, SMP 1.2 CW and SMP 1.3 CW.</p>

ROYAL PALM NORTH		
Item #	Outstanding issues per K. Schuller 8-23-13 special inspection	Comments
1	Lattice work was put up on one section of the mausoleum but was never finished. (Exhibit 1)	<p>Lattice work was not required by any Consent Order imposed upon Licensee. Licensee will remove sample lattice work and paint area as necessary prior to April Status Report.</p> <p>APRIL 2014: See photographs RPN 1 CW</p>
2	The licensee had a roll out sprinkler but did not have a water supply.	<p>Licensee is exploring options for obtaining sufficient water for area of cemetery that needs regular watering.</p> <p>APRIL 2014: On 3/6/14, Licensee spoke with staff (Linda) of the Pinellas Park Water Department regarding obtaining reclaimed water for the area. Conversation did not result in useful information. On 3/20/14, Licensee spoke to staff (Bobbie), who referred the question to the foreman in charge of reclaimed water for the area. The foreman stated that reclaimed water is not currently available for the area. However, he added that the County is working on alternatives and will contact the Licensee when such option is available.</p>
3	The cremation niches in upper Devotion were repaired. One niche front was off centered. Another front extended past the corner and had a metal bar behind it. Also one niche front had something lying in the grass in front of it. (Exhibit 3)	<p>These issues have been addressed. The marker, which is stated to be "off centered," was installed prior to Licensee's ownership. Relocation will result in an unsightly blemish on the façade.</p> <p>MARCH 2014: See photographs RPN 3A CW, RPN 3B CW and RPN 3B2 CW</p>
4	The cemetery grounds required mowing and trimming (Exh 4)	<p>Mowing and trimming being conducted.</p> <p>MARCH 2014: See photographs RPN 4.3 CW, RPN 4.4 CW and RPN 4.7 CW.</p>
5	Dirt piles were scattered in the cemetery garden. (Exh. 5)	<p>Dirt piles are being resolved routinely, and result from new interments.</p> <p>MARCH 2014: See photographs RPN 5.6 CW and RPN 5.10 CW.</p>

ROYAL PALM NORTH		
Item #	Outstanding issues per K. Schuller 8-23-13 special inspection	Comments
6	The following damaged grave markers were by the maintenance shed: Sutter, Babikoff, Plank, Wimmer and Norman. (Exhibit 6)	Markers have been installed at interment locations. MAY 2014: Photos of repaired and reinstalled markers for Babikoff (BABIKOFF) and Norman (NORMAN) are attached. Marker for Wimmer was not damaged. Wimmer marker was being refinished by cemetery at no charge to update date on death scroll.
7	The Gethsemane Mausoleum had a missing granite front and an unattached front leaning against the mausoleum. (Exhibit 7)	The subject mausoleum is a private, estate mausoleum actually situated on land which is not owned by the Licensee. The Licensee has made efforts and has been unable to contact the owner. Counsel will send correspondence to the last known address prior to the April Status Report submission. APRIL 2014: See copy of letter to Kenneth Montgomery, attached. [Note: Letter undeliverable, and it was returned 4/9/14. See attached.]
8	The Scharlau and Sweetapple markers were not repaired. (Exhibit 8)	Markers have been repaired. MARCH 2014: See photograph RPN 8C CW regarding Scharlau. Photograph regarding Sweetapple to be provided with April Status Report. APRIL 2014: See photograph RPN 8A CW re repair to and complimentary refinishing of Sweetapple marker MAY 2014: Photos of repaired, installed markers attached (SCHARLAU, SWEETAPPLE)
9	The vault encroachment from space 402 into space 403 in the Garden of Peace II was not resolved.	Licensee has interred few burials in the multiple spaces owned by the family. There is sufficient room for each family member to be buried.
10	The vault encroachment from space 87 into space 86 in the Garden of Tranquility was not resolved. The space is still available for sale.	No encroachment exists.

ROYAL PALM SOUTH		
Item #	Outstanding issues per K. Schuller 8-21-13 special inspection	Comments
1	The damage to the mausoleum roofs was not repaired. Conditions found include missing and leaking roofs, mold and mildew, missing and stained carpet, missing windows and paint on numerous bronze memorials. (Exhibit 1)	Licensee continues to work with contractor. APRIL 2014: Contractor is involved in litigation with one of its subcontractors. Licensee will retain a new contractor to complete work required by the Board and additional refurbishment, not required by the Board.
2	Numerous potholes were found throughout the cemetery roadways. (Exhibit 2)	Licensee has applied approximately 10,000 pounds of asphalt since 12/13 BFCCS meeting. Licensee will continue to apply asphalt. MARCH 2014: See photographs RPS 2.2 CW; RPS 2.5 CW; RPS Pothole Patching CW and RPS Pothole Patching 2 CW.
3	Numerous Dead Trees throughout the gardens. (Exhibit 16)	Many dead trees have been removed. Photographs to be provided with June Status Report.
4	The large concrete foundation between Mausoleum I and II has been covered but is still exposed and not leveled. (Exhibit 4)	Foundation is not protruding above ground; however, Licensee will break up remaining foundation and remove.
5	Many gardens were not mowed or trimmed. (Exhibit 5)	Mowing and trimming being conducted. MARCH 2014: See photographs RPS 5 Mow and Trim CW and RPS 5 Mow and Trim 2 CW.
6	The Hoffman bench was removed from the cemetery space. (Exhibit 6)	Bench cannot be repaired. It was removed pursuant to the bylaws. Licensee has attempted to contact the family. Counsel will send correspondence to the family's last known address prior to the April Status Report submission. APRIL 2014: Last known address for any family member is dated 1930 (615 11 th St. N., City). Licensee is unlikely to make contact with any family member.

ROYAL PALM SOUTH		
Item #	Outstanding issues per K. Schuller 8-21-13 special inspection	Comments
7	The drain cover by walkway over pond remains unsecured. (Exhibit 7)	New drain cover obtained by Licensee. Installation will occur prior to April Status Report submission. APRIL 2014: The drain will need to be replaced, which will require a generator and grinder. The drain has been repaired for use in the interim. See photograph RPS 7 CW. MAY 2014: Photo of replaced drain attached (DRAIN REPLACED).
8	The cemetery file for George Beattie did not contain any documentation regarding the encroachment issue or a resolution.	Licensee set two appointments with the next of kin to obtain authorization to adjust the interment. The next of kin failed to keep such appointments.
9	A large opening remains between the walkway and bridge by pond. (Exhibit 9)	This item has been corrected. MARCH 2014: See photograph RPS 9 CW.
10	Cremation niche marble remains broken and loose. (Exhibit 10)	Licensee has measured for replacement portions and will resolve prior to 180 day deadline. MAY 2014: Photos of work in progress attached (NICHEs 1 – 10). Licensee has removed all broken or loose marble, for cutting, resizing, cleaning and polishing. Marble will be reattached to level foundation; a few pieces will have to be ordered, and numerous improper placements of the niche faces will have to be removed and redone. (None of the improper placements were made during Licensee's ownership of the cemetery.)
11	The concrete fence post remains broken and leaning in the Temple Beth-El Garden. (Exhibit 11)	Licensee will repair prior to April Status Report submission. APRIL 2014: Licensee states that repairs on the fence were completed 3/21/14. MAY 2014: Photo of repaired fence attached (POST FIXED)

ROYAL PALM SOUTH		
Item #	Outstanding issues per K. Schuller 8-21-13 special inspection	Comments
12	The Anna Firestein bench was not straighten or repaired. The Jordan Bench was not straightened. The Thomas Drier Bench was straightened but scratches remain in the bench. (Exhibit 12)	Licensee is investigating.
13	The men's restroom remains out of order. (Exhibit 13)	Licensee has an operational restroom for use by both men and women. Former men's room is now storage. MARCH 2014: See photographs RPS 13 CW and RPS 13 2 CW.
14	Dow Pettis stated all interment authorizations from 2002 through present were removed from the cemetery office by Mr. Work. The cemetery office where cemetery records are stored did not have a functioning air conditioner.	Records were removed for the purpose of preparation of audit and examination matters. Records have been relocated on cemetery property.
15	The cemetery file for Richard Weinberger did contain any documentation regarding a resolution to the inaccurate burial records. Mr. Weinberger's burial location was RPC Jewish Garden, Row E, Space 25 not space 24.	This file has been corrected. Licensee believes Mr. Schuller is aware of the correction.
16	The cemetery file for Julia Howell did not contain any documentation regarding a resolution to the inaccurate burial records. The cemetery file did not contain a contract or interment authorization. Mrs. Howell's burial location was Block 616, Lot 2, Space 4 South not Block 616, Lot 3, Space 4 South.	This file has been corrected. MARCH 2014: See attached copy entitled Howell.

REALIGNMENT PROJECT		
Item#	Outstanding Issue	Comments
1	Realignment of flat markers to be performed by cemeteries	MAY 2014: See before/after photos (ROW 1 & ROW 2 BEFORE & REALIGNED) attached. Also attached are photos of work in progress (ROWS 3 – 9 AS IS).

ROYAL PALM NORTH – Item #6 (Photos by C. Work re May 2014 Status Report)

BABIKOFF



NORMAN



ROYAL PALM NORTH – Item #8 (Photos by C. Work re May 2014 Status Report)

SCHARLAU



SWEETAPPLE



ROYAL PALM SOUTH – Item #7 (Photo by C. Work re May 2014 Status Report)

DRAIN REPLACED



ROYAL PALM SOUTH – Item #10 (Photos by C. Work re May 2014 Status Report)

NICHES 1 – NICHES 6



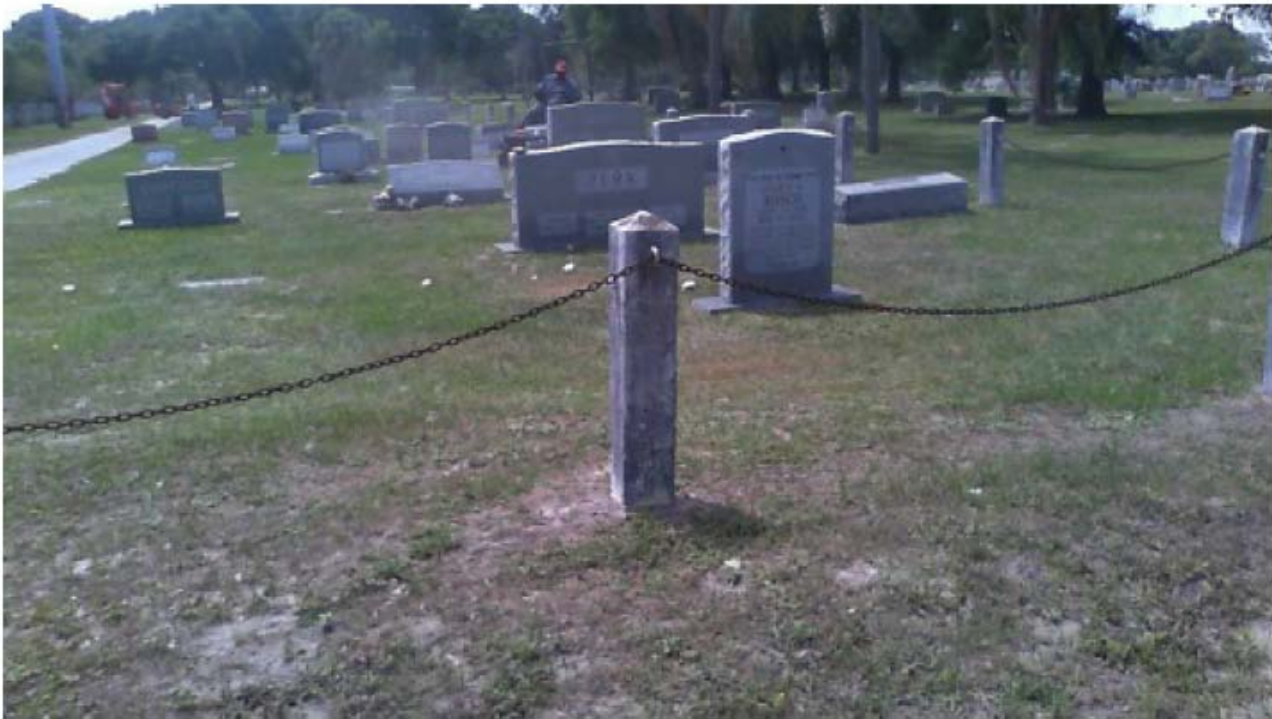


NICHES 7 – NICHES 10



ROYAL PALM SOUTH – Item #11 (Photo by C. Work re May 2014 Status Report)

POST FIXED



REALIGNMENT PROJECT – Item #1 (Photos by C. Work re May 2014 Status Report)

ROW 1 BEFORE



ROW 1 REALIGNED



ROW 2 BEFORE



ROW 2 REALIGNED



ROW 3 AS IS



ROW 4 AS IS



ROW 5 AS IS



ROW 6 AS IS



ROW 7 AS IS



ROW 8 AS IS



ROW 9 AS IS



C. Extensions Granted
(1) Legacy Funeral Holdings of Florida, LLC

GARDNER, BIST, WIENER, WADSWORTH, BOWDEN,
BUSH, DEE, LAVIA & WRIGHT, P.A.
ATTORNEYS AT LAW
1300 THOMASWOOD DRIVE
TALLAHASSEE, FLORIDA 32308

MICHAEL P. BIST
GARVIN B. BOWDEN
BENJAMIN B. BUSH
DAVID S. DEE
ERIN W. DUNCAN
CHARLES R. GARDNER
AMANDA L. HALL
JOHN T. LAVIA, III
MURRAY M. WADSWORTH, JR.
BRUCE I. WIENER*
WENDY RUSSELL WIENER
ROBERT S. WRIGHT

*BOARD CERTIFIED REAL ESTATE ATTORNEY

TELEPHONE:
(850) 385-0070

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OF COUNSEL:
MURRAY M. WADSWORTH

May 13, 2014

Doug Shropshire, Director (doug.shropshire@myfloridacfo.com)
Division of Funeral, Cemetery and Consumer Services

Re: Legacy Funeral Holdings of Florida, LLC

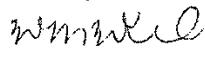
Dear Doug:

As you know, we represent Legacy Funeral Holdings of Florida, LLC (Legacy). On April 3, 2014, Legacy's applications (listed below) were approved by the Board. One of the conditions of approval was that closing would occur within 60 days (i.e., June 2, 2014). Legacy is still awaiting approval from the Federal Trade Commission to move ahead with the transaction. Therefore, Legacy requests a 60-day extension of the time to close, until August 1, 2014.

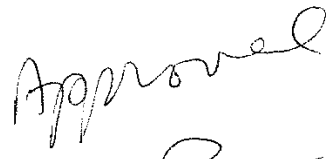
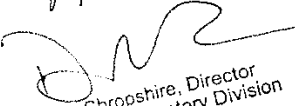
Another condition of Board approval was the registration of the locations' fictitious names by Legacy within 45 days (i.e., May 17, 2014). We request that this condition's deadline be extended as well, to coincide with the date of closing, at which time, the fictitious names will be registered under Legacy, as the new owner.

We appreciate your consideration of our requests. Please contact me if you have any questions.

Sincerely,


Wendy Russell Wiener

FE	Carey Hand Cox-Parker Funeral Home
FE	Collison Carey Hand Funeral Home
FE	Carey Hand Colonial Funeral Home
CEM	Highland Memory Gardens
CEM	Orlando Memorial Gardens
Preneed	Legacy Funeral Holdings of Florida LLC


Approved

Doug Shropshire, Director
Funeral & Cemetery Division
850-413-4096
5-13-14

(2) StoneMor Florida LLC/StoneMor Florida Subsidiary LLC

GARDNER, BIST, WIENER, WADSWORTH, BOWDEN,
BUSH, DEE, LAVIA & WRIGHT, P.A.

ATTORNEYS AT LAW
1300 THOMASWOOD DRIVE

TALLAHASSEE, FLORIDA 32308

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OF COUNSEL:
MURRAY M. WADSWORTH

*BOARD CERTIFIED REAL ESTATE ATTORNEY

May 13, 2014

Doug Shropshire, Director (doug.shropshire@myfloridacfo.com)
Division of Funeral, Cemetery and Consumer Services

Re: StoneMor Florida LLC / StoneMor Florida Subsidiary LLC

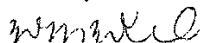
Dear Doug:

As you know, we represent StoneMor Florida LLC and StoneMor Florida Subsidiary LLC (StoneMor). On April 3, 2014, StoneMor's applications (listed below) were approved by the Board. One of the conditions of approval was that closing would occur within 60 days (i.e., June 2, 2014). StoneMor is still awaiting approval from the Federal Trade Commission to move ahead with the transaction. Therefore, StoneMor requests a 60-day extension of the time to close, until August 1, 2014.

Another condition of Board approval was the registration of the locations' fictitious names by StoneMor within 45 days (i.e., May 17, 2014). We request that this condition's deadline be extended as well, to coincide with the date of closing, at which time, the fictitious names will be registered under StoneMor, as the new owner.

We appreciate your consideration of our requests. Please contact me if you have any questions.

Sincerely,



Wendy Russell Wiener

CEM	Good Shepherd Memorial Gardens	FE	Roberts Funeral Home-Bruce Chapel West
CEM	Arlington Park Cemetery	FE	Roberts Funeral Home-Bruce Chapel East
CEM	Forest Hills Memorial Park	FE	Roberts Funeral Homes
CIN	Roberts Crematory	FE	Arlington Park Funeral Home
PNB	Various	FE	Forest Hills Palm City Chapel

Approved 5-13-14


Doug Shropshire, Director
Funeral & Cemetery Division
850-413-4096

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

Monthly Report of Fine and Costs Assessed and Paid
 Division of Funeral, Cemetery and Consumer Services
 June 5, 2014 Board Meeting
 Date of Report: May 28, 2014

Licensee	Board Meeting	Case No.	Total Fine & Cost Due	Date Due	Paid in Full?	Comments
Cemetery Professionals, LLC dba Beaches Memorial Gardens and Cemetery Professionals, LLC dba Beaches Memorial Park	Jun-12	110156-10-FC & 110157-10-FC	\$5,250 \$5,000 38,859.57	9/6/2012 12/7/2012 35 mo pymts	YES YES See Note E	Monthly restitution payments are current.
Affiliated Funeral Service	Feb-14	137272-13-FC	\$1,500	6/2/2014	See Note D	
Deliria Holmes	Apr-14	133746-01-FC	\$1,666.66	4/20/2014	Yes	
			\$250	5/15/2014	Yes	
			\$1,666.67	6/20/2014	See Note D	
			\$1,666.67	8/20/2014	See Note D	
Holmes Funeral Directors	Apr-14	133745-13-FC	\$1,666.66	4/20/2014	Yes	
			\$250	5/15/2014	Yes	
			\$1,666.67	6/20/2014	See Note D	
			\$1,666.67	8/20/2014	See Note D	
Baldwin Brothers Memorial Care Services, Inc.	Apr-14	141482-13-FC	\$500	6/2/2014	See Note D	
James Baldwin	Apr-14	141490-13-FC	\$500	6/2/2014	See Note D	
Barry Meyers	Apr-14	141496-13-FC	\$1,000	6/2/2014	Yes	
Tri-City Diversified Services, Inc.	Apr-14	141495-13-FC	\$750	6/2/2014	Yes	
David Woodward	Apr-14	141498-13-FC	\$500	6/2/2014	Yes	
Ruth Yeats	Apr-14	141487-13-FC	\$1,000	6/2/2014	See Note D	
A. When payment in full becomes past due, the FCCS Division works with the DFS Legal Division 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.						<i>APM June 5 Bd Mtg</i>

Mr. Mueller questioned whether the fines have been paid re the cases associated with Baldwin Brothers, as the due date has since passed.

Mr. Anthony Miller stated that the fines were received after this report was completed.

Ms. Lisa Coney requested that the Board consider and to perhaps propose at a future meeting, consideration of how well the delegation agreement has been working for the Division and for the Licensees in speeding up the process of licensure of the kind of applications that would not cause the Board to delay or deny licensure. Ms. Coney questioned whether there could be consideration of extending that delegation agreement so that the Division could expand their delegation to address a misdemeanor traffic offense that could come before the Board as an informational item but based on historical voting and the kind of offense that we are talking about would not ultimately prevent licensure since the Division could again take more prompt action. I do not know what the categories of misdemeanor are, but certainly nothing related to our profession but the kind of things like a single DUI five (5) years ago that we would not be waiting for an in person meeting that would delay licensure possibilities for as much as two (2) to three (3) months and/or that we consider hearing some of those types of applications on teleconferences. I know that the historical preference has been that only things that are informational or recommended for approval be heard on teleconferences. I have a candidate who had an

unfortunate offense 26 years ago. His application could have been in time for this meeting but because it was teleconference, his application will be pushed to the June 26th meeting. The Applicant will be into three (3) months from us considering his application before he could be granted licensure. This is a gentleman does not have a repetitive history and would be willing to come to Tallahassee or to a Division office to participate in the call. These sorts of delays are exactly the sort of things that the Division and Board were trying to avoid by joining in the delegation agreement.

The Chair recommended that Ms. Coney submits her request in writing and request that the Board act upon it at the June 26th meeting.

Ms. Coney questioned whether Mr. Shropshire would be willing to work with her regarding the language for the request.

Mr. Shropshire stated that he would work with Ms. Coney.

18. Upcoming Meeting(s)

A. June 26th (Tallahassee)

B. July 10th (Teleconference)

C. August 7th (Hilton Orlando/Altamonte Springs)

19. Adjournment

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