

Louisiana State Board of Embalmers And Funeral Directors

Minutes of the Meeting

For

October 12, 2021

Board Members present:

Rodney McFarland , President

Willie P. Davis, Jr. , Vice President

Terry Luneau , Secretary

Shelton Dixon, Treasurer and Consumer Representative

Maurice Southall

Juan M. Joseph

Stephen Boudreaux

Gregory McKneely

The meeting was called to order by the Board's President, Mr. McFarland at 9:00 AM, at the Board's office, located at 3500 N. Causeway Blvd. Ste. 1232 Metairie, Louisiana. Also, present was Kim W. Michel, Executive Director, Heidi Penouilh, Administrative Coordinator, IV, Jude Daigle, Inspector, Christopher Lento, General Counsel and Chanel R. Debose, Prosecuting Attorney.

Meeting of the Board via Zoom - NO PUBLIC ATTENDANCE ALLOWED AT THIS TIME DUE TO THE PANDEMIC

PRESENTATIONS:

Juan Joseph and Gregory McKneely received a "Welcome" introduction as newly appointed board members.

Mr. McFarland noted the following Resolutions for Duplain "Pete" Rhodes and Willie D. McKeever and read same into the record of minutes:

Resolution

Whereas: *Almighty God in His infinite wisdom and wise providence has called unto himself our beloved former licensee and board member,*

Duplain W. "Pete" Rhodes, III

*Embalmer-Funeral Director license E-2243, New Orleans,
who departed this life on September 23, 2021;*

Whereas: *Duplain W. "Pete" Rhodes, III has always exemplified the attributes of high idealism by his courteous manner and personality and has made valuable contributions to our profession and to the interest and welfare of the people of his community;*

Whereas: *Duplain W. "Pete" Rhodes, III offered his counsel, judgment and time to the funeral profession for over thirty-eight years; having served as a member on the Board for Louisiana State Board of Embalmers and Funeral Directors from Two Thousand Seventeen through Two Thousand Twenty- One, who was the current Vice-President at the time of his death and served as past Secretary and Treasurer; and;*

Whereas: *Duplain W. "Pete" Rhodes, III has further extended his energy to our state by having served in various capacities in his church and within his community;*

Therefore, be it resolved, that the Louisiana State Board of Embalmers and Funeral Directors extends to the family of the late Duplain W. "Pete" Rhodes, III our deepest sympathy and condolences for their great loss which we so keenly feel; and,

Be it further Resolved, that this tribute be written into the minutes of the Louisiana State Board of Embalmers and Funeral Directors and suitable copies of this resolution be sent to the members of his family.

Mr. McFarland requested that the black ribbon remain on Mr. Rhodes' board seat in his honor for the following thirty days.



Resolution

Whereas: Almighty God in His infinite wisdom and wise providence has called unto himself our beloved,

Willie David McKeever

Owner of King's Funeral Home, Ruston, Louisiana, who departed this life on May 30, 2021;

Whereas: Willie David McKeever has always exemplified the attributes of high idealism by his courteous manner and personality and has made valuable contributions to the interest and welfare of the people of his community;

Whereas: Willie David McKeever was the owner of King's Funeral Home, Ruston, Louisiana, a "visionary" who designed and had constructed a drive through condolence window to the funeral home prior to the actual need of such a design which was eventually brought on by the pandemic of 2020.

Whereas: Willie David McKeever has further extended his energy to our state by having served in various capacities within his community as an active member of the Asberry Baptist Church; a deacon, a committee member and a dedicated practicing fellow at Zion Traveler's Baptist Church in Ruston, Louisiana;

Therefore, be it resolved: that the Louisiana State Board of Embalmers and Funeral Directors extends to the family of the late Willie David McKeever, owner of King's Funeral Home, Ruston, Louisiana, our deepest sympathy and condolences for their great loss which we so keenly feel; and,

Be it further Resolved that this tribute to Willie David McKeever as an owner of King's Funeral Home, Ruston, Louisiana, be written into the minutes of the Louisiana State Board of Embalmers and Funeral Directors and suitable copies of this resolution be sent to the members of his family.



*Funeral Director license, U-1732, presented to Willie P. Davis, III by Board Member and Vice President,
Willie P. Davis, Jr.*



Mr. McFarland researched the minutes and files of the Louisiana State Board of Embalmers and Funeral Directors in order to document the history of Past Presidents from the inception of the board beginning in 1914 through 2021. Mr. McFarland noted that the longest serving President was Frank B. Thomas who served from August 6, 1914 until his death on April 22, 1925. Mr. Thomas served for 12 consecutive Years. The list of Past Presidents are as follows:

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- The seal of the Florida Bar Association is a large, light blue circular emblem in the background. It features a central figure of a pelican feeding its young in a nest. The text around the seal includes "FLORIDA BAR ASSOCIATION" at the top, "CONFIDENCE" at the bottom, and "UNION JUSTITIA" in the middle. A five-pointed star is on the right side.
- 1st Frank B. Thomas
2nd Henry Tharp
3rd Joseph Laughlin
4th William Lindsey
5th Louis L. Peters
6th F. P. Robinson
7th L. B. Kilpatrick
8th E. L. Edmonds
9th Carlos Green
10th Robert J. Guchereau
11th Douglas Kees
12th Norman Tharp
13th Gail K. Gay
14th J. T. Niland
15th Paul Castille
16th J. T. Niland
17th Lloyd E. Eagan
18th M. G. Stevens
19th Paul L. Castille
20th C. L. Dennis
21st Robert J. Fenelon
22nd M. G. Stevens
23rd C. L. Dennis
24th Robert J. Fenelon
25th J. T. Niland
26th Louis Charbonnet, Jr.
27th C. L. Dennis
28th Robert J. Fenelon
29th William T. McKneely
30th Louis Charbonnet, Jr.
31st Robert J. Fenelon
32nd Milo Meacham, Jr.
33rd George H. Smith
34th William T. McKneely
35th Fred O. Montgomery
36th Alvin A. Haynes, II
37th George H. Smith
38th William T. McKneely
39th Royal David
40th Joseph H. Miller, Jr.
41st Billy C. Henry
42nd Louis Charbonnet, III
43rd Cheryl Tarver Morgan
44th George L. Thomas
45th Joseph H. Miller, Jr.
46th Foster Guillory, Jr.
47th Cheryl Tarver Morgan
48th Robert D. Babineaux
49th Gregory A. Strother
50th Eugene B. Pellerin
51st Craig Gill
52nd Louis Charbonnet, III
53rd Kelly Rush
54th Wall V. McKneely
55th Louis Charbonnet, III
56th Margaret Shehee
57th Paul W. Castille
58th Louis Charbonnet, III
59th S. J. Brasseaux
60th Maurice Southall
61st Edward Muhleisen
62nd Rodney McFarland, Sr.

PUBLIC COMMENTS:

There were no public comments made at today's meeting.

COMPLIANCE, HEARING and/or ADMISSION AND CONSENT

An Admission and Consent; In the Matter of Delores Robinson and Robinson Family Mortuary, Pineville, was presented to the Board Members for their review and determination.

Motion was made by Mr. Southall and seconded by Mr. Davis and unanimously passed that the admission and consent be discussed in Executive Session.

An Admission and Consent; In the Matter of Darrell Calvey and Wright and Calvey Funeral Home, Hammond, was presented to the Board Members for their review and determination.

Motion was made by Mr. Southall and seconded by Mr. Davis and unanimously passed that the admission and consent be discussed in Executive Session.

At the last meeting of the board, a discussion ensued with regard to a letter received by Ms. Michel from the East Baton Rouge Coroner's office which stated that Arthur Johnson of Rollins Funeral Home, Woodville, MS made a removal in LA without notifying or reporting the death to the EBPCO. The board directed Ms. Michel to file a complaint letter to the Mississippi State Board of Funeral Service with regard to the issue outlined within the EPBCO letter. The board was presented with the letter that Ms. Michel drafted to the MSSBFS. Ms. Michel also forwarded a copy of the complaint letter to the EBRPCO. Ms. Michel advised the board that she had not received a response from MSBFS regarding the complaint letter.

A directive was issued from the President for Ms. Michel to follow up with a telephone call to the MSBFS to inquire about the status of the complaint.

Ms. Michel presented the board with a transcript to review, personal information was redacted, regarding courses that Ms. Michel rejected as not acceptable to be applied towards the minimum thirty freshman college hours that are required and outlined within the regulations.

A discussion ensued with the board members and the board's General Counsel, Christopher Lento, AAG, and it was noted that the regulations are specific regarding the courses that are outlined as basic Freshman courses or core course subjects. The courses in question as highlighted on the transcript are not considered basic Freshman courses or core course subjects.

Motion was made by Mr. Southall and seconded by Mr. Luneau and unanimously passed that the board follow and support the decision by Ms. Michel, Executive Director, regarding college/institutional hours of basic Freshman or core course subjects.

A license application was presented to the board for review regarding a notation listed upon the submission.

This matter was tabled for discussion during the Executive Session for today's meeting.

The Executive Director's report was presented with the licensing and registry update as well as a report from CE Broker and The Conference examination statistics report.

Ms. Michel advised the board members with regard to the individual packets that were mailed to them from the State Treasury of Louisiana outlining the process of which the State Treasury Department will be auditing pre-need files and monies from funeral homes' pre-need accounts. The packet contains the procedures and requested a signature from the board by Ms. Michel as the Executive Director, acknowledging compliance and assistance if needed. The State Treasury is performing these audits of accounts for decedents in order to collect and hold monies for the return of same to families that may not be aware that there is or was a financial obligation paid to a funeral home for services that were never performed as well as the funeral home may not be aware of the death of an individual that monies are being held in an account. The monies will be designated as unclaimed by the State Treasury and can be researched and applied for by the relatives of the decedents.

Mr. Daigle presented his inspector's report as; 93,300 MILES IS THE TOTAL MILEAGE ON THE 2017 FORD FUSION AS OF TODAY ON MEETING DAY; Since the beginning of 2021 a total of 455 inspections have been done so far this year; 100 Inspections since the last meeting; This represents the total number of inspections since the beginning of 2021.

Motion was made by Mr. Luneau, seconded by Mr. Boudreaux and unanimously passed that the Executive Director's report and the Inspector's report be accepted as presented.

The minutes of July 2021 were not completed for today's meeting.

The financial report and budget for FY 20/21 was presented for review and consideration.

Motion was made by Mr. Luneau, seconded by Mr. Boudreaux and unanimously passed that the financial report be accepted as presented.

The Complaint Review Committee's report was presented to the Board by Ms. Debose, Prosecuting Attorney.

Ms. Debose reiterated that the complaints are presented anonymously in numerical format to the Board with the Complaint Review Committee's decision based upon the information presented at the time of review. The numbered complaints presented in an open meeting remains anonymous while a complaint is pending further investigation and/or until such time as the complaint file has been closed.

Five complaints were recommended for an informal hearing and one complaint was recommended for a formal hearing, all in keeping with the recommendation of the Complaint Review Committee.

Six complaints were recommended that there does not appear to be a violation of the laws, rules and regulations under which licensees operate, all as per the recommendations of the Complaint Review Committee

Motion was made by Mr. Southall, seconded by Mr. Davis and unanimously passed that the complaint report be accepted as presented per the recommendations of the Complaint Review Committee.

Motion was made by Mr. Boudreaux, seconded by Mr. McKneely and unanimously passed that the board move into Executive Session at 10:30 PM for the following;

Discussion with regard to the admission and consent In the Matter of Delores Robinson and Robinson Family Mortuary, Pineville ;

Discussion with regard to the admission and consent In the Matter of In the Matter of Darrell Calvey and

Wright and Calvey Funeral Home, Hammond
 Discussion with regard to the license application review that was presented;
 Special election of officers due to the untimely passing of Vice President Duplain “Pete” Rhodes

Motion was made by Mr. Boudreaux, seconded by Mr. McKneely and unanimously passed that the board move out of Executive Session at 11:50 PM for discussion of the following:

Motion was made by Mr. Southall, seconded by Mr. Davis and passed by a vote of six board members as Mr. Luneau recused himself of the discussion, that DELORES ROBINSON and the entity operating as ROBINSON FAMILY MORTUARY be found guilty of violating the following statutes: LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services), and LA R.S. 37:848 (A) (Unlawful Practice) and fined the sum of Five-Thousand (\$5,000.00) dollars); and, is hereby placed on probation for one year, three-hundred, sixty-five (365) days; and attorney’s fees are to be paid by Robinson Family Mortuary and/or its representative Delores Robinson .

FINDINGS OF FACT and DECISIONS of the BOARD

This matter came before the Louisiana State Board of Embalmers and Funeral Directors on October 12, 2021 for a ruling on an Admission and Consent submitted by the parties.

Present:

CHANEL R. DEBOSE, Prosecuting Attorney, for and on behalf of the Louisiana State Board of Embalmers and Funeral Directors.

CHRISTOPHER LENTO, General Counsel, for and on behalf of the Louisiana State Board of Embalmers and Funeral Directors.

After considering the law, the evidence, the entire record of these proceedings, and the Admission and Consent submitted by the parties for a ruling on the Admission and Consent, DELORES ROBINSON and the entity operating as ROBINSON FAMILY MORTUARY, who waived their appearances to appear before the Board to be a part of the proceedings held on October 12, 2021. The Louisiana Board of Embalmers and Funeral Directors rules as follows:

FINDINGS OF FACT

That DELORES ROBINSON is the licensed funeral director (#U1416); designated manager, designated agent; and the owner of the establishment operating as Robinson Family Mortuary (#2886), Pineville, Louisiana, and, therefore, subject to the jurisdiction of this Board: that evidence contained within the record of these proceedings, and the Admission and Consent signed by the parties, reflect that Delores Robinson and the entity operating as Robinson Family Mortuary are guilty of violating the following provisions: LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services), and LA R.S. 37:848 (A) (Unlawful Practice).

CONCLUSIONS

As to **Delores Robinson and the entity operating as Robinson Family Mortuary**, the Board members found that Delores Robinson and the entity operating as Robinson Family Mortuary violated the following provisions: LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services), and LA R.S. 37:848 (A) (Unlawful Practice), as evidenced by documentation appearing in the file and the Admission and Consent signed by Delores Robinson on behalf of herself and the entity operating as Robinson Family Mortuary, admitting to the following:

1. **Delores Robinson and the entity operating as Robinson Family Mortuary violated LA. R.S. 37:855 (A), as it relates to Louisiana Revised Statute 8:655, by failing to allow Julia Hall, the mother and next of kin of the late Anita Renae Moore, the right to arrange her late daughter’s funeral goods and services with the firm by taking it upon themselves to select, arrange, supervise, and perform the embalming of Anita Renae Moore without the family’s permission.**
2. **Delores Robinson and the entity operating as Robinson Family Mortuary violated LA. R.S. 37:848 (A) by allowing a person, not certified and registered under the provisions of the Chapter governing the**

Louisiana State Board of Embalmers and Funeral Directors, to embalm or pretend to practice the science of embalming, or conduct the business of funeral directing by allowing Ty’Ron Robinson to direct, supervise, and arrange the embalming of the late Anita Renae Moore.

DECISION OF THE BOARD

Accordingly, for the reasons as stated and noted herein above;

IT IS ORDERED BY THE BOARD that Delores Robinson and the entity operating as Robinson Family Mortuary are hereby found guilty of violating the following provisions: LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services), and LA R.S. 37:848 (A) (Unlawful Practice).

IT IS FURTHER ORDERED BY THE BOARD that pursuant to LA. R.S. 37:850, the penalty statute applicable to these violations, which states: Whoever violates the provisions of this Part shall be fined not less than five hundred dollars, nor more than two-thousand, five-hundred dollars, and costs of the court reporter and attorney for the board for each offense, or by imprisonment for not less than thirty days, nor more than one-hundred eighty days for each offense, or both such fine and imprisonment, Robinson Family Mortuary and its representative, Delores Robinson are fined the sum of Five-Thousand (\$5,000.00) dollars, Two-Thousand, Five-Hundred (\$2,500.00) dollars for each offense for the above cited violations of LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services), and LA R.S. 37:848 (A) (Unlawful Practice).

IT IS FURTHER ORDERED BY THE BOARD that Delores Robinson, manager, owner, and operator of the entity operating as Robinson Family Mortuary, is hereby placed on probation for one year, three-hundred, sixty-five (365) days. The probationary period becomes effective upon receipt of this decision.

IT IS FURTHER ORDERED BY THE BOARD that Robinson Family Mortuary and its representative Delores Robinson are to pay the sum of One-Thousand, Five-Hundred, Sixty-Three Dollars, and Seventy-Five Cents (\$1,563.75) for the attorney’s fees incurred by the Board for the handling of this matter from the date the matter was accepted by the Board through October 12, 2021, the date the Admission and Consent was accepted by the Board Members.

IT IS FURTHER ORDERED BY THE BOARD that the total assessed cost to Robinson Family Mortuary and Delores Robinson is Six-Thousand, Five-Hundred, Sixty-Three Dollars, and Seventy-Five Cents (\$ 6,563.75) in fines and fees owed to the Board for the above cited violations. The above assessed fines and attorney’s fees are to be paid by Robinson Family Mortuary and/or its representative Delores Robinson within thirty (30) days of receipt of this decision.

IT IS FURTHER ORDERED BY THE BOARD that should the costs not be received by the Board within thirty (30) days of the notification of costs due, then the license of the establishment operating as Robinson Family Mortuary, Pineville, Louisiana shall be suspended until such time as all costs are paid.

Motion was made by Mr. Luneau, seconded by Mr. Boudreaux and passed by a unanimous vote of seven board members that DARRELL CALVEY and the entity operating as WRIGHT AND CALVEY FUNERAL HOME, INC. : LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Embalming Prematurely); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Failure to Provide Specific Price Lists); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Concealing the Language and Contents contained within the Disclosure/Disclaimer Form and the Release/Embalming Authorization Form); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Funeral Director); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Embalmer); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Funeral Director); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Embalmer), that Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. are fined the sum of Twenty-Thousand (\$20,000.00) dollars; Ten-Thousand (\$10,000.00) dollars of the fine is suspended contingent upon the completion of the terms of probation for one year; and that if Darrell Calvey and/or Wright and Calvey Funeral Home, Inc. commit any additional violations during the one year probationary period, then the ten-thousand (\$10,000.00) dollar suspended portion of the twenty-thousand (\$20,000.00) dollar fine ordered will become and due immediately upon any other violations of the rules and laws governing this Board; and the attorney’s fees are to be paid by Wright and Calvey Funeral Home, Inc. and/or its representative Darrell Calvey.

FINDINGS OF FACT and DECISIONS of the BOARD

This matter came before the Louisiana State Board of Embalmers and Funeral Directors on October 12, 2021 for a ruling on an Admission and Consent submitted by the parties.

Present:

CHANEL R. DEBOSE, Prosecuting Attorney, for and on behalf of the Louisiana State Board of Embalmers and Funeral Directors.

CHRISTOPHER LENTO, General Counsel, for and on behalf of the Louisiana State Board of Embalmers and Funeral Directors.

After considering the law, the evidence, the entire record of these proceedings, and the Admission and Consent submitted by the parties for a ruling on the Admission and Consent, DARRELL CALVEY and the entity operating as WRIGHT AND CALVEY FUNERAL HOME, INC., who waived their appearances to appear before the Board to be a part of the proceedings held on October 12, 2021. The Louisiana Board of Embalmers and Funeral Directors rules as follows:

FINDINGS OF FACT

That DARRELL CALVEY is a licensed funeral director and licensed embalmer (#E1703); designated agent; and an owner of the establishment operating as Wright and Calvey Funeral Home, Inc. (#2837), Hammond, Louisiana, and, therefore, subject to the jurisdiction of this Board: that evidence contained within the record of these proceedings, and the Admission and Consent signed by the parties, reflect that Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. are guilty of violating the following provisions: LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Embalming Prematurely); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Failure to Provide Specific Price Lists); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Concealing the Language and Contents contained within the Disclosure/Disclaimer Form and the Release/Embalming Authorization Form); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Funeral Director); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Embalmer); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Funeral Director); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Embalmer).

CONCLUSIONS

As to **Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc.**, the Board members found that Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated the following provisions: LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Embalming Prematurely); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Failure to Provide Specific Price Lists); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Concealing the Language and Contents contained within the Disclosure/Disclaimer Form and the Release/Embalming Authorization Form); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Funeral Director); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Embalmer); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Funeral Director); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Embalmer), as evidenced by documentation appearing in the file and the Admission and Consent signed by Darrell Calvey on behalf of himself and the entity operating as Wright and Calvey Funeral Home, Inc., admitting to the following:

1. **On or around March 13, 2021 through March 23, 2021, Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated LA R.S. 37:855 (Right to Arrange Funeral Goods and Services) as it relates to LA R.S. 8:655 by failing to allow Calenthia Torrence-Harper, Brooke Torrence, and Shanita Torrence, the next of kin and daughters of the decedent, Hollis Lee Torrence, the right to arrange their father's disposition by embalming his body without his daughters' permission.**
2. **On or around March 13, 2021 through March 23, 2021, Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated LA R.S. 37:846 (A) (5) by engaging in unprofessional, unethical, or dishonest conduct by embalming the decedent, Hollis Lee Torrence's, body prematurely and without the permission of his daughters, Calenthia Torrence-Harper, Brooke Torrence, and Shanita Torrence.**

3. On or around March 13, 2021 through March 23, 2021, Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated LA R.S. 37:846 (A) (5) by engaging in unprofessional, unethical, or dishonest conduct by failing to provide the decedent's daughters, Calenthia Torrence-Harper, Brooke Torrence, and Shanita Torrence with a general price list of general services before the goods and services were selected; by failing to provide the decedent's daughters with a casket price list before the casket was selected; by failing to provide an outer burial container price list before the vault was selected during the process of making funeral arrangements for their deceased father, Hollis Lee Torrence.
4. On or around March 13, 2021 through March 23, 2021, Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated LA R.S. 37:846 (A) (5) for engaging in unprofessional, unethical, or dishonest conduct by concealing the language and contents contained within the Disclosure/Disclaimer Form and the Release/Embalming Authorization Form from Calenthia Torrence-Harper and Brooke Torrence in bad faith and presenting the documents to the two daughters in an effort to willfully distort the truth in an attempt to deceive, cheat, or defraud the family.
5. On or around March 13, 2021 through March 23, 2021, Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated LA R.S. 37:848 (A) by allowing a person, not certified and registered under the provisions of the Chapter governing the Louisiana State Board of Embalmers and Funeral Directors, to embalm or pretend to practice the science of embalming, or conduct the business of funeral directing by allowing Bryant Wright to direct the funeral of the late Hollis Lee Torrence.
6. On or around March 13, 2021 through March 23, 2021, Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated LA R.S. 37:848 (A) by allowing a person, not certified and registered under the provisions of the Chapter governing the Louisiana State Board of Embalmers and Funeral Directors, to embalm or pretend to practice the science of embalming, or conduct the business of funeral directing by allowing Bryant Wright to embalm the body of the late Hollis Lee Torrence.
7. On or around March 13, 2021 through March 23, 2021, Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated LA R.S. 37:846 (A) (5) for engaging in unprofessional, unethical, or dishonest conduct by knowingly acting in concert with the firms manager, Joseph Fleet, Sr., and the firms co-owner, Bryant Wright, to allow Bryant Wright, an unlicensed funeral director to conduct the business of funeral directing, and sign the name of the firms manager on the statement of funeral goods and services when Darrell Calvey, Wright and Calvey Funeral Home, Inc., and Joseph Fleet, Sr. knew or should have known that Bryant Wright was not a licensed funeral director, and their actions were in violation of the laws of the Louisiana Board of Embalmers and Funeral Directors.
8. On or around March 13, 2021 through March 23, 2021, Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. violated LA R.S. 37:846 (A) (5) for engaging in unprofessional, unethical, or dishonest conduct by knowingly acting in concert with the firms manager, Joseph Fleet, Sr., and the firms co-owner, Bryant Wright, to allow Bryant Wright, an unlicensed embalmer, to embalm or pretend to practice the science of embalming, and sign the name of the firms manager on the embalming log beside the name of Hollis Lee Torrence, when Darrell Calvey, Wright and Calvey Funeral Home, Inc., and Joseph Fleet, Sr. knew or should have known that Bryant Wright was not a licensed embalmer, and their actions were in violation of the laws of the Louisiana Board of Embalmers and Funeral Directors.

DECISION OF THE BOARD

Accordingly, for the reasons as stated and noted herein above;

IT IS ORDERED BY THE BOARD that Darrell Calvey and the entity operating as Wright and Calvey Funeral Home, Inc. are hereby found guilty of violating the following provisions: LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Embalming Prematurely); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Failure to Provide Specific Price Lists); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Concealing the Language and Contents contained within the Disclosure/Disclaimer Form and the Release/Embalming Authorization Form); LA R.S. 37:848 (A) (Unlawful Practice)

(Unlicensed Funeral Director); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Embalmer); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Funeral Director); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Embalmer).

IT IS FURTHER ORDERED BY THE BOARD that pursuant to LA. R.S. 37:850, the penalty statute applicable to these violations, which states: Whoever violates the provisions of this Part shall be fined not less than five hundred dollars, nor more than two-thousand, five-hundred dollars, and costs of the court reporter and attorney for the board for each offense, or by imprisonment for not less than thirty days, nor more than one-hundred eighty days for each offense, or both such fine and imprisonment, Wright and Calvey Funeral Home, Inc. and its representative, Darrell Calvey are fined the sum of Twenty-Thousand (\$20,000.00) dollars, Two-Thousand, Five-Hundred (\$2,500.00) dollars for each offense for the above cited violations of LA R.S. 37:855 (A) (Right to Arrange Funeral Goods and Services); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Embalming Prematurely); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Failure to Provide Specific Price Lists); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Concealing the Language and Contents contained within the Disclosure/Disclaimer Form and the Release/Embalming Authorization Form); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Funeral Director); LA R.S. 37:848 (A) (Unlawful Practice) (Unlicensed Embalmer); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Funeral Director); LA. R.S. 37:846 (A) (5) (Unprofessional, Unethical, or Dishonest Conduct) (Acting in Concert with an Unlicensed Embalmer).

IT IS FURTHER ORDERED BY THE BOARD that Ten-Thousand (\$10,000.00) dollars of the afore-referenced fine for the above cited violations is suspended contingent upon the completion of the terms of probation herein ordered.

IT IS FURTHER ORDERED BY THE BOARD that Darrell Calvey, owner and operator of the entity operating as Wright and Calvey Funeral Home, Inc. is hereby placed on probation for one year, three-hundred, sixty-five (365) days. The probationary period becomes effective upon receipt of this decision.

IT IS FURTHER ORDERED BY THE BOARD that if Darrell Calvey and/or Wright and Calvey Funeral Home, Inc. commit any additional violations during the one year probationary period, then the ten-thousand (\$10,000.00) dollar suspended portion of the twenty-thousand (\$20,000.00) dollar fine ordered herein will become executive and due immediately upon conviction of any other violations of the rules and laws governing this Board.

IT IS FURTHER ORDERED BY THE BOARD that Wright and Calvey Funeral Home, Inc., and its representative Darrell Calvey are to pay the sum of Three-Thousand, One-Hundred, Thirty-Five (\$3,135.00) Dollars for the attorney's fees incurred by the Board for the handling of this matter from the date the matter was accepted by the Board through October 12, 2021, the date the Admission and Consent was accepted by the Board Members.

IT IS FURTHER ORDERED BY THE BOARD that the total assessed cost to Wright and Calvey Funeral Home, Inc. and Darrell Calvey is Thirteen-Thousand, One-Hundred, Thirty-Five (\$13,135.00) Dollars in fines and fees owed to the Board for the above cited violations. The assessed fines herein do not include the ten-thousand (\$10,000.00) dollar suspended portion of the twenty-thousand (\$20,000.00) dollar fine. The above assessed fines and attorney's fees are to be paid by Wright and Calvey Funeral Home, Inc. and/or its representative Darrell Calvey within thirty (30) days of receipt of this decision.

IT IS FURTHER ORDERED BY THE BOARD that should the costs not be received by the Board within thirty (30) days of the notification of costs due, then the license of the establishment operating as Wright and Calvey Funeral Home, Inc., Hammond, Louisiana shall be suspended until such time as all costs are paid.

Motion was made by Mr. Southall, seconded by Mr. Davis and unanimously passed that the license application presented, be accepted and approved.

Motion was made by Mr. Davis, seconded by Mr. Boudreaux and unanimously passed that Mr. McFarland continue to serve as President in favor of Duplain "Pete" Rhodes for the 2022 year as Mr. Davis would prefer to delay his term as President until the following year of 2023.

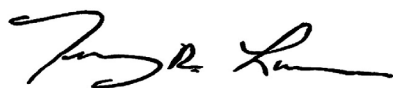
Motion was made by Mr. Luneau, seconded by Mr. Joseph and unanimously passed that the election of officers are as follows for the 2022 year:

- President - Rodney McFarland
- Vice President – Willie Davis, Jr.
- Secretary – Terry Luneau
- Treasurer – Shelton Dixon

NEW BUSINESS

The next schedule of meetings for the board will be on November 9, 2021 for a board meeting, November 30, 2021 for a Laws & Rules Committee meeting, December 1, 2021 for a board meeting, and January 11, 2021 for a board meeting.

There being no further business, the meeting was concluded.



Terry Luneau, Secretary



Rodney McFarland, Sr., President

