

Minutes of Meeting
Louisiana Cemetery Board
May 17, 2013

The regular meeting of the Louisiana Cemetery Board was held May 17, 2013, at 111 Veterans Memorial Boulevard, Heritage Plaza, Plaza Lobby Conference Room, Metairie, Louisiana, pursuant to notice. Chairman Melancon called the meeting to order at 9:00 A.M.

Present were: Gerald W. Melancon, Chairman
Marilyn Leufroy, Vice-Chairman
Shelly M. Holloway, Secretary/Treasurer
F. Anton Wilbert, Board Member
Stacey L. Patin, Board Member
Richard C. Briede, Board Member
Louise F. Saenz, At-Large Board Member
Lucy L. McCann, Director
Anna H. Aucoin, Assistant to the Director
Sharon C. Mize, Special Counsel to the Board
Ryan M. Seidemann, Assistant Attorney General

Gary A. Moore, Argent Trust, Shreveport, Louisiana; Nikki Deville and Stephen Boudreaux, Resthaven Gardens of Memory, Baton Rouge, Louisiana; Jimmy Patin, Greenwood Memorial Gardens, Pineville, Louisiana; L. Paul Raymond, Acme Mausoleum, New Orleans, Louisiana; and Jody Rome, Archdiocese of New Orleans, New Orleans, Louisiana.

Public Comment

Chairman Melancon announced that the past Chairman of the Board, Jimmy Kramer, was in the hospital and asked everyone to keep him in their thoughts.

Since copies of the Minutes of Meetings held October 26, 2012 and February 21, 2013, had been previously mailed to each Board Member, the Chairman asked if there was any discussion and/or amendments. The Director advised there was a typographical error on page (4), paragraph (3), of the October 26, 2012 minutes. Ms. Leufroy made a motion to amend page (4), paragraph (3), of the October 26, 2012 minutes to reflect Ms. Holloway in lieu of Ms. Crow. The motion was seconded by Mr. Holloway and unanimously

approved. Ms. Leufroy made a motion to approve the Minutes of the October 26, 2012 meeting, as amended, and the Minutes of the February 21, 2013 meeting as presented. The motion was seconded by Ms. Holloway and unanimously approved.

Since copies of the Minutes of the Rules and Regulations Committee Meetings held October 25, 2012 and January 11, 2013, had been previously mailed, the Chairman asked if there was any discussion and/or amendments. Mr. Wilbert made a motion to approve the Minutes of the October 25, 2012 and January 11, 2013, Rules and Regulations Committee Meetings as presented. The motion was seconded by Ms. Holloway and unanimously approved.

Since copies of the Minutes of the Executive Committee Meeting held October 25, 2012, had been previously mailed, the Chairman asked if there was any discussion and/or amendments. Ms. Leufroy made a motion to approve the Minutes of the October 25, 2012 Executive Committee Meetings as presented. The motion was seconded by Mr. Briede and unanimously approved.

Report of Officers

The Director reviewed the Statement of Operations for year ending December 31, 2012; Cash & Investments as of December 31, 2012. After review and discussion Mr. Briede made a motion to accept the 2012 financial statements as presented. The motion was seconded by Ms. Patin and unanimously approved.

The Director reviewed the Statement of Operations January through April 2013; Cash & Investments as of April 30, 2013; the Budget vs. Actual January through April 2013. After review and discussion Mr. Briede made a motion to accept the 2013 financial statement as presented. The motion was seconded by Ms. Saenz and unanimously approved.

The Director reviewed the 2013 Proposed Budget Amendments. After review and discussion, Mr. Wilbert made a motion to accept the 2013 Proposed Budget Amendments as presented. The motion was seconded by Ms. Leufroy and unanimously approved.

Report of Director

Sand Hill Cemetery Association, Inc. d/b/a Sand Hill Cemetery, Ponchatoula, LA – Pending Application for Certificate of Authority changing from an Exempt status to a Non-Exempt status. The Director advised this matter has been on the Agenda and pending for several years because the application was incomplete and there is a civil dispute regarding the original 1.04 acres of the cemetery known as the Wells-Tucker Burial Ground. In 2005 or 2006 the Board directed Sand Hill Cemetery to cease and

desist from selling cemetery spaces in excess of three hundred dollars without a license. Also, in 2005, the 21st Judicial District Court ruled that Sand Hill Cemetery Association, Inc. has no ownership right or right to control or sell burial plots in the original 1.04 acres.

The completed Application for Certificate of Authority before the Board today, excludes the original 1.04 original acres. The Sand Hill Cemetery Association, Inc. owns and operates the cemetery property (4.39 acres) around the original 1.04 acres known as the Wells-Tucker Burial Ground.

In 2005 the Board received an objection to the issuance of a license to Sand Hill Cemetery Association, Inc., in particular Carla Wittie, the sexton, from Carol W. Lavigne and Daryl H. Lavigne, direct descendants of the Wells-Tucker Burial Ground. A copy of the objections was a part of the meeting package before each Board Member. The objection alleges that Ms. Wittie and Sand Hill Cemetery Association, Inc. sold burial spaces without a license, including burial spaces in the Wells-Tucker Burial Ground. Ms. Carol Lavigne has maintained contact with the Board since 2005, including communications with the Director, Chairman Melancon, and Ryan Seidemann, at the Attorney General's Office. Upon receipt of the completed Application for Certificate of Authority, Carol W. Lavigne and Daryl H. Lavigne were notified that the application, excluding the original 1.04 acres, would be considered at today's meeting and asked if they still wished to maintain their objections and requesting they submit any documentation and or evidence they had to support their claims that Sand Hill Cemetery Associations, Inc. or Carla Wittie, does not meet the qualification necessary to obtain a Certificate of Authority. The Director advised that she did receive a call from Carol W. Lavigne and she still objects to the issuance of the license, in particular, to Carla Wittie the sexton, but could not be in attendance today because of health reasons. The Director reviewed Ms. Lavigne's concerns, and advised no documentation or evidence has been submitted by Ms. Lavigne.

The Director reviewed the Individual Questionnaire submitted by Carla Wittie, which indicates she has had no felony convictions, no governmental enforcement actions, and no bankruptcies. The Director advised those are the standards considered by the Board in determining if an applicant and its owners, officers, and directors meet the qualifications for license under Title 8. The Director also advised the Special Counsel to the Board, Sharon C. Mize, has reviewed the legal documentation submitted with the application and has issued her approval letter.

After discussion and review of the Application for Certificate of Authority and the law, Ms. Leufroy made a motion to issue a Certificate of Authority to Sand Hill Cemetery Association, Inc. The motion was seconded by Ms. Saenz and unanimously approved.

Garden of Memories of Alexandria, Inc. d/b/a Garden of Memories of Alexandria, Alexandria, LA – Pending Application for Certificate of Authority for the change in

ownership. The Director advised the Application for Certificate of Authority is incomplete and reviewed the outstanding documentation needed to complete the application.

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Christensen Properties, L.L.C. d/b/a DeQuincy Memorial Park, DeQuincy, LA – Pending Application for Certificate of Authority for a change in ownership. The Director advised the Application for Certificate of Authority is incomplete and reviewed the outstanding documentation needed to complete the application.

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Living Word Christian Fellowship Full Gospel, Inc. d/b/a Living Word Cemetery, Breaux Bridge, LA – Pending Application for Certificate of Authority for the establishment of a new cemetery. The Director advised the Application for Certificate of Authority is incomplete and reviewed the outstanding documentation needed to complete the application.

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Highland Cemeteries, Inc. d/b/a Highland Cemeteries, Mansfield, LA - Pending Application for Certificate of Authority for a change in ownership. The Director advised the Application for Certificate of Authority is incomplete and reviewed the outstanding documentation needed to complete the application. The new owner has not responded to repeated request for information to complete the application, has not renewed its 2013 Certificate of Authority. Suit has been filed in this matter and is scheduled to be heard next week in Mansfield, La.

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St. Luke United Methodist Church, Inc. d/b/a St. Luke United Methodist Church Cemetery, Baton Rouge, LA - Pending Application for Certificate of Authority changing from an Exempt status to a Non-Exempt status. The Director advised the Application for Certificate of Authority is incomplete and reviewed the outstanding documentation needed to complete the application.

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Roselawn Memorial Gardens, Inc. d/b/a Roselawn Memorial Gardens, Calhoun, LA – Pending Application for Certificate of Authority for a change in ownership. The Director advised the Application for Certificate of Authority is incomplete and reviewed the outstanding documentation needed to complete the application.

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Congregation of Saint Jules Roman Catholic Church of the Parish of St. Mary Louisiana d/b/a St. Jules Cemetery, Franklin, LA - Pending Application for Certificate of Authority changing from an Exempt status to a Non-Exempt status. The Director advised the Application for Certificate of Authority is incomplete and reviewed the outstanding documentation needed to complete the application.

Bethel United Methodist Church Incorporated d/b/a Bethel United Methodist Church Cemetery, Pride, LA – Pending Application for Certificate of Authority. The Director advised the Application for Certificate of Authority is incomplete and reviewed the outstanding documentation needed to complete the application.

The Director advised the following cemeteries have not renewed their 2013 Certificates of Authority: Christensen Properties, L.L.C., d/b/a DeQuincy Memorial Park, DeQuincy, LA; Myrtle Memorial Cemetery, Inc. d/b/a Myrtle Memorial Cemetery, Winnsboro, LA; Jena Cemetery Association d/b/a Jena Cemetery, Jena, LA; and Highland Cemeteries, Inc. d/b/a Highland Cemeteries, Mansfield, LA.

Regarding Jena Cemetery, the Director advised that the Board has received some documentation that indicates the cemetery may qualify for an exemption under La. R.S. 8:78.

After discussion Mr. Briede made a motion to direct the Attorney General's office to send letter to Myrtle Memorial Cemetery, Inc., and Christensen Properties, L.L.C. for failure to renew their 2013 Certificate of Authority. The motion was seconded by Ms. Leufroy and unanimously approved.

The Director reviewed the requests for a waiver of late fees from the following: Jefferson Muslim Association d/b/a Islamic Cemetery of Greater New Orleans, Slidell, LA; and Eunice North Cemetery Board d/b/a Eunice North Cemetery, Eunice, LA. After discussion and review of the information presented, Mr. Wilbert made a motion to grant the waiver of the late fees for the above captioned cemeteries. The motion was seconded by Mr. Briede and unanimously approved.

Legacy Funeral Holdings of Louisiana, LLC d/b/a Resthaven Garden of Memory, Baton Rouge, LA – Status Report regarding On-site Examination of Perpetual Care and Merchandise Trust Funds.

The Director reviewed the findings of the January 24-25, 2013 On-site Examination. During the examination it was determined that, with the exception of cremation benches, the cemetery deposits ten percent of the gross sales price of cemetery spaces (prior to discounts) or 100% of the line item charge for perpetual care, whichever is greater. Regarding cremation benches, the location of each bench is mapped and records of interments are maintained pursuant to Title 8. However, the cemetery is not depositing perpetual care on cremation benches or issuing a Certificate of Interment Right (deed) as required by Title 8. Further, the cemetery was directed to review their contracts and to amend all contracts to comply with Act 98 which became effective January 1, 2013 and to make some minor repairs to the mausoleum.

Regarding the On-site examination of the merchandise trust fund, the Director advised two withdrawal errors were noted in the contracts sampled relating to inscriptions, and the cemetery was directed to review and test their pre-need inscription contracts for errors. The Director also advised that the cemetery does have bronze memorials in storage at the cemetery, and the cemetery did provide a detailed inventory log and evidence of insurance on the stored merchandise during the examination in accordance with Act 98.

Ms. Deville addressed the Board and advised they have made a perpetual care deposit on the cremation benches, made repairs to the mausoleums, and reviewed their inscription contracts for errors and a complete written response would be provided to the Board next week.

Restlawn Park Cemetery, Inc. d/b/a Restlawn Park Cemetery, Avondale, LA – Status Report regarding On-site Examination of Perpetual Care and Merchandise Trust Funds. The Director reviewed the findings of the March 11-13, 2013 On-site Examination. During the examination it was determined that additional deposits were due to the perpetual care trust fund on deeded sales that the cemetery's trusting system had not deposited on in 2009, 2010, 2011, and 2012, and additional information has been requested. The mausoleums need some repairs, cleaning, and paint. Further, there has been a change in the ownership of the cemetery. The Director advised information on the 2011 Deed reconciliations has been received and a deposit of \$2,866.08 has been made to the perpetual care trust fund. Once the information is received on the other years, the Director advised that the information would be tested for accuracy.

Regarding the Merchandise Trust Fund On-site Examination, the Director advised that the cemetery does have bronze memorials, and scrolls in storage. A partial inventory was provided, however, the cemetery did not provide evidence of insurance on the stored merchandise, in accordance with Act 98.

The Director advised that Larry Chedotal, Jr., who owns and operates a cemetery and funeral home in Mississippi, is taking over for his father and has requested time to come into compliance since he is not familiar with Title 8.

The Director advised she would follow-up with the cemetery on all of the outstanding issues and report at the next meeting.

Parklawn Memorial Management, LLC d/b/a Parklawn Memorial Gardens, Hammond, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund. The Director reviewed the findings of the April 11, 2013 On-site Examination. During the examination it was determined the cemetery has memorials in storage. However, they could not produce a detailed inventory of the stored merchandise and evidence the merchandise is insured in accordance with Act 98.

The Director advised she would follow-up with the cemetery on all of the outstanding issues and report at the next meeting.

Rose Memorial Park Cemetery, Inc. d/b/a Rose Memorial Park, Hammond, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund. The Director reviewed the findings of the April 16, 2013 On-site Examination. During the examination there was some discrepancies related to the gross receipts on burial spaces, and additional information has been requested. We also found the cemetery was not issuing contracts on the sale of cemetery plots and services; the deeds used by the cemetery did not reflect the correct name of the cemetery authority; and the cemetery has a loan on the construction of the last mausoleum addition. The cemetery has been in contact with the office of the Board, and they are working on providing the information requested.

The Director advised she would follow-up with the cemetery on all of the outstanding issues and report at the next meeting.

Pinecrest Memorial Gardens, Inc. d/b/a Pinecrest Memorial Gardens, Covington, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund. The Director reviewed the findings of the April 23, 2013 On-site Examination. During the examination it was determined an additional deposit was due to the perpetual care trust fund and confirmation has been received that the deposit has been made. We also found that the cemetery has a few pre-need vault contracts in storage, however, a detailed inventory and evidence of insurance were not provided during the examination in accordance with Act 98. The cemetery has advised they will provide the required information. The cemetery also owns and operates Covington Monument Company which builds tombs in the cemetery and the cemetery currently does not deposit perpetual care on these tombs.

The Director advised she would follow-up with the cemetery on all of the outstanding issues and report at the next meeting.

S. E. Cemeteries of Louisiana, LLC d/b/a Metairie Cemetery, New Orleans, LA – Pre-Construction Sales Project Completion Notification, All Saints Mausoleum, Phase IV.

The Director advised that according to the information provided, the cemetery built more crypts and niches than originally proposed. However, the cemetery has not built the four sarcophagi called for in the original submission to the Board and the Mosaic features have not been installed. Regarding the sarcophagi, the cemetery has advised these are built to the specifications of the purchasers and no sales have been made at this time. Regarding the Mosaic features, replicas are in place and the original art work is complete and currently being shipped from Italy. Mr. Briede stated the mausoleum turned out nice, it is a beautiful addition.

The Director reviewed the Applications for Pre-Construction Sales Projects received since the last meeting.

The Director gave a status report regarding the promulgation of the Board's proposed rules, stating the notice of Intent was published in the April 20, 2013 Louisiana Register. Also, the Notice of Intent is on the Board's website. A public hearing is scheduled for May 30, 2013 to receive oral and written comments on the proposed rules. The Director advised the Board will need to meet to respond to all written and oral comments received in accordance with the Administrative Procedure Act (APA). After discussion, the Board scheduled a meeting on July 2, 2013, Baton Rouge, Louisiana, to respond to any comments received on the proposed rules.

The Director and legal counsel answered general questions regarding the promulgation process under the APA.

The Director gave a brief status report regarding HB 176 by Representative Ritchie relative to Title 8.

The Director advised, on April 19, 2013, the Board mailed 1,103 Requests for Information on Exempt Certificates of Authority to determine if exemption previously

granted should be continued. As of this date, responses have been received from approximately 615 exempt cemeteries.

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The Director advised the Governor has re-appointed Marilyn Leufroy and Stacey Patin for another term, however, re-appointments are still pending for Louise Saenz and Shelly Holloway.

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North American Death Care Regulators Association (DCRA) Conference – September 8-12, 2013 – St. Louis, Missouri. After discussion, Ms. Leufroy made a motion to approve travel for the Director and the Assistant Attorney General, Ryan M. Seidemann, to attend the DCRA Conference. The motion was seconded by Ms. Patin and unanimously approved.

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Tri-State Cemetery Conference - July 28-30, 2013 - Orange Beach, Alabama. After discussion, Mr. Briede made a motion to approve travel for the Director to attend the Tri-State Cemetery Conference. The motion was seconded by Mr. Wilbert and unanimously approved.

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Discussion regarding possible Memorandum of Understanding (MOU) relative to Act 663 of the 2012 Regular Session.

Mr. Seidemann advised that the legislation was intended to create a scheme to allow the three agencies (the Board, the Department of Justice, and the Division of Archaeology) to remedy problems and complaints relative to exposed human remains in municipal and abandoned non-licensed cemeteries. Before we implement any actions under the new law, we felt like we needed a series of protocols in place as to how to handle these matters and outlining the responsibilities of the various agencies. Mr. Seidemann provided an overview of the draft MOU and stated there are still issues that need to be resolved with the MOU, but the issues, obligations, and responsibilities of the Board are limited to collection or retention of documentation only.

After review and discussion, Ms. Holloway made a motion to authorize the Director to execute the final draft of the MOU, as long as the Board's obligations and responsibilities do not increase beyond that which is in the current draft. The motion was seconded by Ms. Saenz and unanimously approved.

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Ratification of Certificates of Authority issued

The Chairman asked for a motion to ratify the licenses issued since the last Board Meeting. Ms. Leufroy made a motion to ratify the 2012 Non-Exempt (New/Transfers) #12-512 - #12-513; 2013 Non-Exempt (Renewals) #13-001 - #13-112, #13-114 - #13-213, #13-215 - #13-329, #13-331 - #13-509; 2013 Non-Exempt (New/Transfers) #13-313, #13-214, #13-330, #13-510; 2013 Cemetery Sales Organizations (Renewals) #CSO-13-01 - #CSO-13-07; 2013 Cemetery Management Organizations (Renewals) #CMO-13-01 - #CMO-13-04, #CMO-13-06 - #CMO-13-07, 2013 Cemetery Management Organizations (New) #CMO-13-05; and Exempts (New) #1308E - #1320E. The motion was seconded by Ms. Patin and unanimously approved.

On-site Examinations performed since last Board Meeting

The Director stated (7) Perpetual Care and (2) Merchandise examinations have been conducted since the last Board Meeting.

Old Business

Forest Park East Associates, Inc. d/b/a Forest Park Cemetery, Shreveport, LA & Forest Park West Associates, Inc. d/b/a Forest Park West Cemetery, Shreveport, LA – Status Report regarding Consent Agreement, maintenance issues, and 2011 On-site Examination of Perpetual Care and Merchandise Trust Funds.

The Director advised at the October 26, 2012 Board Meeting, Forest Park agreed to make all delinquent deposits immediately. When confirmation was not received, correspondence was forwarded to Forest Park on January 14, 2013, advising that all deposits must be current within thirty days or an administrative hearing would be called. The Director advised that the deposits were brought current and they remain current.

The Director reviewed the 4th quarter 2012 and 1st quarter 2013 maintenance reports received from Forest Park. After review and discussion the Board asked the Director to request more detail and photographs with the next quarterly report.

Oak Lane Memorial Park, L.L.C., d/b/a Oak Lane Memorial Park, Pineville, LA – Status Report regarding Consent Agreement issued in settlement of Administrative Hearing #2011-002, and 2012 On-site Examination of Perpetual Care Trust Fund.

The Director advised all pending issues related to the 2012 On-site Examination have been resolved, and reviewed how each item had been resolved. Further, the deposits due

the perpetual care trust fund, pursuant to the Consent Agreement, are current as of this date.

Since the 2012 On-site Examination it has come to the Board's attention that Oak Lane has sold to the Giles family property to expand the Giles Private Family Garden. The Giles family was provided deeds for spaces in the existing dedicated cemetery, with the understanding that they would transfer those spaces back to Oak Lane upon completion of the new area. Further, Mr. Bonfanti has advised the Board that they are currently negotiating with the Bank to restructure Oak Lane's loan on the property not yet dedicated for cemetery purposes. The Director advised, as of this date, the Board has not received the necessary paperwork removing the lien on the property sold for the expansion of the Giles Private Family Garden or a formal Act of Dedication on the property. Documentation has been submitted indicating the property has been surveyed. The work on the Giles Private Family Garden addition has begun and documentation has been provided to the Board which indicates the material necessary to complete the addition has been purchased. Oak Lane has advised that the addition would be completed within forty-five days.

There was a discussion relative to Title 8 and the development of property prior to release of the lien and formal act of dedication.

The Board requested the Director to continue to monitor the situation.

Evangeline Memorial Park Incorporated d/b/a Evangeline Memorial Park, Ville Platte, LA – Status Report regarding Order issued in Administrative hearing #2010-001, and 2013 On-site Examination of Perpetual Care Trust Fund.

The Director advised that on January 28, 2013, she met with Evangeline Memorial Park, to determine the status of the outstanding violations found during the 2012 On-site Examination. The Director reviewed her findings, which included delinquent perpetual care deposits, deficiencies in the storage of pre-need granite and vault contracts, merchandise contracts that have not been trusted, stored or delivered pursuant to law, and failure to insure stored merchandise as required by Act 94. On January 29, 2013, Chairman Melancon and the Director met with Evangeline Memorial Park and requested they present a proposal to bring the cemetery into compliance with Title 8 and the Rules and Regulations of the Board.

Since the January meetings Evangeline Memorial Park has provided documentation indicating they have brought their perpetual care deposits current, delivered one outstanding memorial contract, delivered one outstanding scroll contract, and purchased ten pieces of granite. The Director advised Mr. Jenkins has indicated they will order delinquent merchandise when funds are available. Evangeline Memorial Park intends to deliver the granite and bronze by installation on the grave sites. If a purchaser does not want their bronze on the grave site, Evangeline Memorial Park intends to give the bronze

to the purchaser for storage at their home. Mr. Jenkins also advised he was considering transferring his perpetual care trust fund and establishing a merchandise trust fund to sell pre-need vaults and interment fees. The Director stated she reminded Mr. Jenkins that under the current Order issued by the Board, Evangeline Memorial Park cannot sell pre-need merchandise and services. The Director also advised that she was communicating with Evangeline Memorials Park's insurance agent regarding the necessary insurance needed on the stored merchandise.

Chairman Melancon stated that he had met with Mr. Jenkins and that Mr. Jenkins proposed bringing the granite inventory current within eight months. Chairman Melancon asked him if he could bring the granite inventory current within six months, prior to the next meeting. Mr. Jenkins advised he would bring things current as funds were available.

After discussion, Ms. Holloway made a motion that Evangeline Memorial Park, Inc. provide monthly reports on the progress made on the outstanding violations. The motion was seconded by Ms. Patin and unanimously approved.

Woodlawn Mausoleum, Inc. d/b/a Woodlawn Mausoleum, Ferriday, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund.

The Director advised the only outstanding item was the interment records, which could not be produced during the examination. Mr. Ibert advised via e-mail this week that the records were available for inspection and the Director advised she would verify the records when she is in the Ferriday area.

Lafayette Memorials, Inc. d/b/a Lafayette Memorial Park, Lafayette, LA – Status Report regarding On-site Examination of Merchandise Trust Fund.

The Director reviewed outstanding issues relating to the 2012 On-site Examination regarding withdrawal discrepancies and storage of merchandise. The Director advised information was received this week indicating the withdrawal discrepancy has been corrected, the stored merchandise is insured pursuant to Act 98, and an inventory log was provided. However, additional information is still needed for the merchandise in storage and shown on the inventory log. According to Mr. Delhomme the granite associated with the bronze memorials in storage are trusted.

Bellevue Memorial Park, Inc. d/b/a Bellevue Memorial Park, Opelousas, LA – Status Report regarding On-site Examination of Perpetual Care and Merchandise Trust Funds.

Bellevue Memorial Park, Inc. d/b/a Holy Sepulcher Mausoleum, Opelousas, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund.

The Director advised that some progress has been made on the issues relating to the 2012 On-site Examinations of Bellevue Memorial Park and Holy Sepulcher. However, there are some outstanding issues relating to revised reports, maintenance, interment records, and stored merchandise. The Director advised that she tried to contact the cemetery prior to today's meeting for a status report, but was not able to reach the owner. The Director advised she would follow-up and report at the next meeting.

Memorial Park Cemetery, Inc. d/b/a Memorial Park Cemetery, New Iberia, LA – Accounting of Perpetual Care and Merchandise Trust Funds.

The Director presented a proposal for the repayment of the over distribution and invasion of principal in Memorial Park Cemetery's Perpetual Care Trust Fund totaling \$11,372.28. Memorial Park Cemetery, Inc., has agreed not to take income distributions from the perpetual care trust fund until such time as the income in the trust is sufficient to reimburse the over distribution and invasion of principal. The Director also reviewed a summary of the accounting of the trust prepared by the Board and the current trustee, Argent Trust.

After review and discussion, Mr. Wilbert made a motion to accept the proposal as presented. The motion was seconded by Mr. Briede and unanimously approved.

Alexandria Garden of Memories, Inc. – Status Report regarding Order issued in Administrative Hearing #2008-002.

The Director advised, due to time restraints, a current examination has not been completed on Alexandria Garden of Memories, Inc.

New Business

(None)

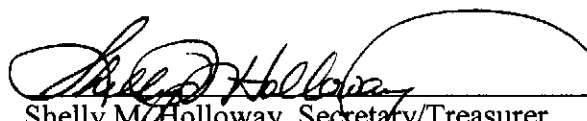
Executive Session

Ms. Leufroy made a motion to go into Executive Session to discuss litigation, and current investigations. The motion was seconded by Ms. Holloway and a roll call vote was

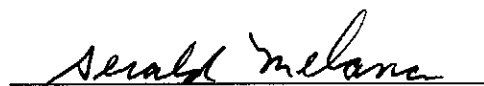
taken: Chairman Melancon – yea; Ms. Leufroy – yea; Mr. Wilbert – yea; Ms. Patin – yea; Ms. Saenz – yea; Mr. Briede – yea; Ms. Holloway – yea.

Mr. Briede made a motion to come out of Executive Session. The motion was seconded by Mr. Wilbert and a roll call vote was taken: Ms. Holloway – yea; Chairman Melancon – yea; Ms. Leufroy – yea; Mr. Wilbert – yea; Ms. Patin – yea; Ms. Saenz – yea; Mr. Briede – yea.

Since there was no further business, Ms. Leufroy made a motion to adjourn at 1:00 P.M. The motion was seconded by Mr. Briede and unanimously approved.


Shelly M. Holloway, Secretary/Treasurer

Attested To:


Gerald W. Melancon, Chairman