



Bobby Jindal
Governor

STATE OF LOUISIANA

LOUISIANA CEMETERY BOARD

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Lucy L. McCann
Director

NOTICE OF MEETING

There will be a meeting of the **LOUISIANA CEMETERY**

BOARD ON FRIDAY, May 17, 2013, 9:00 A.M., 111

Veterans Memorial Boulevard, Heritage Plaza, Plaza Lobby,
Metairie, Louisiana.

AGENDA
LOUISIANA CEMETERY BOARD
May 17, 2013

1. Call to order – 9:00 A.M.

2. Introductions

3. Public Comment

4. Approval of Minutes (TOPIC #1)

Board Meetings– October 26, 2012 and February 21, 2013

Rules and Regulations Committee Meetings – October 25, 2012 and January 11, 2013

Executive Committee Meeting – October 25, 2012

5. Reports of Officers

Chairman

Vice-Chairman

Secretary/Treasurer (TOPIC #2)

- a) Statement of Operations for year ending December 31, 2012
- b) Cash & Investments as of December 31, 2012
- c) Statement of Operations January through April 2013
- d) Cash & Investments as of April 30, 2013
- e) Budget vs. Actual January through April 2013
- f) 2013 Proposed Budget Amendments

6. Report of Director

Pending Applications for Certificates of Authority / Cemetery Sales & Management Organizations / Renewals

- a) 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 (TOPIC #3)
- b) 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
- c) Christensen Properties, L.L.C. d/b/a DeQuincy Memorial Park, DeQuincy, LA - Pending Application for Certificate of Authority for the change in ownership
- d) 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

- e) Highland Cemeteries, Inc. d/b/a Highland Cemeteries, Mansfield, LA – Pending Application for Certificate of Authority for the change in ownership
- f) 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
- g) Roselawn Memorial Gardens, Inc. d/b/a Roselawn Memorial Gardens, Calhoun, LA – Pending Application for Certificate of Authority for the change in ownership
- h) 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
- i) Bethel United Methodist Church Incorporated d/b/a Bethel United Methodist Church Cemetery, Pride, LA – Pending Application for Certificate of Authority
- j) Christensen Properties, L.L.C., d/b/a DeQuincy Memorial Park, DeQuincy, LA – Failure to Renew 2013 Certificate of Authority
- k) Myrtle Memorial Cemetery, Inc. d/b/a Myrtle Memorial Cemetery, Winnsboro, LA - Failure to Renew 2013 Certificate of Authority
- l) Jena Cemetery Association d/b/a Jena Cemetery, Jena, LA - Failure to Renew 2013 Certificate of Authority
- m) Highland Cemeteries, Inc. d/b/a Highland Cemeteries, Mansfield, LA - Failure to Renew 2013 Certificate of Authority
- n) Jefferson Muslim Association d/b/a Islamic Cemetery of Greater New Orleans, Slidell, LA - Request for waiver of 2013 late fee **(TOPIC #4)**
- o) Eunice North Cemetery Board d/b/a Eunice North Cemetery, Eunice, LA - Request for waiver of 2013 late fee **(TOPIC #4)**

Perpetual Care & Merchandise Trust Funds / Storage Facilities

- a) 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 **(TOPIC #5)**
- b) 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 **(TOPIC #6)**
- c) Parklawn Memorial Management, LLC d/b/a Parklawn Memorial Gardens, Hammond, LA - Status Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #7)**
- d) Rose Memorial Park Cemetery, Inc. d/b/a Rose Memorial Park, Hammond, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #8)**
- e) Pinecrest Memorial Gardens, Inc. d/b/a Pinecrest Memorial Gardens, Covington, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #9)**

Consumer Complaints

Mausoleums or Similar Structures

- a) 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 **(TOPIC #10)**

Applications for Pre-Construction Sales Projects (TOPIC #11)

- a) S. E. Cemeteries of Louisiana, LLC d/b/a Mount Olivet Cemetery, New Orleans, LA – Mount Olivet Garden Mausoleum – Phase VII
- b) Our Lady Queen of Heaven Catholic Church d/b/a Consolata Mausoleum & Cemetery, Lake Charles, LA – Garden Mausoleum DD – Building #1
- c) St. Francis de Sales Church d/b/a St. Francis de Sales Cemetery #2, Houma, LA – Bonne Terre Mausoleum
- d) LaPlace Memorial Gardens, Inc. d/b/a St. John Memorial Gardens, LaPlace, LA – Garden Mausoleum No. 5 – Phase III
- e) St. Paul's Catholic Church d/b/a St. Paul Cemetery, Mansura, LA – Garden Mausoleum
- f) SCI Louisiana Funeral Services, Inc. d/b/a Greenoaks Memorial Park, Baton Rouge, LA – Garden of Apostles Mausoleum – James Building
- g) St. Alphonsus Roman Catholic Church d/b/a St. Alphonsus Cemetery, Hessmer, LA – Garden Mausoleum
- h) Sacred Heart of Jesus Roman Catholic Church d/b/a Sacred Heart Cemetery, Montegut, LA – Garden Mausoleum Addition
- i) St. Mary Nativity Roman Catholic Church d/b/a St. Mary's Nativity Cemetery, Raceland, LA – Garden Mausoleum Phase 5
- j) Holy Family Catholic Church d/b/a Holy Family Cemetery #1, Grand Caillou, LA – Garden Mausoleum – Phase 3 Addition

Administrative / General

- a) Status Report regarding promulgation of proposed Rules
- b) 2013 Legislative Session (TOPIC #12)
- c) 2013 Request for Information on Exempt Certificate of Authority to determine if exemption previously granted should be continued
- d) Appointments to Board
- e) North American Death Care Regulators Association (DCRA) Conference – September 8-12, 2013, – St. Louis, Missouri
- f) Tri-State Cemetery Conference, July 28-30, 2013, Orange Beach, Alabama
- g) Discussion regarding possible Memorandum of Understanding relative to Act 663 of the 2012 Regular Session (TOPIC #13)

Ratification of Certificates of Authority issued:

2012 Non-Exempt (New/Transfers):

- a) #12-512 - Walters Funerals, L.L.C. d/b/a Greenlawn Memorial Gardens, Lafayette, LA
- b) #12-513 – False River Memorial Park, L.L.C. d/b/a False River Memorial Park, New Roads, LA

2013 Non-Exempt (Renewals):

- a) #13-001 - #13-112
- b) #13-114 - #13-213
- c) #13-215 - #13-329
- d) #13-331 - #13-509

2013 Non-Exempt (New/Transfers):

- a) #13-113 – St. John Cemetery Association, Inc. d/b/a St. John Cemetery / Hope Mausoleum, New Orleans, LA
- b) #13-214 – Heavenly Gates Cemetery of Baton Rouge, LLC d/b/a Heavenly Gates Cemetery, Baton Rouge, LA
- c) #13-330 – Roselawn Development Association, Inc. d/b/a Roselawn Memorial Park, Baton Rouge, LA
- d) #13-510 - Thomas Chapel Benevolent Society d/b/a Thomas Chapel Cemetery, Baton Rouge, LA

2013 Cemetery Sales Organizations (Renewals):

- a) #CSO-13-01 - #CSO-13-07

2013 Cemetery Management Organizations (Renewals):

- a) #CMO-13-01 - #CMO-13-04
- b) #CMO-13-06 - #CMO-13-07

2013 Cemetery Management Organizations (New):

- a) #CMO-13-05 - Victor Huber & Sons, Inc., New Orleans, LA

Exempts (New):

- a) #1308E – Susie Agnes Cantrelle Moore d/b/a Moore Family Cemetery, Mt. Herman, LA
- b) #1309E – Floyd M. White d/b/a White's Family Cemetery, Livingston, LA
- c) #1310E – Randal Russell d/b/a Russell Cemetery, Oak Grove, LA
- d) #1311E – The Kennedy Cemetery, Inc. d/b/a The Kennedy Cemetery, Pearl River, LA
- e) #1312E – Helen S. Miller d/b/a The Upper Place, St. Francisville, LA
- f) #1313E – Barnes Lumber Company, Inc. d/b/a Barnes Family Cemetery, Norwood, LA
- g) #1314E – Dorothy Lee Cox Wascom d/b/a Lee Wascom Cemetery, Greensburg, LA
- h) #1315E – Sylvia Kelley d/b/a Kelley Family Cemetery, Ponchatoula, LA
- i) #1316E – Connie Edwards Glenn d/b/a Linder Family "Jasmine Acre", Walker, LA
- j) #1317E - Charles Harold Pierce d/b/a Pierce & McNutt Cemetery, Plain Dealing, LA
- k) #1318E – Morgan Chapel AME Church d/b/a Morgan Church Cemetery, Amite, LA
- l) #1319E – Sherry McCarthy d/b/a Elbert Smart Cemetery, Aimwell, LA
- m) #1320E – Bible Baptist Church of Thomas, Inc. d/b/a Bible Baptist Church of Thomas Cemetery, Franklinton, LA

On-Site Examinations performed since last Board Meeting

Perpetual Care (7) - Merchandise Trust Funds (2)

7. Reports of Committees

Executive Committee

Administrative Committee

Examination & Inspection Committee

Rules and Regulations Committee

8. Old Business

- a) 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 **(TOPIC #14)**
- b) Oak Lane Memorial Park, L.L.C. d/b/a Oak Lane Memorial Park, Prairieville, LA – Status Report regarding Consent Agreement issued in settlement of Administrative Hearing #2011-002, and 2012 On-site Examination of Perpetual Care Trust Fund **(TOPIC #15)**
- c) 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 **(TOPIC #16)**
- d) Woodlawn Mausoleum, Inc. d/b/a Woodlawn Mausoleum, Ferriday, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund
- e) Lafayette Memorials, Inc. d/b/a Lafayette Memorial Park, Lafayette, LA – Status Report regarding On-site Examination of Merchandise Trust Fund
- f) 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
- g) Bellevue Memorial Park, Inc. d/b/a Holy Sepulcher Mausoleum, Opelousas, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund
- h) Memorial Park Cemetery, Inc. d/b/a Memorial Park Cemetery, New Iberia, LA – Accounting of Perpetual Care and Merchandise Trust Funds **(TOPIC #17)**
- i) Alexandria Garden of Memories, Inc. – Status Report regarding Order issued in Administrative Hearing #2008-002

9. New Business

10. Executive Session

- a) State of Louisiana and the Louisiana Cemetery Board versus Stephanie Means Green, Denise Baranco, Wayne A. Matthews, Sr., Ronald R. Matthews, Dollie Matthews, Darryl G. Baranco, Sr., Mignon Baranco Fontenette, June B. Gumbel, Joseph S. Baranco, Jr., Christopher P. Baranco, Robert G. Baranco, III, Ramon M. Baranco, Schyvanda T. Baranco, Edith B. Baranco, David Brian Baranco, Sr., Nineteenth Judicial District Court, Parish of East Baton Rouge, Docket No. 613710, Section 24
- b) Investigation of Arcola Roseland Cemetery Association d/b/a Arcola Roseland Cemetery, Roseland, LA and State of Louisiana by and through the Louisiana Cemetery Board versus Marsha M. Reid and James A. Reid d/b/a Arcola-Roseland Cemetery d/b/a Arcola-Roseland Cemetery Association, Docket No. 2013-0000295, Division F, Twenty-First Judicial District Court, Parish of Tangipahoa – Alleged violation of Title 8 for operating without a valid license and violation of the Cease & Desist Order issued by the Attorney General on August 2, 2011, and lawsuit to enforce subpoenas.
- c) Investigation of Lake Bethlehem Baptist Church Cemetery, Shreveport, LA and State of Louisiana by and through the Louisiana Cemetery Board versus Lake Bethlehem Baptist Church Cemetery, Docket No. 564013, First Judicial District Court, Parish of

Caddo – Alleged violation of Title 8 for operating without a valid license and lawsuit to enforce a subpoena.

- d) Investigation of Blue Lily Cemetery, Thibodaux, LA, and State of Louisiana by and through the Louisiana Cemetery Board versus Willie Newton and Newton Vault, L.L.C., Thirty-Second Judicial District Court, Terrebonne Parish – Alleged violation of Title 8 for operating without a valid license and lawsuit to enforce subpoena.
- e) Investigation of Zachary Public Cemetery, Zachary, LA, State of Louisiana by and through the Louisiana Cemetery Board versus Bobby Snowden, Docket No. 617-979, Sec. 24, Nineteenth Judicial District Court; State of Louisiana by and through the Louisiana Cemetery Board versus Jesse Spears, Docket No. 617-978, Div. D, Nineteenth Judicial District Court; State of Louisiana by and through the Louisiana Cemetery Board versus Robert L. Stewart, Docket No. 617-977, Sec. 23, Nineteenth Judicial District Court – Alleged violation of Title 8 for operating without a valid license and three suits to enforce subpoenas.
- f) State of Louisiana by and through the Louisiana Cemetery Board versus Highland Cemeteries, Inc. d/b/a Highland Cemetery, Ann Williams Birdwell, Kevin Higdon, and H&H Funeral Services, Inc., Docket No. 74612, Division B, Forty-Second Judicial District Court, Parish of DeSoto – Alleged violation of Title 8 for failing to complete application for certificate of authority and for operating without a license. Petition seeks to close the cemetery.
- g) Investigation of Buckeye Cemetery a/k/a Melder Cemetery, Oakdale, LA – Alleged operation without a license.
- h) Investigation of New Sarpy Cemetery, New Sarpy, LA – Alleged operation without a license.