



Bobby Jindal
Governor

STATE OF LOUISIANA

LOUISIANA CEMETERY BOARD

3445 N. CAUSEWAY BOULEVARD, SUITE 700
METAIRIE, LOUISIANA 70002
TELEPHONE 504-838-5267 TOLL FREE 1-866-488-5267 FAX 504-838-5289

Lucy L. McCann
Director

NOTICE OF MEETING

There will be a meeting of the LOUISIANA CEMETERY

BOARD on **Friday, May 16, 2014, 9:00 A. M.**, 3519

12th Street, (Louisiana Motor Vehicle Commission Building)

Metairie, Louisiana

AGENDA
LOUISIANA CEMETERY BOARD
May 16, 2014

1. Call to order – 9:00 A.M.
2. Introductions/Roll Call
3. Public Comment
4. Approval of Minutes of Board Meeting – November 8, 2013 (TOPIC #1)
5. Reports of Officers

Chairman

Vice-Chairman

Secretary/Treasurer (TOPIC #2)

- a) Statement of Operations for year ending December 31, 2013
- b) Cash & Investments as of December 31, 2013
- c) Statement of Operations January through April 2014
- d) Cash & Investments as of April 30, 2014
- e) Budget vs. Actual January through April 2014
- f) 2014 Proposed Budget Amendments
- g) Discussion regarding bank fees

6. Report of Director

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

- a) 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
- b) Christensen Properties, L.L.C. d/b/a DeQuincy Memorial Park, DeQuincy, LA - Pending Application for Certificate of Authority for the change in ownership
- c) Highland Cemeteries, Inc. d/b/a Highland Cemeteries, Mansfield, LA – Pending Application for Certificate of Authority for the change in ownership
- d) Roselawn Memorial Gardens, Inc. d/b/a Roselawn Memorial Gardens, Calhoun, LA – Pending Application for Certificate of Authority for the change in ownership
- e) Bethel United Methodist Church, Incorporated d/b/a Bethel United Methodist Church Cemetery, Pride, LA – Pending Application for Certificate of Authority for the establishment of a new cemetery
- f) Congregation of St. Michael's Roman Catholic Church, Kleinwood, Louisiana d/b/a St. Michael Church Cemetery, Bordelonville, LA – Pending Application for Certificate of Authority changing from an Exempt status to a Non-Exempt status

- g) St. Matthews Benevolent Association, Inc. d/b/a St. Matthews Cemetery, New Iberia, LA - Pending Application for Certificate of Authority changing from an Exempt status to a Non-Exempt
- h) Serenity Memorial, Inc. d/b/a Serenity Memorial Park, Opelousas, LA - Pending Application for Certificate of Authority for the change in ownership
- i) S.E. Cemeteries of Louisiana, L.L.C. d/b/a Mount Olivet Cemetery, New Orleans, LA – Pending Application for Certificate of Authority for the change in ownership
- j) S.E. Cemeteries of Louisiana, L.L.C. d/b/a St. Bernard Memorial Gardens, Chalmette, LA - Pending Application for Certificate of Authority for the change in ownership
- k) S.E. Cemeteries of Louisiana, L.L.C. d/b/a Metairie Cemetery, New Orleans, LA - Pending Application for Certificate of Authority for the change in ownership
- l) S.E. Cemeteries of Louisiana, L.L.C. d/b/a St. Vincent de Paul Cemetery, New Orleans, LA - Pending Application for Certificate of Authority for the change in ownership
- m) Lake Lawn Park, L.L.C. d/b/a Lake Lawn Park, New Orleans, LA – Pending Application for Certificate of Authority for the change in ownership
- n) Kramer Development Company, Inc. d/b/a Alexandria Memorial Gardens, Alexandria, LA – Pending Application for Certificate of Authority for the change in ownership.
- o) Gethsemane Church of God in Christ d/b/a Gethsemane Gardens Cemetery, Lafayette, LA – Failure to renew 2014 Certificate of Authority
- p) Highland Cemeteries, Inc. d/b/a Highland Cemeteries, Mansfield, LA – Failure to renew 2014 Certificate of Authority
- q) Highland Park Cemetery, Inc. d/b/a Highland Park Cemetery, Sicily Island, LA – Failure to renew 2014 Certificate of Authority
- r) Myrtle Memorial Cemetery, Inc. d/b/a Myrtle Memorial Cemetery, Winnsboro, LA – Failure to renew 2014 Certificate of Authority
- s) Congregation of St. Anthony of Padua Roman Catholic Church of St. Landry Parish d/b/a St. Paul Cemetery, Eunice, LA – Request of waiver of 2014 late fee **(TOPIC #3)**

Perpetual Care & Merchandise Trust Funds / Storage Facilities

- a) Woodlawn Park Holdings, Inc. d/b/a Woodlawn Park Memorial Cemetery & Mausoleum, Bridge City, LA – Report regarding On-site Examination of Perpetual Care and Merchandise Trust Funds **(TOPIC #4)**
- b) Theo Dendinger, Jr. Memorial Cemetery d/b/a Theo Dendinger, Jr. Memorial Cemetery, Madisonville, LA – Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #5)**
- c) Hickory Memorial Gardens, Inc. d/b/a Hickory Memorial Gardens, Pearl River, LA – Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #6)**
- d) Acadia Resthaven Cemetery of Crowley, L.L.C. d/b/a Acadia Resthaven Cemetery, Crowley, LA – Report regarding On-site Examination of Perpetual Care and Merchandise Trust Funds **(TOPIC #7)**
- e) Mimosa Pines Garden of Memories, Inc. d/b/a Mimosa Pines Garden of Memories South, Sulphur, LA - Report regarding On-site Examination of Perpetual Care and Merchandise Trust Funds **(TOPIC #8)**
- f) Mimosa Pines Garden of Memories, Inc. d/b/a Mimosa Pines Garden of Memories North, Sulphur, LA - Report regarding On-site Examination of Perpetual Care and Merchandise Trust Funds **(TOPIC #8)**

- g) Lake Charles Cemetery Association, LTD d/b/a Orange Grove & Graceland Cemeteries, Lake Charles, LA - Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #9)**
- h) Christensen Properties, L.L.C. d/b/a DeQuincy Memorial Park, DeQuincy, LA - Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #10)**
- i) Westlake Memorial Park, Inc. d/b/a Westlake Memorial Park, Westlake, LA - Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #11)**
- j) Honaker Funeral Homes & Cemeteries, Inc. d/b/a Forest Lawn Cemetery, Slidell, LA - Report regarding On-site Examination of Perpetual Care and Merchandise Trust Fund **(TOPIC #12)**
- k) Kramer Development Company, Inc. d/b/a Alexandria Memorial Gardens, Woodworth, LA – Report regarding On-site Examination of Perpetual Care and Merchandise Trust Fund **(TOPIC #13)**
- l) Forest Lawn Memorial Association, Inc. d/b/a Forest Lawn Memorial Park and Mausoleum, Ball, LA – Report regarding On-site Examination of Perpetual Care and Merchandise Trust Fund **(TOPIC #14)**
- m) Greenwood Memorial Park, L.L.C. d/b/a Greenwood Memorial Park, Pineville, LA – Report regarding On-site Examination of Perpetual Care and Merchandise Trust Fund **(TOPIC #15)**
- n) Alexandria Garden of Memories, Inc. d/b/a Alexandria Garden of Memories, Alexandria, LA – Report regarding On-site Examination of Perpetual Care and Merchandise Trust Fund **(TOPIC #16)**
- o) Forest Lawn Memorial Cemetery, Inc. d/b/a Forest Lawn Memorial Cemetery, Leesville, LA – Report regarding On-site Examination of Perpetual Care Trust Fund **(TOPIC #17)**
- p) Rose Lawn Development Association, Inc. d/b/a Roselawn Memorial Park, Baton Rouge, LA – Report regarding On-site Examination of Perpetual Care and Merchandise Trust Fund **(TOPIC #18)**

Consumer Complaints

Mausoleums or Similar Structures

Applications for Pre-Construction Sales Projects **(TOPIC #19)**

- a) Cheramie Cemetery Association d/b/a Cheramie Cemetery & Mausoleum, Galliano, LA – Garden Mausoleum Phase IX
- b) St. Joseph Catholic Church d/b/a St. Joseph Catholic Cemetery, Centerville, LA – Garden Mausoleum Phase 3
- c) S.E. Cemeteries of Louisiana, LLC d/b/a Metairie Cemetery, Metairie, LA – Metairie Garden Estates
- d) S.E. Cemeteries of Louisiana, LLC d/b/a Metairie Cemetery, Metairie, LA – Tranquil Oaks at Metairie Cemetery
- e) Our Lady of Lourdes Catholic Church d/b/a St. John the Baptist Moncla Cemetery, Moncla, LA – Garden Mausoleum
- f) City of Franklin d/b/a Franklin Cemetery, Franklin, LA – Garden Mausoleum Phase 3
- g) Mater Dolorosa Catholic Cemetery d/b/a Mater Dolorosa Church Catholic Cemetery, Plaquemine, LA – Garden Mausoleum

Administrative / General

- a) Status Report regarding 2013 Request for Information on Exempt Certificate of Authority to determine if exemption previously granted should be continued
- b) Status Report regarding 2014 Legislative Session **(TOPIC #20)**
- c) Discussion regarding LAC 46:XIII, Section 909
- d) 2015 Legislation regarding increase in fees prescribed by Title 8
- e) Appointments to Board
- f) North American Death Care Regulators Association (DCRA) Conference – Arkansas
- g) Tri-State Cemetery Conference – July 27-30, 2014, Biloxi, Mississippi
- h) Contract for Special Counsel to the Board
- i) Louisiana Department of Revenue – Louisiana Income Tax Refund Garnishment Program **(TOPIC #21)**

Ratification of Certificates of Authority issued:

2013 Non-Exempt (New/Transfers):

- a) #13-521 – Tangipahoa Cemetery Association Inc. d/b/a Tangipahoa Cemetery, Tangipahoa, LA

2014 Non-exempts (Renewals):

#14-001 - #14-516

2014 CSO (Renewals):

CSO-14-01 – CSO-14-05

CSO-14-07

2014 CSO (NEW):

CSO-14-06 – Acme Mausoleum L.L.C.

2014 CMO (Renewals):

CMO-14-01 – CMO-14-06

Exempts (New):

- a) #1335E – Tarver Family Private Burial Ground d/b/a Tarver Family Private Burial Ground, Franklinton, LA
- b) #1336E – Lee P. Futch d/b/a McCoy Cemetery, Bryceland, LA
- c) #1337E – Grover C Sikes d/b/a Sikes Cemetery, Minden, LA
- d) #1338E – A&A Grass Co., Inc. d/b/a Allen Family Cemetery, Grand Cane, LA
- e) #1339E – Andy & Bennie Stark d/b/a Andy & Bennie Stark Family Cemetery, Merryville, LA
- f) #1340E – Schley Jack Jones, Jr. & Linda Odom Jones d/b/a DaySpring Memorial Gardens, Farmerville, LA
- g) #1341E – Charles E. Allen d/b/a Allen Sweet Home Cemetery – Greensburg, LA
- h) #1342E – A. J. Angelloz d/b/a Angelloz Family Cemetery – Grosse Tete, LA

On-Site Examinations performed since last Board Meeting

Perpetual Care (19) - Merchandise Trust Funds (10)
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, and maintenance issues (TOPIC #22)
- b) 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 #23)
- c) 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 (TOPIC #24)
- d) Bellevue Memorial Park, Inc. d/b/a Holy Sepulcher Mausoleum, Opelousas, LA – Status Report regarding On-site Examination of Perpetual Care Trust Fund (TOPIC #24)
- e) 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
- f) Parklawn Memorial Management, LLC d/b/a Parklawn Memorial Gardens, Hammond, LA - Status Report regarding On-site Examination of Perpetual Care Trust Fund
- g) Pythian Cemetery Association d/b/a Pythian Cemetery, Bunkie, LA – Perpetual Care Trust Fund
- h) Lawrence Serenity Sanctum, Inc. d/b/a Lawrence Serenity Sanctum, Natchitoches, LA – Report regarding On-site Examination of Perpetual Care Trust Fund
- i) Fern Park Cemetery, Inc. d/b/a Fern Park Cemetery Natchitoches, LA – Report regarding On-site Examination of Perpetual Care Trust Fund
- j) George Washington Carver Memorial Park, Inc. d/b/a George Washington Carver Memorial Park, Ruston, LA – Report regarding On-site Examination of Perpetual Care and Merchandise Trust Funds
- k) Azalea Rest, Inc. d/b/a Azalea Rest Cemetery, Zachary, LA – Perpetual Care Trust Fund
- l) Bellevue Memorial Park, Inc. d/b/a Bellevue Memorial Park, Opelousas, LA – Perpetual Care Trust Fund (TOPIC #24)
- m) Discussion regarding possible casket sales by cemeteries

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 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.
- e) 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.
- f) State of Louisiana by and through the Louisiana Cemetery Board Intervention in the matter of Marquee Acquisitions, L.L.C. versus Progressive Sales Incorporated and Our Lady of Prompt Succor of Westwego Docket No. 698-934, Division B, 24th Judicial District Court, Parish of Jefferson