

BEFORE THE MORTUARY AND CEMETERY BOARD
OF THE STATE OF OREGON

In the Matter of the Cemetery Authority License of)
STONEMOR OREGON LLC dba MEMORY) **CONSENT ORDER**
GARDENS MEMORIAL PARK, (CE-0734),)
) **CASE NO. 08-1013A**
LICENSEE)

WHEREAS, the Oregon Mortuary and Cemetery Board (Board) issued a Notice of Proposed Disciplinary Action (Notice) on September 4, 2009, against the Licensee in Case No. 08-1013A, which is incorporated by reference in this Consent Order; and

WHEREAS, the Licensee requested a hearing to contest the matters set forth in the Notice; and

WHEREAS, the Board acknowledges Licensee has initiated constructive actions in response to this case to ensure preneed salespersons under their employ are provided with accurate price manuals and are properly trained on ethics and compliance with Oregon laws related to preneed sales; and

WHEREAS, the Board and the Licensee are desirous of resolving and settling those matters set forth in the Notice of Proposed Disciplinary Action in Case No. 08-1013A without further proceedings thereon and this Consent Order constitutes the entire agreement of the parties and is a final order of the Board, the Board and Licensee agree to the following:

1. Licensee is aware of the right to a hearing with the assistance of counsel and the right to judicial review of the Board's decision in Case No. 08-1013A and hereby freely and voluntarily waives those rights;
2. Licensee hereby acknowledges that Licensee has read, understands, and agrees to the terms of this Consent Order;
3. This Consent Order shall become effective when signed by the Executive Director of the Board.
4. Licensee neither denies nor admits to the violations in this Order:

FINAL ORDER

The Board hereby orders the following:

1. Licensee violated ORS 97.933(5) and OAR 830-011-0080(1) in four instances; and Licensee violated OAR 830-030-0090(1) in one instance.
2. Licensee shall pay to the Board, within ten days of the effective date of this Order, civil penalties in the amount of \$5000.00;
3. Licensee shall provide to the third parties identified in the Notice as Keith T and Betty T, at no cost to Keith T or Betty T, the pre-need services of two openings and closings in Memory Gardens Memorial Park's Savior Scatter Garden, and shall waive any relevant processing or administrative fees normally charged for such services, as shown on a written agreement with Keith T and Betty T; and
4. Licensee shall, within ten days of the effective date of this Order, send, by certified mail, a copy of the agreement described in paragraph 3 of this order to Keith T and Betty T and send a copy of that correspondence to the Board.

DATED this 1 day of February , 2010.

OREGON STATE MORTUARY AND
CEMETERY BOARD

By: <s> Michelle Gaines
Michelle Gaines
Executive Director

It is so agreed.

 1-11-2010
Date

 <s> Frank Milles
Licensee, Stonemor Oregon LLC Representative

 Frank Milles, Vice President
Representative's Printed Name