

**STATE OF OREGON MORTUARY AND CEMETERY BOARD**

<p>In the Matter of the Combined Funeral Service Practitioner and Embalmer license of</p> <p><b>JAMES K. WARD, CO-3409</b></p> <p><b>LICENSEE</b></p>	<p><b>FINAL ORDER ON DEFAULT</b></p> <p><b>OMBC CASE NO. 14-1015C</b></p>
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On September 22<sup>nd</sup>, 2014, the Oregon Mortuary & Cemetery Board (Board) properly served a Notice of Proposed Disciplinary Action and Opportunity for a Hearing (Notice) in OMCB Case No. 14-1015C to James K. Ward (Ward), that proposed to take disciplinary action in the form of a reprimand. The Notice is attached to this Final Order and is incorporated by reference.

The Notice offered Respondent an opportunity for a hearing if a written request for a hearing was received by the Board within 21 days from the date the Notice was mailed. The Board mailed the Notice to the address Ward provided to the Board and it has not been returned. The Board did not receive a written request for a hearing.

NOW THEREFORE, after considering the Board’s file relating to this matter, the Board enters the following Final Order on Default:

**FINDINGS OF FACT**

1. On or about April 15, 2014, Licensee was the Funeral Service Practitioner (FSP) for Decedent A’s funeral. Upon arrival at the Bonanza Memorial Park Cemetery, the Oregon State ID Tag was not affixed to Decedent A’s casket, but was with the paperwork in the coach.
2. It is the responsibility of the FSP to ensure that an identifying metal disc with a number assigned by the State Registrar’s Office is attached to the casket or other receptacle containing human remains. Licensee’s failure to secure the tag is a violation of OAR 830-030-0000(4).

**CONCLUSIONS OF LAW**

1. Ward’s conduct, as described above, violated OAR 830-030-0000(4).
2. Violations of the Board’s rules is cause for disciplinary action under ORS 692.180(1)(g).

**ORDER**

NOW THEREFORE, after considering the Board's file relating to this matter, the Board enters the following Final Order on Default:

1. Ward is reprimanded.
2. This Final Order shall become effective when signed by the Executive Director of the Board.

Dated this 16 day of December 2014

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<signed>\_\_\_\_\_  
Michelle Gaines, Executive Director  
Oregon Mortuary & Cemetery Board

Date of Mailing: December 18 2014

**NOTICE OF OPPORTUNITY FOR JUDICIAL REVIEW (COURT OF APPEALS)**

You are entitled to judicial review of this Final Order pursuant to ORS 183.482. Judicial Review may be initiated by filing a petition for review with the Oregon Court of Appeals within 60 days from the date this Order was mailed to you.