

**BEFORE THE STATE MORTUARY AND CEMETERY BOARD
OF THE STATE OF OREGON**

In the Matter of the Preneed Salesperson
License of

**LISA M. BAYER-DAY,
OMCB LICENSE NO. PN-9201,**

LICENSEE

**FINAL ORDER on DEFAULT
(Suspension)**

CASE NO. 15-1069A

On December 11, 2015, the Oregon Mortuary & Cemetery Board (Board) properly served a Notice of Proposed Disciplinary Action and Opportunity for a Hearing (Notice) in OMCB Case No. 15-1069A to Lisa M. Bayer-Day (Respondent) that proposed to take disciplinary action in the form of a suspension. 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 residential address Respondent provided to the Board and the returned signed certified mail card indicated Respondent received the Notice. 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. Board's legal counsel notified Board staff that on September 24, 2015, Respondent was arrested for multiple felony counts.
2. As of October 20, 2015, Respondent had not reported the arrest to the Board in violation of ORS 676.150(3) and ORS 676.150(5).

ULTIMATE FINDINGS

3. Respondent failed to report an arrest to the Board in violation of ORS 676.150(3) and ORS 676.150(5).

CONCLUSIONS OF LAW

4. Respondent's conduct, as described above in Section 3, violated ORS 676.150(3) and ORS 676.150(5).
5. Violations of the Board's rules is cause for disciplinary action under ORS 692.180(1)(g).
6. For the above actions and pursuant to ORS 692.180(1)(a) and (g), Respondent is suspended.

ORDER

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

1. Respondent shall be suspended until evidence is provided regarding the adjudication of criminal charges.
2. The Board reserves all rights to take further action based upon adjudication.
3. This Final Order shall become effective when signed by the Executive Director of the Board.

Dated this **23** day of **February**, 2016

/s/ Michelle Sigmund-Gaines
Michelle Sigmund-Gaines, Executive Director
Oregon Mortuary & Cemetery Board

Date of Mailing: **February 26**, 2016

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.