

West Virginia Board of Funeral Service Examiners

BOARD MEETING
Charleston, West Virginia
March 4, 2009

The meeting was called to order at 1:00 p.m. by President Ben F. Williams. Members present: John S. Stump, John Attili, Steve Varner, Craig Rotruck and Raymond Tomassene. Chad Hutson was scheduled to take part in the meeting via telephone, however, there was a problem with the phone lines and he could not connect. Nonmember present: Constance Sloan, Executive Director.

Craig Rotruck, moved the Board go into Executive Session to discuss the matter of disciplinary action against a licensee for refusal to obtain continuing education hours and for action against an apprentice for misrepresentation on his license application.. The motion was seconded by John Attili and carried unanimously. After a discussion of the recommendations, on motion of John Attili, seconded by Raymond Tomassene, the Board voted unanimously to return to public session.

On motion of John Attili, seconded by Raymond Tomassene, the Board unanimously voted to have the Executive Director send Frederick D. Myers a letter stating that he has until the 14th day of March, 2009 to provide documentation of 2 hours of OSHA instruction and if he fails to comply his license will become “inactive” and he will be prohibited from engaging in the profession of a funeral director.

The matter of misrepresentations made by James Brogan on his apprentice application were discussed. The Complaint Committee found that at the time Mr. Brogan applied for his license that he was more than six months in arrears in child support payments. The questions relating to child support on the application, specifically, (1) was he in arrears and (2) does the arrearage equal or exceed the amount of child support payable for six months, were answered “no” by Mr. Brogan. Had Mr. Brogan truthfully answered the questions, the Board’s Director would have been required to notify the Child Support Office of his place of employment. After consideration of all of the evidence, the Complaint Committee recommended that Mr. Brogan be reprimanded for his actions.

On motion of John Attili, seconded by Craig Rotruck, the Board voted unanimously to REPRIMAND James Brogan for his misrepresentations on his license application and instructed the Executive Director to verify his statements on future license renewals prior to issuing him a renewal license.

The Minutes from the January 14, 2009 meeting were reviewed. There being no amendments or revisions offered, on motion from John Attili, seconded by Raymond Tomassene, the minutes were unanimously approved

The financial report for December 2008 and January 2009 was reviewed. On motion of Raymond Tomassenei, seconded by Craig Rotruck, the financial statements were unanimously approved. The P-Card purchases for the same period was reviewed and on motion of John Attili, seconded by Raymond Tomassene, the Purchase Card purchases were unanimously approved

The Board then discussed locations for continuing education seminars to be provided by the Board and decided on Charleston, Parkersburg and Martinsburg as sites for upcoming programs. It was agreed that additional sites may be added at a later date depending on the need for same.

Licenses were signed for the following individuals and establishments:

Funeral Directors:

Justin D. Dalton
KEITH D. Gregory (duplicate)
Karla D. Gregory-Martin (duplicate)

Apprentices:

William T. Rawlins

On motion of Raymond Tomassene, seconded by John Stump, the Board adjourned at 2:00 pm.

Ben F. Williams, President

Constance Sloan, Executive Director