

## Enforcement and Disciplinary Actions

---

### Disclaimer

The Cemetery and Funeral Bureau provides information regarding administrative citations and disciplinary actions for immediate access and the convenience of interested persons. While the Bureau believes the information to be reliable, human or technical error remains a possibility, as does possible delay in posting or updating information. Therefore, the Bureau makes no guarantee as to the accuracy, completeness, timeliness, currency or correct sequencing of the information.

Neither the California Department of Consumer Affairs (DCA), the Cemetery and Funeral Bureau or any of the sources of information shall be responsible for any errors or omissions, or for the use or results obtained from the use of this information. Please contact the Cemetery and Funeral Bureau by mail, e-mail, telephone, or fax if you find any inaccuracies.

To order copies of any of the disciplinary actions or citations, send your written request, including the name and license number of the licensee, to: Cemetery and Funeral Bureau, 1625 North Market Blvd., S-208, Sacramento, CA 95834.

### Definition of Terms:

**Accusation** – An Accusation is a legal document formally charging a licensee with a violation(s) of the Cemetery Act or Funeral Directors and Embalmers Law, and notifying the public that a disciplinary action is pending.

**Citation** – An enforcement action, which may contain an administrative fine and order of abatement, issued to a licensee, registrant, or unlicensed person or business for violations of the statutes and regulations enforced by the Bureau.

**Default Decision** – A decision based on the licensee's failure to provide a Notice of Defense after an Accusation or Statement of Issues has been served, or failure to be present at an administrative hearing. All charges are deemed true, and the default decision normally results in a revocation of the licensee's license(s).

**Effective Decision Date** – The date the disciplinary decision/order goes into effect.

**Petition to Revoke Probation** – Based upon violation(s) of probation the Bureau may file charges against a probationer seeking revocation of his/her license.

**Proposed Decision** – A decision rendered by an Administrative Law Judge through an Administrative Hearing which contains the determination of issues, findings of fact, and proposed order.

**Revoked** – The license is cancelled and the right to practice has ended.

**Revoked, Stayed, Probation** – The Bureau revoked the license, however, the revocation is "stayed" or temporarily set aside, subject to specified probationary terms and conditions. The licensee may continue professional practice so long as the licensee complies with the specified probationary terms and conditions. If the licensee violates probation, the Bureau may petition to lift the "stay" and revoke the license.

**Statement of Issues** – A Statement of Issues is a legal document formally charging an applicant for licensure with a violation(s) of the Cemetery Act or Funeral Directors and Embalmers Law, and notifying the public that an administrative hearing on the denial is pending.

**Stipulated Settlement** – A licensee facing disciplinary action by the Bureau or an applicant for licensure formally denied an initial license may negotiate a settlement or “stipulated agreement” prior to hearing.

**Suspension** – The licensee is prohibited from practicing for a specific period of time.

**Voluntary Surrender** – A licensee surrenders their license as a resolution to a disciplinary matter, subject to acceptance by the Bureau. The individual or business can no longer practice in the State of California.

**Writ of Mandate** – An appeal filed in Superior Court asking the court to overturn the Director’s decision.

**Bureau Disciplinary Actions Taken by Year:**

[2016](#) [2015](#) [2014](#) [2013](#) [2012](#) [2011](#) [2010](#)

**Bureau Citations Issued by Year:**

[2016](#)

DRAFT

## Administrative Citations Issued by the Cemetery and Funeral Bureau in 2016

Licensee / Applicant	License No.	License Type	Citation No.	Violations Found	Fine Amount	Effective Date
----	FD ---	Funeral Establishment	IC 2015 346	BPC 7707	\$1,000	2/23/16
----	FDR ---	Funeral Director	IC 2016 14	CCR 1204	\$250	2/23/16
----	FD ---	Funeral Establishment	IC 2016 18	BPC 7680, CCR 1211 & 1214	\$200	2/11/16
----	FD ---	Funeral Establishment	IC 2016 22	HSC 102775	\$0	3/1/16
----	COA ---	Cemetery	IC 2016 24	BPC 7711.1	\$500	5/11/16
----	FD ---	Funeral Establishment	IC 2016 37	BPC 7685.1	\$0	2/23/16
----	FD ---	Funeral Establishment	IC 2016 41	BPC 7685.2, CCR 1214	\$601	2/23/16
----	COA ---	Cemetery	IC 2016 77	BPC 7612, CCR 2388	\$400	4/5/16
----	CR ---	Crematory	IC 2016 78	HSC 8344	\$0	4/12/16
----	FD ---	Funeral Establishment	IC 2016 80	CCR 1216	\$0	3/15/16

BPC – Business and Professions Code

CCR – California Code of Regulations

HSC – Health and Safety Code