



MINUTES OF A SPECIAL MEETING

OKLAHOMA FUNERAL BOARD

3700 N. Classen, Suite 175
Oklahoma City, Oklahoma 73118

May 7, 2020

BOARD MEMBERS

Tom Coble
Chris Craddock, Pro Tem
Scott Smith, Pro Tem
Carson VanZant, Pro Tem

STAFF

Chris Ferguson
Martha Kulmacz, AAG
Thomas Schneider, AAG
Karol Shepherd
Tyler Stiles

MEETING PLACE: **Videoconference on Go to Meeting**

<https://www.gotomeeting.com/meeting/join-meeting>
Meeting ID number: 731864109

A virtual Special Board meeting of the Oklahoma Funeral Board was held on May 7, 2020 at 10:00 a.m. via videoconference in accordance with the Administrative Procedures Act, and the Open Meeting Act as amended by HB 661 signed into law by Governor Stitt on March 18, 2020. Members of the public attended the meeting via Videoconference on Go to Meeting at <https://www.gotomeeting.com/meeting/join-meeting> and the Meeting ID is 731864109. No physical location was provided. An alternative dial in number was 1-786-535-3211; Access Code 731-864-109#. Appearing remotely via videoconference for the meeting were Board members; Tom Coble, Chris Craddock (Pro Tem), Scott Smith (Pro Tem), and Carson VanZant (Pro Tem). Board staff Chris Ferguson, and Tyler Stiles, and AAG Martha Kulmacz, AAG Thomas Schneider also appeared remotely via videoconference. Karol Shepherd appeared by teleconference.

This notice of meeting and agenda was posted on our web site (www.ok.gov/funeral) on April 3, 2020 at 5:45PM

Continuing Education credit was not provided for this meeting.

The meeting was called to order at 10:00AM. The swearing in was administered to Pro Tem Board Members Craddock, Smith, and VanZant. Roll call was held and Members

Coble, Craddock, Smith, and VanZant were present. A quorum was at all times present. Coble was asked to chair the meeting.

Reading of the Oklahoma Funeral Board mission statement-The mission of the Oklahoma Funeral Board is to act in the public interest and for the protection of the public within the powers vested in the Board by the State of Oklahoma for the regulation and education of the funeral service profession.

Regarding Matters for consideration: Consent Orders. Complaint 19-15 (includes Complaint 19-57) Agent Mallory Martin Funeral Service Inc., Establishment, Sallisaw; Agent Mallory Martin Funeral Service, Inc. Owner; Todd Martin, Funeral Director & Embalmer and FDIC, Sallisaw; Mark Baldwin, Funeral Director & Embalmer, Sallisaw; and Tad Rhodes, Funeral Director & Embalmer, Sallisaw. Todd Martin and Mark Baldwin were present by videoconference. All Respondents, including Tad Rhodes who was not present, were represented by attorney Andy Walding who appeared on all Respondents' behalf by videoconference. The prosecution was represented by Martha Kulmacz, AAG. Thomas Schneider, AAG, was the Board's legal advisor. Members Coble, Craddock, Smith, and VanZant heard the case.

After presentation of the Consent Order by Martha Kulmacz, motion by Craddock second by Smith to approve the Consent Order. The Consent Order consisted of the following: The alleged violations were: Next of kin violation, FTC violations, body intake log violation, violations of the Funeral Service Licensing Act and Rules of the Board. The terms consisted of the following: Letter of Concern related to the allegation of failure to obtain express authorization to embalm from the next of kin; Letter of Concern related to the allegation of failure to provide a general price list, casket price list, outer burial container price list, and incomplete statement of goods and services purchased; On or before December 31, 2020, Todd Martin, Mark Baldwin, and Tad Rhodes each shall complete an additional three (3) hours of Continuing Education related to the "The Funeral Rule"; Administrative fine of \$500; and costs of \$2,500. The motion passed unanimously.

Motion by Craddock, second by Smith to adjourn the meeting at 10:40AM. The motion passed unanimously.

Tom Coble
Presiding Board Member