

OKLAHOMA FUNERAL BOARD
3700 North Classen Blvd, Suite 175
Oklahoma City, Oklahoma 73118

NOTICE OF REGULAR MEETING

MEETING PLACE: Office of Chief Medical Examiner OKC, 921 N.E. 23rd Street
Conference Room 1st Floor Oklahoma City, OK 73105.

DATE & TIME: August 8, 2024 10:00AM

A copy of this notice of meeting and agenda has been posted in a prominent location at the office of the Oklahoma Funeral Board, 3700 North Classen Blvd Suite 175, Oklahoma City, Oklahoma, on August 5, 2024 at 1:00PM. A copy of this agenda is available on the Funeral Board website at www.oklahoma.gov/funeral

If you plan to attend a Board meeting for Continuing Education credit and would like a rough estimate of the length of time Board staff estimates the meeting might last, please email your request to info@funeral.ok.gov.

ORDER OF BUSINESS: The Board may discuss, vote to approve, vote to disapprove, vote to table, change the sequence of any agenda item, or decide not to discuss any item on the agenda.

1. Roll Call
2. Approval of the July 11, 2024 Regular Board meeting minutes
3. Oklahoma Funeral Director's Association Update from a Representative of OKFDA, with possible discussion
4. Oklahoma Insurance Department Update from a Representative of OID, with possible discussion
5. Review complaints with possible vote for probable cause or other action

24-06 Unlicensed Practice

24-07 Unlicensed Practice

24-36 Decedent File Issues

24-45 Non-Payment of Vendor

24-48 Death Certificate Issues

24-51 Non-Payment of Vendor

24-53 Non-Payment of Vendor

24-54 Non-Payment of Vendor

25-01 Ethics/Threat Issues

6. Matters for consideration: Consent Order

At the conclusion of the parties' presentation and any questions or public discussion by the Board, the Board may in each complaint case:

- i. consider and vote on motion(s) to conduct executive session(s) pursuant to 25 O.S.2011, Section 307(B)(8) to engage in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act;
- ii. if an executive session is held, designate a person to keep written minutes of the executive session;
- iii. consider and vote on motion(s) to exit executive session and return to open meeting; and
- iv. consider and vote on motion(s) regarding possible action to be taken regarding matter discussed in executive session.

6A. Complaint 24-38, The Funeral Home, Watonga, The Funeral Home, LLC, Owner, Kenneth Anglin, FDIC. Member Corbett needs to recuse.

7. Vote to affirm or disaffirm the issuance of the following licenses, registrations, certificates, dissolution or other action

A. Apprenticeship (Original)

1. Trinady Smith, Alva, Mercer-Adams FS, Bethany
2. Philip Norris, Bartlesville, Davis Family FH&C, Dewey (FD only)
3. Karen Shufeldt, Vinita, Luginbuel FH, Vinita
4. Crystal Shaver, Tulsa, Moore FH&C, Tulsa

5. Amber Horton, Canehill, Hart FH, Stilwell
6. Jenna Beckwith, Sawyer, Miller & Miller FH, Hugo (FD only)
7. Robert Dingler, Durant, Prater-Lampton-Mills & Coffey, Hugo (FD only)

B. Apprenticeship (1st Extension)

1. Samuel Hild, OKC, OK Cremation & FH, OKC
2. Alexandria Nimsey, Tulsa, Stanley's F&CS, Tulsa
3. Charles Sorrell, Bethany, Oklahoma Mortuary Service, OKC
4. Raylynn Blanton, Yukon, Ingram. Smith & Turner, Yukon

C. Apprenticeship (2nd Extension)

1. Trysta Kershner, Marietta, Matthews F&CS, Edmond
2. Abby Jones, Clinton, Kiesau-Lee FH, Clinton

D. Funeral Director and/or Embalmer (Reciprocal)

1. Vanessa Walker, California (EM Only)

E. Funeral Director and/or Embalmer (Original)

1. Shawn Duke, Tulsa
2. Raymond Rogers, Miami
3. Chelsea Raymond, Yukon
4. Shaylee Murphree, Durant
5. Glenn Kias Palmer-Roberts, Guthrie (FD only)

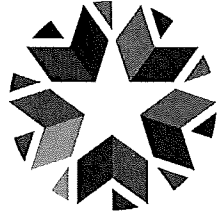
F. Establishments

1. Baggerley FH, Edmond, request to change FDIC from Samuel Flores to Katelyn Magruder

2. Kiesau-Lee FH, Clinton, request to change FDIC from Troy Lee to Shane Vice
 3. Tribute Memorial Care, Norman, request to change FDIC from Shane Vice to Samuel Flores
 4. Cruz Family FH, request to change FDIC from Mylei Saysana to Diann Simon
8. **New Business.** Any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda or any revised agenda. 25 O.S. Section 311.9.
9. **Strategic Planning: Discussion and possible action regarding change of Board Statutes or Board Rules:**
- A. Committee report, committee discussion, and Board discussion for Updating Cremation Statutes and Rules
10. **Executive Director's Report**
- A. Agency Financial Update
 - B. Notice of Strategic Planning for 2024-2025
11. **Adjournment**

Tyler Stiles, MBA
Executive Director

The next regular meeting of the Oklahoma Funeral Board will be held:
September 12, 2024. Office of Chief Medical Examiner –OKC 921 N.E. 23rd Street
Conference Room – 1st Floor Oklahoma City, OK 73105.



OKLAHOMA Funeral Board

MINUTES OF A REGULAR MEETING

OKLAHOMA FUNERAL BOARD
3700 N. Classen, Suite 175
Oklahoma City, Oklahoma 73118

July 11, 2024

BOARD MEMBERS

Tom Coble
Darin Corbett
Glenn Dunn
John Davenport
Joe Highberger
Brent Matherly
Jim Roberts

STAFF

Rochelle Covington
Tyler Stiles
Kylie Cooper, AAG
Liz Stevens, AAG

MEETING PLACE: MEETING PLACE:

If attending in person at the physical location: Office of Chief Medical Examiner OKC, 921 N.E. 23rd Street Conference Room 1st Floor Oklahoma City, OK 73105.

A copy of this notice of meeting and agenda has been posted in a prominent location at the office of the Oklahoma Funeral Board, 3700 North Classen Blvd Suite 175, Oklahoma City, Oklahoma, on July 9, 2024 at 12:30PM. A copy of this agenda is available on the Funeral Board website at www.ok.gov/funeral

President Roberts called the meeting to order at 10AM. Members Coble, Corbett, Davenport, Dunn, Matherly, and Roberts were present. Member Highberger has not been succeeded as a Board member but he was not present. A quorum was always present.

Motion by Davenport second by Dunn to approve the June 13, 2024 Regular Board meeting minutes. The motion passed unanimously with member Roberts abstaining.

Ronnie Dighton with OKFDA presented that the Association is currently having the Women's Conference in Edmond and that approximately have 39 attendees. They will make an announcement soon regarding the Fall District meeting locations.

OID did not provide an update.

Motion by Roberts second by Coble to dismiss complaint 24-04 regarding Disinterment Issues. The motion passed unanimously.

Motion by Roberts second by Matherly to dismiss complaint 24-37 regarding Establishment Ownership Issues. The motion passed unanimously.

Motion by Matherly second by Roberts to find probable cause on complaint 24-40 regarding Material Misrepresentation. The motion passed unanimously.

Motion by Matherly second by Roberts to dismiss complaint 24-44 regarding Death Certificate Issues. The motion passed unanimously.

Motion by Davenport second by Matherly to find probable cause on complaint 24-46 regarding Timely Cremation Issue. The motion passed unanimously.

Motion by Davenport second by Coble to find probable cause on complaint 24-49 regarding Timely Cremation Issue. The motion passed unanimously.

Motion by Davenport second by Matherly to dismiss complaint 24-50 regarding Death Certificate Issues. The motion passed unanimously.

Motion by Corbett second by Dunn to dismiss complaint 24-52 regarding Director at Cemetery Issues. The motion passed unanimously.

Motion by Matherly second by Davenport to approve the following: Apprenticeship (Original) Brian Crittenden, Tahlequah, Hart FH, Tahlequah; Kanisha Pankratz, Woodward, Billings FH, Woodward; Alec Richardson, Cyril, Becker-Rabon FH, Lawton; Allyson Rees, Corn, Ray & Martha's FH, Hobart; Jensen Hernandez, Sand Springs, Serenity FH, Tulsa; Emmaline Kuhn, Edmond, Smith & Kernke, OKC. The motion passed unanimously.

Motion by Matherly second by Davenport to approve the following: Apprenticeship (1st extension) Tyler Robbins, Bartlesville, Davis Family FH, Bartlesville; Robert Wood, Sallisaw, Forever Memories FS, Sallisaw; Rodd Wood, Shawnee, McElyea & Owens, Shawnee; Yesenia Martinez, OKC, OK Cremation & FH, OKC; Kari Norberto, Cyril, Comanche Nation FH, Lawton. The motion passed unanimously.

Motion by Matherly second by Davenport to approve the following: Apprenticeship (2nd Extension). Kaitlin Hawkins, Stilwell, Hart FH, Tahlequah; Joshua Smith, Guthrie, Mercer-Adams FS, Bethany. The motion passed unanimously

Motion by Matherly second by Davenport to approve the following: Funeral Director and/or Embalmer (Reciprocal), Renee Torres, Arizona (FD Only). The motion passed unanimously.

Motion by Matherly second by Davenport to table the following: Funeral Director and/or Embalmer (Reciprocal), Vanessa Walker (EM Only). The motion passed unanimously.

Motion by Matherly second by Davenport to approve the following: Funeral Director and/or Embalmer (Original), Carson Garrett, Fort Gibson. The motion passed unanimously.

Motion by Matherly second by Coble to table the following: Funeral Director and/or Embalmer (Original), Shawn Duke, Tulsa. The motion passed unanimously.

Motion by Matherly second by Davenport to approve the following: Funeral Director and/or Embalmer (Original), Matthew Bowser, Broken Bow; Kimberly Lucas, Choctaw; Rulon Davis Sr., Edmond (EM only). The motion passed unanimously.

Motion by Matherly second by Davenport to table the following: Funeral Director and/or Embalmer (Original), Raymond Rogers, Miami. The motion passed unanimously.

Motion by Matherly second by Davenport to approve the following: Establishments, Bill Eisenhour NE, OKC, request to change FDIC from Megan Crouch to Billy Robison; Sunny Lane, Del City, request to change FDIC from Billy Robison to Megan Crouch; Benjamin FS, Nowata, request to change FDIC from Joseph Faulkner to Timothy Howell; American FS, Colbert, request to close establishment; Brown FH&C, Coweta, request to change FDIC from James Brown to Logan Brown; Martin-Dugger FH, Elk City, request to change name to Martin- Dugger Funeral Home and Cremation Services; Smith FH,

Sapulpa request to change FDIC from Josh Linn to Harlea Walker. The motion passed unanimously.

Motion by Matherly second by Davenport to approve the following: Crematories, Advanced Cremation Care Center, Choctaw, request to close crematory. The motion passed unanimously.

There was no new business

Strategic Planning: Discussion and possible action regarding change of Board Statutes or Board Rules: Board discussion for Updating Cremation Statutes and Rules. The cremation committee reported that they have been meeting and have created numerous suggestions for changes in cremation laws and will need more meetings due to the in-depth conversations and will prepare a full report in August

Agency Financial update- Mr. Stiles reported gross receipts for June 2024 to be \$11,255.00 with \$580.50 going to the State of Oklahoma general fund. The expenses for the same timeframe totaled \$34,602.18 and net income after expenses totaled -\$23,927.68

Motion by Roberts second by Corbett to nominate member Matherly as President for FY25. The motion passed unanimously with member Matherly abstaining.

Motion by Roberts second by Matherly to nominate member Coble as Vice-President for FY25. The motion passed unanimously with member Coble abstaining.

Motion by Matherly second by Davenport to adjourn the meeting at 10:17AM. The motion passed unanimously.

Brent Matherly
Oklahoma Funeral Board President

**BEFORE THE OKLAHOMA FUNERAL BOARD
STATE OF OKLAHOMA**

**IN THE MATTER OF THE COMPLAINT
AGAINST:**

THE FUNERAL HOME

A Licensed Funeral Establishment,
Establishment License # 2001ES
PO Box 277
Watonga, OK 73772

owned by:

THE FUNERAL HOME, LLC

621 E. Russworm Dr.
Watonga, OK 73772

KENNETH ANGLIN, JR

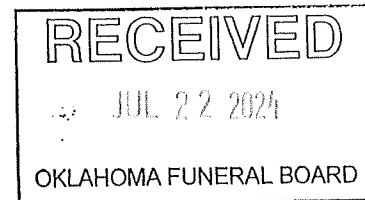
Licenses: 2642FD and 3026EM
Address: PO Box 277
Watonga, OK 73772

A Licensed Funeral Director and Embalmer
and the Funeral Director in Charge at

THE FUNERAL HOME,

Respondents.

Complaint No. 24-38



COMPLAINT AND NOTICE OF HEARING

The State of Oklahoma, *ex rel.*, Oklahoma Funeral Board (“Board”), by and through Assistant Attorney General Kylie Cooper, files this Complaint and Notice of Hearing, alleging that the Respondents, THE FUNERAL HOME, THE FUNERAL HOME LLC, and KENNETH ANGLIN, JR, have violated provisions of the State Funeral Services Licensing Act, 59 O.S. § 395.1 *et seq.* (the “Act”), and Rules of the Board, Oklahoma Administrative Code (“O.A.C.”) Section 235:10-1-1 *et seq.* (the “Rules”), in the manner set forth below:

JURISDICTION

1. Respondent THE FUNERAL HOME (“Funeral Home”) is licensed by the Board, establishment license number 2001ES, and is located at PO BOX 277, Watonga, OK 73772.

2. Respondent KENNETH ANGLIN, JR (“Funeral Director in Charge” or “FDIC”) is licensed by the Board as a funeral director and embalmer, license numbers 2642FD and 3026EM, and at all relevant times was the Funeral Director in Charge at Funeral Home.

3. Respondent THE FUNERAL HOME, LLC. (“Owner”) is, and at all relevant times was, the owner of record for Funeral Home. Upon information and belief, Respondent KENNETH ANGLIN, JR is the owner and registered agent for Respondent THE FUNERAL HOME, LLC.

4. The Board has jurisdiction over Respondents pursuant to 59 O.S. §§ 396.2a(9) and (11). *See also* 59 O.S. § 396.12f(F).

FACTUAL ALLEGATIONS

5. On or about March 28, 2024, Board staff filed a complaint alleging that an FDIC’s assistant placed a temporary grave marker reflecting “Russworm Funeral Homes.” The Russworm Funeral Home has not been actively licensed by the Board since 2014.

6. On March 28, 2024, Board staff processed the complaint, alleging that Respondents had violated 59 O.S. 396.12(B) by advertising itself in a name other than that which the establishment is licensed under. The Board provided Respondents with the Notice of Complaint via certified mail, which was delivered on April 3, 2024.

7. Further, Board staff alleged a violation of Board rule O.A.C. 235:10-15-3(4) for misleading advertising.

8. On April 11, 2024, Respondents filed their response to Complaint 24-38 with the Board. Respondents stated that the grave marker had since been removed and they were unaware it had been posted by their assistant.

9. By public vote during the meeting on June 13, 2024, the Board found probable cause to file a formal complaint against Respondents for the violations alleged herein.

10. The prosecution has sufficient evidence which, if presented to the Board at an evidentiary hearing, would constitute clear and convincing evidence of the alleged violations.

ALLEGED CONCLUSIONS OF LAW

11. Respondents violated 59 O.S. §396.12(B) by advertising in a name other than that which the establishment is licensed under. The relevant statute, 59 O.S. §396.12(B), provides:

A funeral establishment shall not do business in a location that is not licensed as a funeral establishment, shall not advertise a service that is available from an unlicensed location, and shall advertise itself by the name that the establishment is licensed as pursuant to the Funeral Services Licensing Act.

12. Further, Respondents violated O.A.C. 235:10-15-3(4) by disseminating false, misleading, or deceptive advertising. The relevant rule, O.A.C. 235-10-15-3(4), provides, “an advertisement may not contain statements: (4) any name other than the name the establishment or individual is licensed as.”

13. FDIC is “responsible for the legal and ethical operation of the [Funeral Home] and is accountable to the Board.” 59 O.S. § 396.2(12). Therefore, Respondent KENNETH ANGLIN, JR., as the Funeral Director in Charge of the Funeral Home is also liable for the above violations.

14. Due to the above violations, Respondents are subject to disciplinary action by the Board. *See* 59 O.S. §§ 396.2a(9) and (11); *id.* at §§ 396.12c(A)(5) and (8); *id.* at § 396.12d; *id.* at § 396.12e.

AUTHORIZED PENALTIES

15. The Board is authorized to impose any of the following penalties for violations of the Act or Rules: (1) denial, revocation, suspension, or nonrenewal of license or certificate of apprenticeship; (2) administrative fines up to ten thousand dollars (\$10,000.00) per series of related violations¹; (3) injunctive proceedings; and (4) other disciplinary action. 59 O.S. §§ 396.12c(5) and (8); *id.* at § 396.12c; *id.* at § 396.12d; *id.* at § 396.12e.

16. Further, the Board is authorized to “impose . . . as a condition of any adverse disciplinary action, the payment of costs expended by the Board in investigating and prosecuting the violation.” 59 O.S. § 396.12e(B). Costs may include, but are not limited to, “staff time, salary and travel expenses, [and] witness fees and attorney fees.” *Id.*

17. In lieu of prosecution, Respondents “may elect to surrender the license.” *Id.* at § 396.12e(D). However, should Respondents surrender their licenses, they “shall be forever barred from obtaining a reissuance of said license or certificate of apprenticeship.” *Id.*

NOTICE OF HEARING

An **EVIDENTARY HEARING** will be held before the Board on **AUGUST 8, 2024**, at **10:00 A.M.** Respondents may appear personally or through an attorney. If Respondents fail to appear, the hearing will be held in their absence. Respondents have the right to submit a written response, cross-examine witnesses, and present evidence on their behalf. *See* 75 O.S. §§ 309 and

¹ When determining the amount of an administrative penalty, the Board shall consider, but not be limited to:

the nature, circumstances, and gravity of the violation and, with respect to the person or entity found to have committed the violation, the degree of culpability, the effect on ability of the person or entity to continue to do business and any show of good faith in attempting to achieve compliance with the provisions of the Funeral Services Licensing Act.

59 O.S. § 396.12e(C).

310. If the Board decides, after considering all the evidence presented, that Respondents are in violation of any of the above-referenced laws, the Board may take any authorized disciplinary action it deems appropriate.

Instead of proceeding with the aforementioned hearing, the parties may present a **JOINT PROPOSED CONSENT ORDER** to the Board on the same date and time. *See* 75 O.S. § 309(E).

Respectfully submitted:

A handwritten signature in black ink that reads "Kylie Cooper". The signature is written in a cursive style with a long horizontal line extending from the end of the name.

Kylie Cooper, OBA # 23758
Assistant Attorney General
Office of the Oklahoma Attorney General
313 NE 21st Street
Oklahoma City, OK 73105
kylie.cooper@oag.ok.gov

Attorney for Oklahoma Funeral Board

CERTIFICATE OF SERVICE

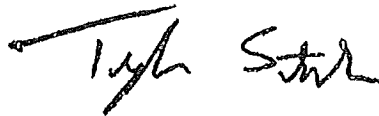
I hereby certify that on the 22nd day of July, 2024, a true and correct copy of the foregoing *Complaint and Notice of Hearing* was served either mailing by Certified Mail or by handing to a process server for service in person, as follows:

BY CERTIFIED MAIL:

Kenneth Anglin, Jr.
PO Box 277
Watonga, OK 73772

The Funeral Home, LLC
621 E. Russworm Dr.
Watonga, OK 73772

The Funeral Home
PO Box 277
Watonga, OK 73772



Tyler Stiles, MBA
Executive Director