

AGENDA

CONNECTICUT BOARD OF EXAMINERS OF EMBALMERS AND FUNERAL DIRECTORS

Thursday, June 17, 2010 at 9:30 AM
Department of Public Health
410 Capitol Avenue, Hartford, CT
Office of Health Care Access Hearing Room
Third Floor

CALL TO ORDER

I. MINUTES

Review and approval of the minutes from the January 28, 2010 meeting.

II. CHAIR UPDATES/CORRESPONDENCE

III. OPEN FORUM

IV. DEPARTMENT OF PUBLIC HEALTH UPDATES

- A. Jennifer Filippone, Section Chief, Practitioner Licensing and Investigation
- B. Investigations Update
Gary Griffin, Investigations Supervisor, DPH

V. NEW BUSINESS

Edward G. Conway
Request for approval of employment pursuant to § 20-211-17

VI. LEGAL OFFICE BUSINESS

- A. Edward Toohey, Embalmer – Petition No. 2009-0521-030-002
Motion to Withdraw Statement of Charges – Diane Wilan, Staff Attorney, DPH
- B. Jeffrey Meyer, Embalmer – Petition No. 2009-0617-030-006
Presentation of Consent Order – Diane Wilan, Staff Attorney, DPH
- C. Brain Delton, Embalmer – Petition No. 2009-20091357
Presentation of Consent Order – Ellen Shanley, Staff Attorney, DPH

ADJOURN

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

The **Connecticut Board of Examiners of Embalmers and Funeral Directors** held a meeting on January 28, 2010 at the Department of Public Health Complex, Capitol Avenue, Hartford, Connecticut in Conference Room F on the second floor

BOARD MEMBERS PRESENT: Daniel P. Jowdy, Embalmer
Gerald Bosak, Jr., Embalmer
Peter Hansen, Embalmer
John B. Sterry, Jr.

BOARD MEMBERS ABSENT: James Donohue

ALSO PRESENT: Jeffrey A. Kardys, Board Liaison
Jennifer Filippone, Section Chief, Department of Public Health
Gary Griffin, Department of Public Health

The meeting convened at 9:40 a.m.

I. MINUTES

The minutes from the December 1, 2009 meeting were reviewed. Mr. Bosak made a motion, seconded by Mr. Sterry to approve the minutes. The motion passed unanimously.

II. OPEN FORUM

The Board entertained a question regarding whether there is a requirement for holding rooms for deceased in convalescent homes and a question pertaining to Briarwood College's use of permission slips, signed by families, to allow mortuary students to be involved in the embalming process.

III. CHAIR UPDATES

None

IV. DEPARTMENT OF PUBLIC HEALTH UPDATES

A. Jennifer Filippone, Section Chief, Department of Public Health reported on a meeting attended by Mr. Jowdy and representatives from the Attorney General's Office, Department of Consumer Protection (DOCP) and the Connecticut Funeral Directors Association to discuss pre-need issues. The DOCP oversees pre-need issues with assistance from the Assistant Attorney General. Questions regarding pre-need should be addressed to the DOCP.

B. Investigations Update

Gary Griffin, Investigation Supervisor, Department of Public Health reported that there are eighteen cases currently in various stages of investigation by the Department. Five additional cases have been referred to the Department's Legal Office for further review.

V. LEGAL OFFICE BUSINESS

A. Jeffrey Meyer, Embalmer – Petition No. 2009-0617-030-006

Diane Wilan, Staff Attorney, Department of Public Health presented a Motion for Summary Suspension in the referenced matter. Jeffrey Meyer was present with Attorney John Droney. Attorney spoke in opposition to the Summary Suspension motion.

Mr. Hansen made a motion, seconded by Mr. Bosak, to deny the Motion for Summary Suspension in that the allegations against Mr, Meyer do not rise to a level of immediate threat to public safety or welfare. The motion passed unanimously.

A hearing on the Statement of Charges in this matter will be scheduled.

B. Edward Toohey, Embalmer – Petition No. 2009-0521-030-002

James T. Toohey and Son Funeral Home – Petition No. 2009-0521-056-001

Diane Wilan, Staff Attorney, Department of Public Health presented a Motion for Summary Suspension in each of the referenced matters. Neither Mr. Toohey nor a representative of the James T. Toohey and Son Funeral Home was present or represented.

Mr. Hansen made a motion, seconded by Mr. Bosak, to deny each Motion for Summary Suspension in that the allegations do not rise to a level of immediate threat to public safety or welfare. The motion passed unanimously.

A hearing on the Statement of Charges in each matter will be scheduled for March 16, 2010.

C. Brain Delton, Embalmer – Petition No. 2009-20091357

Diane Wilan, Staff Attorney, Department of Public Health presented a Interim Consent Order in the referenced matter. Mr. Delton was not present or represented.

Mr. Sterry made a motion, seconded by Mr. Bosak, to approve the Interim Consent Order, which suspends respondent's license until this matter is resolved. The motion passed unanimously.

Mr. Jowdy signed the order.

VI. ADJOURNMENT

There was no further business and the meeting was adjourned at 10:45 a.m.

Respectfully submitted,

Daniel Jowdy, Chairman
Board of Examiners of Embalmers and Funeral Directors