IN THE MATTER OF

JOSEPH CROSS, JR.

GLENDA CROSS AND THE

ENTITY OPERATING AS

CROSS MEMORIAL FUNERAL HOME

AMITE, LOUISIANA

LOUISIANA STATE BOARD OF EMBALMERS AND FUNERAL DIRECTORS

FILED: SEP 10 2018 _____ CLERK

FINDINGS of FACT and DECISION of the BOARD

This matter came before the Louisiana State Board of Embalmers and Funeral Directors for hearing on August 15, 2018.

Present:

CHANEL R. DEBOSE, Prosecuting Attorney, for and on behalf of the Louisiana State Board of Embalmers and Funeral Directors.

DIANNE T. ALEXANDER, General Counsel, for and on behalf of the Louisiana State Board of Embalmers and Funeral Directors.

HARRY VORHOFF, Hearing Officer, Special Counsel for and on behalf of the Louisiana Department of Justice.

RENEE S. RABORN MOLLAND, Attorney, for and on behalf of Joseph Cross, Jr., Glenda Cross, and the entity Cross Memorial Funeral Home

After considering the law, the evidence, the testimony of the witnesses and the entire record of these proceedings, together with the admission into the record by Joseph Cross, Jr. and Glenda Cross on behalf of the entity operating as Cross Memorial Funeral Home and made a part of the record before the Board on August 15, 2018:

FINDINGS of FACT

That **JOSEPH CROSS, JR. and GLENDA CROSS** are the registered agents and owners of the entity known as Cross Memorial Funeral Home, LLC (#2868) Amite, Louisiana and, therefore, subject to the jurisdiction of this Board; That evidence contained within the record of these proceedings, together with the testimony of the witnesses made within the presentation, reflects that **Cross Memorial Funeral Home** is guilty of violating Title 46 Professional and Occupational Standards, Chapter 11, Section 1105 (A) and LA R.S. 37:848 (A).

CONCLUSIONS

As to **Cross Memorial Funeral Home represented by Joseph Cross, Jr. and Glenda Cross**, the Board members found Cross Memorial Funeral Home violated the provision of LA R.S. 37:848 (A) and Title 46 Professional and Occupational Standards, Chapter 11, Section 1105 (A). The violations were evidenced by the admissions into the record on August 15, 2018 by its representatives Joseph Cross, Jr. and Glenda Cross that Cross Memorial Funeral Home allowed lapses to occur in the employment of a licensed funeral director as manager of the entity Cross Memorial Funeral Home from 2015 to the present; during such time, an unlicensed person not certified and/or registered with the Board, was allowed to practice the science of embalming and/or conducted the business of funeral directing.

DECISION of the BOARD

Accordingly, for the reasons as stated and as noted herein above;

IT IS ORDERED BY THE BOARD THAT Cross Memorial Funeral Home is hereby found guilty of violating the provision of LA R.S. 37: 848 (A) Title 46 Professional and Occupational Standards, Chapter 11, Section 1105 (A). Because Cross Memorial Funeral Home has been found guilty of the above violation, LA. R.S. 37:850 which states: Whoever violates the provisions of this Part shall be fined not less than five hundred dollars ($500.00), nor more than two thousand five hundred dollars ($2,500.00) and costs of the court reporter and attorney for the board for each offense, or by imprisonment for not less than thirty days nor more than one hundred eight days for each offense, or both such fine and imprisonment, is the applicable penalty statute.

IT IS FURTHER ORDERED BY THE BOARD THAT, Cross Memorial Funeral Home and its representatives Joseph Cross, Jr. and Glenda Cross are fined the sum of Thirty Thousand dollars ($30,000.00) with suspension of ten thousand dollars ($10,000.00), provided the entity Cross Memorial Funeral Home does not appear before the Board within a year of this matter for the same or similarly related issues, for the violation of LA. R. S. 37: 848 (A) and Title 46 Professional and Occupational Standards, Chapter 11, Section 1105 (A); the sum of Two Hundred Twenty-Nine dollars and Fifty cents ($229.50) for the cost of the court report for the August 15, 2018 hearing, and the sum of Sixteen Thousand Two Hundred Fifty-two dollars and Fifty cents ($16,252.50) for attorney's fees for the August 15, 2018 hearing for a total assessed fine of Thirty-Six Thousand Four Hundred Eighty-Two dollars ($36,482.00). The above

assessed fines are to be paid by Cross Memorial Funeral Home and/or its representatives Joseph Cross, Jr. and Glenda Cross within thirty days (30) of receipt of this decision or by October 12, 2018. Failure to remit the above accessed fine within the designated time period may result in the suspension of the establishment license (#2868) until the assessed fine has been paid in full.

BY ORDER OF THE BOARD

Edward L Hubbell
SECRETARY

METAIRIE, LOUISIANA
September 10, 2018