

NEVADA FUNERAL AND CEMETERY SERVICES BOARD

MINUTES

The Nevada Funeral and Cemetery Services Board will conduct a meeting beginning Monday, May 8, 2017, at 9:00 a.m. The meeting will continue, if necessary, on Tuesday, May 9, 2017 at 9:00 a.m. or until the Board concludes its business at the following location:

Office of the Attorney General
Mock Courtroom, Room 201
100 North Carson Street
Carson City, NV 89701

- 1. Call to order, roll call, establish quorum.**
The meeting was called to order at 9:03 am

Board Members Present

Dr. Randy Sharp, Chairman
Bart Burton
Brian Rebman
Christopher Naylor
Adam Garcia

Board Members Recused

Tammy Dermody, Secretary
Lorretta Guazzini, Treasurer

Board Staff Present

Jennifer Kandt, Executive Director
Marie Paakkari, Administrative Assistant

Board Counsel Present

Sarah Bradley,
Senior Deputy Attorney General

William McKean,
Chief Deputy Attorney General

Andrea Nichols,
Senior Deputy Attorney General

- 2. Public comment**

Note: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

There was no public comment.

- 3. Discussion, recommendation, and possible action regarding disciplinary hearing on Complaint and Notice of Hearing In the Matter of La Paloma Funeral Services, 5301 Longley Lane, Reno, Funeral Establishment Permit No. EST88; La Paloma Funeral Services, 5301 Longley Lane, Reno, Crematory License No. CRE88; La Paloma Funeral Services, 437 Stoker Avenue, Reno, Funeral Establishment Permit No. EST107; Shaun Bowen, Funeral Director License No. FD201; Dustin Olson, Funeral Director License No. FD779 - Case Number FB17-01. This agenda item may include review and consideration of any motions and may include review and consideration of a settlement agreement or Consent Decree if one is presented (For possible action)**

(This matter being resumed from the continuation at the March 21, 2017 and April 19, 2017 meetings, agreed to by and between the Funeral Board, Andrea Nichols, Senior Deputy Attorney General and William McKean, Chief Deputy Attorney General of the Attorney General's Office, counsel for Petitioners, and Dan Reaser and Katie Hoffman of Fennemore Craig, PC, counsel for Respondents.)

Dr. Randy Sharp administered oath to court reporter.

Dan Reaser and Katie Hoffman of Fennemore Craig, PC appearing on behalf of the Respondents. Respondents Shaun Bowen and Dustin Olson present with general counsel, David Squires.

Andrea Nichols, Senior Deputy Attorney General and William McKean, Senior Deputy Attorney General with the Attorney General's office appearing on behalf of the Petitioner.

Discussion of the preliminary matters, Respondents Motion to Dismiss; Respondents Motion to Disqualify (Tammy Dermody and Lorretta Guazzini); Respondents Motion to Exclude Evidence and Witnesses Identified on Petitioner's Supplemental Disclosure of Witnesses and Evidence; and Respondents Motion to Exclude Evidence and Witnesses Identified on Petitioner's Second Supplemental Disclosure of Witnesses and Evidence.

Discussion of admission of evidence and witness testimony. The Funeral Board heard and discussed witness testimonies regarding the matter at issue.

MOTION: Adam Garcia moved to deny Respondents Motion to Dismiss. Bart Burton seconded the motion and the motion was carried unanimously with Tammy Dermody and Lorretta Guazzini recusing.

MOTION: Adam Garcia moved to deny both of Respondents Motions to Exclude. Bart Burton seconded the motion and the motion was carried unanimously with Tammy Dermody and Lorretta Guazzini recusing.

On Monday, May 8, 2017, the Funeral Board heard witness testimony from Anthony Valdez, Joshua Lewis, Jennifer Kandt, John Fudenberg and Laura Knight, MD.

The meeting/hearing continued on Tuesday, May 9, 2017 at 9:00 am.

On Tuesday, May 9, 2017, the Funeral Board heard witness testimony from Ellen Riley, Ana Gomez, Zachary Terry, Alex Brown and Lyle Meyer.

The Funeral Board heard and discussed further witness testimonies regarding the matter at issue.

Discussions regarding a mutually agreeable continuation date.

The meeting/hearing continuation date was verbally and mutually agreed to by and between the Funeral Board, counsel for Petitioners, and counsel for Respondents to Wednesday, May 24, 2017 and Thursday, May 25, 2017 meeting location to be announced at a later date.

Please refer to court reporter hearing transcript for specific details.

4. Public comment

Note: No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

There was no public comment.

5. Adjournment (For possible action)

Meeting postponed on May 8, 2017 at 5:40 pm and reconvened at 9:06 am on May 9, 2017 and finally adjourned May 9, 2017 at 6:07 pm.