



STATE OF NEVADA
FUNERAL AND CEMETERY SERVICES BOARD

3740 Lakeside Drive, Suite 201, Reno, Nevada 89509

Phone (775) 825-5535

Email: nvfuneralboard@fb.nv.gov * Website: <http://funeral.nv.gov/>

AGENDA AND NOTICE OF PUBLIC MEETING

Tuesday, December 10, 2024, at 9:00 a.m.

Video Conference and Teleconference

Via Zoom Video Conference

Zoom Meetings
at [Zoom Meeting Link](#)
Meeting ID: 253 977 5871
Passcode: 668556

Via Teleconference:

1-669-900-6833
Meeting ID: 253 977 5871
Passcode: 668556

Physical Location

3740 Lakeside Drive, Suite 201
Reno, Nevada

Please Note: The Board may: 1) address agenda items out of sequence to accommodate persons appearing before the Board or to aid the efficiency or effectiveness of the meeting; 2) combine items for consideration by the public body; and 3) pull or remove items from the agenda at any time. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. (NRS 241.030)

Public comments are welcomed by the Board. At the discretion of the Chair, Public comment may be limited to three (3) minutes per person. A public comment time will be available before any action items are heard by the public body and then once again prior to adjournment of the meeting. The Chair may allow additional time to be given a speaker as time allows and in his/her sole discretion. Once all items on the agenda are completed the meeting will adjourn. Prior to the commencement and conclusions of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual the board may refuse to consider public comment.

At the time for public comments, if you wish to provide public comment, you will be asked to raise your hand to be recognized by the host. If you are attending the meeting via video, to raise your hand using the meeting controls, click on Reactions and then click Raise Hand. To lower your hand, click Lower Hand. When called on by the host, you will be prompted to unmute yourself and state your name.

If you are participating by telephone, dial *9 on your phone to raise or lower your hand.

NOTE: Public comment may be provided prior to the meeting via email to nvfuneralboard@fb.nv.gov

Action by the Board on an item may be to approve, deny, amend, or table.

1. Call to order, roll call, establish quorum.

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)

3. Discussion, recommendation, and possible action regarding disciplinary hearing on Complaint for Disciplinary Action and Notice of Hearing In the Matter of McDermott's Funeral and Cremation Service, a Funeral Establishment, and Christopher M. Grant, a Funeral Director, License No. FD920 – Case Number FB24-01. 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.)

4. Discussion, recommendation, and possible action regarding disciplinary hearing on Complaint for Disciplinary Action and Notice of Hearing In the Matter of McDermott's Funeral and Cremation Service, a Funeral Establishment, and Christopher M. Grant, a Funeral Director, License No. FD920 – Case Number FB24-07. 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.)

5. 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)

6. Adjournment (For Possible Action)

Anyone desiring additional information, including meeting materials, may contact Stephanie Bryant McGee at 775-825-5535. Meeting materials are also available for download from the Board website at <http://funeral.nv.gov> or can be picked up at the following location: 3740 Lakeside Drive, Suite 201, Reno, NV 89509. NOTE: If picking up materials, please call the office to schedule a time for pick-up.

The Board is pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify Stephanie Bryant McGee at 775-825-5535, no later than 48 hours prior to the meeting. Requests for special arrangements made after this time frame cannot be guaranteed.

This agenda has been sent to all members of the Board and other interested people who have requested an agenda from the Board. People who wish to continue to receive an agenda and notice of meetings must request so in writing every six months.

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED
IN THE FOLLOWING LOCATIONS:

<p>Nevada Funeral & Cemetery Services Board Office 3740 Lakeside Drive, Suite 201 Reno, NV 89509</p>	<p>Nevada Funeral & Cemetery Services Board Website https://funeral.nv.gov/Board/Meetings/Meetings/</p>	<p>Nevada Public Notice Website https://notice.nv.gov/</p>
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BEFORE THE STATE OF NEVADA
BOARD OF FUNERAL AND CEMETARY SERVICES

IN THE MATTER OF:

Case No.: FB24-01

MCDERMOTT'S FUNERAL AND
CREMATION SERVICE, a Funeral
Establishment, and CHRISTOPHER M.
GRANT, a Funeral Director,

Respondents.

PETITIONER'S INDEX OF EXHIBITS

The STATE OF NEVADA, FUNERAL AND CEMETERY SERVICES BOARD (BOARD) by and through its counsel AARON D. FORD, Attorney General, and MATTHEW FEELEY, Deputy Attorney General, hereby submits the following hearing exhibits in the above-entitled case.

INDEX OF EXHIBITS

Exhibit	Description	Bates Number-NFCB
1	Complaint for Disciplinary Action and Notice of Hearing, set for December 10, 2024	0001-0008
2	NBFCS Investigation Report, prepared by Dr. Wayne Fazzino	0009-0028
2-A	Board Complaint Generated by Executive Director Stephanie McGee	0013-0015
2-B	Notice of Informal Complaint - 233B Letter and USPS Receipt	0016-0021
2-C	McDermott's Regulatory Fee Report for October through December 2023, and January 2024 – Copy of Check	0022-0028
3	NBFCS Supplemental Report, prepared by Dr. Wayne Fazzino	0029-0034
3-A	Response Letter from Christopher Grant	0031-0034

Exhibit	Description	Bates Number- NFCB

Respectfully submitted: November 26, 2024.

Aaron D. Ford
Attorney General

By: /s/ Matthew Feeley
Matthew Feeley
Deputy Attorney General
Nevada Bar No. 13336
555 East Washington Ave., Suite #3900
Las Vegas, NV 89101
*Attorneys for State of Nevada
Board of Funeral & Cemetery Services*

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of November, 2024, I served the **PETITIONER'S INDEX OF EXHIBITS** by depositing a copy of the same in the United States mail, properly addressed, postage prepaid, **CERTIFIED** and **REGULAR MAIL** addressed as follows:

McDermott's Funeral and Cremation Service
Christopher M. Grant
2121 Western Avenue, Suite 3A
Las Vegas, NV, 89102

Certified Mail No. 1021 1970 0001 7411 0481


An Employee of the Nevada State Board of Funeral & Cemetery Services

Exhibit 1

Exhibit 1

1 AARON D. FORD
Attorney General
2 Matthew Feeley
Deputy Attorney General (Bar No. 13336)
3 Division of Boards and Open Government
1 State of Nevada Way, Suite 100
4 Las Vegas, Nevada 89119
Telephone: (702) 486-3120
5 Facsimile: (702) 486-3768
Email: mfeeley@ag.nv.gov
6 *Attorneys for the Nevada State
Board of Funeral & Cemetery Services*

8 BEFORE THE NEVADA STATE BOARD OF FUNERAL & CEMETERY SERVICES

9 STATE OF NEVADA

10 In the Matter of:

Case No. FB24-01

11 MCDERMOTT'S FUNERAL AND
12 CREMATION SERVICE, a Funeral
Establishment, and CHRISTOPHER M.
13 GRANT, a Funeral Director,

14 Respondent.

**COMPLAINT
FOR DISCIPLINARY ACTION
AND
NOTICE OF HEARING**

15
16 The Executive Director of the Nevada State Board of Funeral & Cemetery Services ("Board
17 Staff"), by and through its counsel, Aaron D. Ford, Attorney General of the State of Nevada, and Matthew
18 Feeley, Deputy Attorney General, hereby complains for disciplinary action against McDERMOTT'S
19 FUNERAL AND CREMATORY SERVICE ("McDERMOTT'S"), and CHRISTOPHER M. GRANT
20 ("GRANT"), (collectively as "RESPONDENTS"), as follows:

21 **JURISDICTION**

22 1. At all times relevant to the Complaint, McDERMOTT'S held a permit as a Funeral
23 Establishment, permit number EST 110, issued by the Nevada State Board of Funeral & Cemetery
24 Services ("Board").

25 2. At all times relevant to the Complaint, GRANT held a license as a Funeral Director,
26 License # FD 920, issued by the Board.

27 3. RESPONDENTS are therefore subject to the jurisdiction of the Board and Board Staff
28 and the provisions of NRS chapters 642, 451, and 452 and NAC chapters 642, 451, and 452.

1 4. Pursuant to NRS 642.5172 through NRS 642.524, NRS 642.130 and NRS 642.135, the
2 Board may take disciplinary action by way of this Complaint.

3 **FACTUAL ALLEGATIONS**

4 5. The Board is tasked by Nevada Revised Statutes (NRS) 642.069 through 642.075 to
5 collect certain fees from its licensees, and certificate and permit holders.

6 6. The Board is required specifically to charge a regulatory fee pursuant to NRS 642.0696.

7 7. The Board is granted authority to adopt reasonable rules and regulations in order to carry
8 out the provisions of these statutes pursuant to NRS 642.063.

9 8. The Board has adopted rules regarding the collection of regulatory fees and has prepared
10 a standard form, titled the Regulatory Fee Report, for licensees to fill out when submitting their regulatory
11 fees. This form clearly states that “This Report and monthly payment is due by the 15th of the month
12 following the reporting period.”

13 9. On February 1, 2024, Board Executive Director Stephanie Bryant McGee (“Executive
14 Director McGee”) prepared an informal complaint related to the failure of RESPONDENTS to submit
15 their regulatory fees and report.

16 10. On February 1, 2024, Executive Director McGee sent a Notice of Informal Complaint
17 (“233B Letter”) to GRANT, Manager and Managing Funeral Director of McDERMOTT’S, via certified
18 mail. The Letter was received and signed for on February 6, 2024.

19 11. On February 28, 2024, Board Investigator Dr. Wayne Fazzino (“Investigator”) completed
20 an Investigative Report concerning the informal complaint.

21 12. As stated in the informal complaint and found in the course of the investigation, on
22 January 31, 2024, Executive Director McGee conducted a review of outstanding regulatory fees.

23 13. Executive Director McGee found that RESPONDENTS had not filed the Regulatory Fee
24 Reports nor paid the regulatory fees for the months of October, November, and December of 2023. These
25 Reports and fees were due November 15, 2023, December 15, 2023, and January 15, 2024, respectively.

26 14. Executive Director McGee, in checking with the State Office of Vital Records, found that
27 McDERMOTT’S created records for 78 dispositions in October 2023, 87 dispositions in November

28 ...

1 2023, and 68 dispositions in December 2023, showing that McDERMOTT'S was actively performing
2 funeral services during these reporting periods.

3 15. On February 23, 2024, the Board received Regulatory Fee Reports from McDERMOTT'S
4 Funeral and Cremation Service for October through December 2023, and for January 2024. McDermott's
5 Funeral and Cremation Service reported and paid for 53 cases in October 2023, 71 cases in November
6 2023, 72 cases in December 2023, and 21 cases for January 2024. The total number of reported cases is
7 217. A check was issued to the Board, dated February 15, 2024 in the amount of \$ 2,170.

8 16. On April 25, 2024, RESPONDENTS submitted a formal written response to the 233B
9 letter that had been sent on February 1, 2024, wherein GRANT provides various reasons for the failure
10 to timely file the Regulatory Fee reports.

11 VIOLATIONS AND AUTHORIZED DISCIPLINE

12 RESPONDENT committed the following violation of law:

13 17. GRANT, as Managing Funeral Director for McDERMOTT's, was at all times relevant to
14 this Complaint, responsible for the proper management of McDERMOTT'S pursuant to NRS 642.345(3),
15 which states:

16 NRS 642.345 Funeral directors: Management of funeral establishment or
17 direct cremation facility prohibited without approval of Board;
responsibilities.

18 ...

19 **3. A funeral director is responsible for the proper management of**
20 **each funeral establishment or direct cremation facility of which the**
funeral director is the manager.

21 18. RESPONDENTS violated NAC 642.180(4) when they, upon receiving the 233B Letter,
22 failed to submit to the Board a written response within 15 days. RESPONDENTS submitted their letter
23 80 days after receiving the 233B Letter.

24 NAC 642.180 Procedure for disciplinary action.

25 **4. Upon the receipt of a summary of an informal complaint that has**
26 **been filed against him or her, a licensee shall submit to the Board a**
27 **written response to the informal complaint within 15 days after the date**
28 **on which the informal complaint was served.** A response to an informal
complaint must respond to the allegations made in the informal complaint
and be accompanied by all documentation that would be useful to the staff
and legal counsel in their review of the allegations made in the informal

1 complaint and the responses made by the licensee to those allegations.
2 Failure by a licensee to cooperate with the Board during an investigation of
3 an informal complaint, including, without limitation, **failing to respond**
4 **timely to the Board regarding a summary of the informal complaint**
5 **sent to the licensee by the staff pursuant to this subsection, is a ground**
6 **for disciplinary action by the Board against the licensee.**

7
8 Additionally, pursuant to NAC 642.180(5), by failing to respond to the 233B Letter,
9 RESPONDENTS shall be deemed to have admitted to the allegations in the informal complaint.

10
11 **5. If a licensee fails to respond as required pursuant to subsection 4,**
12 **he or she shall be deemed to have admitted the allegations in the**
13 **informal complaint. Based on these admissions, the Board may impose**
14 **appropriate discipline on the licensee at the hearing on the informal**
15 **complaint.**

16
17 19. RESPONDENTS, on at least three occasions, violated NRS 642.5175(2) pursuant to NRS
18 642.5174(11) when they failed to comply with NRS 642.0696 when they failed to timely file their
19 Regulatory Fee Reports and pay the Regulatory fees.

20
21 NRS 642.5175 Grounds. **The following acts are grounds for which**
22 **the Board may take disciplinary action** against any person who holds a
23 license, permit or certificate issued by the Board pursuant to this chapter or
24 chapter 451 or 452 of NRS, or may refuse to issue such a license, permit or
25 certificate to an applicant therefor:

26 ...
27 **2. Unprofessional conduct.**

28 NRS 642.5174 **“Unprofessional conduct” defined.** For the purposes
of NRS 642.5175, unprofessional conduct includes:

...
11. Violation of any provision of this chapter, any regulation adopted
pursuant thereto or any order of the Board.

NRS 642.0696 Additional fees.

1. In addition to the fees that the Board is authorized or required to
collect pursuant to the provisions of a specific statute, **the Board shall**
charge and collect the following fees:

Application for a license, certificate or permit.....	\$375
Examination for a license, certificate or permit.....	\$375
Renewal of a license, certificate or permit.....	\$200
Late renewal of a license, certificate or permit.....	\$275
Placement of a license on inactive status.....	\$175
Reactivation of a license to active status.....	\$175

1	Reinstatement of a lapsed license.....	\$300
	Transfer of a license, certificate or permit to another location.....	\$225
2	Issuance of a duplicate license, certificate or permit.....	\$75
	Provision of an administrative service.....	\$75
3	Regulatory fee, per written and signed agreement for funeral	
4	services to be furnished in this State.....	\$10

2. The regulatory fee of \$10 prescribed in subsection 1 may only be charged once with respect to the remains of a deceased person and only at such time as an agreement for funeral services is fully executed, regardless of:

- (a) The number of funeral services furnished;
- (b) Whether such funeral services are furnished by more than one holder of a license, certificate or permit issued by the Board; or
- (c) Whether a subsequent agreement for funeral services is executed.

3. As used in this section, "funeral services" means those services performed normally by funeral directors or funeral or mortuary parlors, including, without limitation, crematory and embalming services.

RELIEF SOUGHT

20. Based upon the allegations contained herein, the Executive Director prays for relief as follows:

- a. That the Board take action against RESPONDENTS as they deem appropriate pursuant to NRS 642.5176.
- b. That RESPONDENTS pay the applicable costs of the proceeding, including investigative costs, attorney's fees, etc. pursuant to NRS 622.400
- c. For such other and further relief as the Board may deem just and proper.

NOTICE OF HEARING

A meeting of the Nevada State Board of Funeral & Cemetery Services ("the Board") has been scheduled for December 10, 2024, at 9:00 a.m. Pacific Time, at 3740 Lakeside Drive Suite 201, Reno, Nevada. Additionally, the meeting will take place via videoconference at:

Zoom Video Conference
Zoom Meetings
at <https://zoom.us/>
Meeting ID: 253 977 5871
Passcode: 668556

Pursuant to the Board's legal authority and jurisdiction under NRS 642.135, NRS 642.5176 and NRS 642.570, the above-referenced matter, to wit: Disciplinary Complaint against MCDERMOTT'S

1 FUNERAL AND CREMATION SERVICE and CHRISTOPHER M. GRANT is included as an action
2 item on the Board's agenda for December 10, 2024, and the Board will take action pursuant to proof and
3 pertinent laws.

4 RESPONDENTS are entitled to representation by counsel at the hearing. RESPONDENTS have
5 the opportunity to respond and present evidence and argument on the issue of their Disciplinary
6 Complaint. If RESPONDENTS fail to appear at the hearing, the BOARD may reach a decision in their
7 absence.

8 **NOTICE OF DISCIPLINARY COMPLAINT AND OBLIGATION TO ANSWER**
9 **COMPLAINT**

10 Pursuant to NAC 642.180, Respondents shall file an answer with the Board not later than fifteen
11 (15) days after the date on which the respondent received the notice of hearing and the formal complaint.
12 Failure to file an answer will be deemed an admission of all matters and facts contained in the Complaint.

13 Please see NAC 642.180 through NAC 642.260 for information regarding disciplinary
14 proceedings before the Board.

15 DATED this 15th day of November, 2024.

16 AARON D. FORD
17 Attorney General

18 By: / s / Matthew Feeley
19 MATTHEW FEELEY (Bar. No. 13336)
20 Deputy Attorney General
21 1 State of Nevada Way, Suite 100
22 Las Vegas, Nevada 89119
23 (702) 486-3120
24 *Attorneys for the Nevada State*
25 *Board of Funeral & Cemetery Services*
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of December, 2024, I served the **COMPLAINT FOR DISCIPLINARY ACTION AND NOTICE OF HEARING** by depositing a copy of the same in the United States mail, properly addressed, postage prepaid, CERTIFIED and REGULAR MAIL addressed as follows:

McDermott's Funeral and Crematory Service
Christopher M. Grant
2121 Western Avenue, Suite 3A
Las Vegas, NV, 89102

Certified Mail No. 7021 1970 0001 741 0559



An Employee of the Nevada State Board of Funeral & Cemetery Services

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Exhibit 2


Exhibit 2



STATE OF NEVADA
FUNERAL AND CEMETERY SERVICES BOARD

3740 Lakeside Drive, Suite 201, Reno, Nevada 89509
Phone (775) 825-5535 * Fax (775) 507-4102
Email: nvfuneralboard@fb.nv.gov * Website: <http://funeral.nv.gov/>

INVESTIGATION REPORT

TO: Stephanie Bryant McGee, Director
FROM:  Dr. Wayne Fazzino, Investigator
DATE: March 15, 2024
REGARDING: FB24-01 McDermott's Regulatory Fee Investigation

SYNOPSIS:

McDermott's Funeral and Cremation Service failed to file regulatory fee reports and payment in a timely manner for October 2023, November 2023, December 2023, and January 2024. Fees are required to be paid fifteen days after the reporting period for each month. The Board issued a complaint letter to McDermott's on February 1, 2024, that requires a written response. McDermott's failed to respond within the fifteen days and subsequently sent in their required regulatory fees and payment on February 23, 2024.

NARRATIVE:

On February 28, 2024, I was assigned a Board complaint that was generated by Stephanie Bryant McGee, director of the Nevada Funeral and Cemetery Services Board. McDermott's Funeral and Cremation Service did not pay their regulatory fees for October 2023, November 2023, December 2023, and January 2024 that are due on or before the 15th of the month following the reporting month. Attached, as **Exhibit A**, is a copy of the Board complaint.

On January 31, 2024, a review of the outstanding regulatory fees was conducted to determine which funeral establishments were delinquent pursuant to Nevada Revised Statute 642.0696. McDermott's Funeral and Crematory Service had not paid their fees for October, November, and December 2023. Regulatory fees were due on November 15, 2023, December 15, 2023, and January 15, 2024 respectively.

Disposition records on file with the State Office of Vital Records reflect that McDermott's created records to show they processed 78 signed contracts in October 2023, 87 signed contracts in November 2023, and 88 signed contracts in December 2023. Disposition reports indicate McDermott's was actively performing funeral services during these reporting periods.

On February 1, 2024, the Board issued a 233B complaint letter to Chris Grant, as managing funeral director for McDermott's Funeral and Cremation Service. The 233B letter was received and signed for on February 6, 2024. Attached, as **Exhibit B**, is a copy of the complaint letter and the United States Postal Service's Certified Mail receipt.

On February 23, 2024, the Board received Regulatory Fee Reports from McDermott's Funeral and Cremation Service for October through December 2023, and for January 2024. Regulatory fees are determined from the total number of signed contracts minus social services cases. In this regard, McDermott's Funeral and Cremation Service reported and paid for 53 cases in October 2023, 71 cases in November 2023, 72 cases in December 2023, and 21 cases for January 2024. The total number of reported cases is 217. A check was issued to the Board, dated 2/15/24 in the amount of \$ 2,170. Attached, as **Exhibit C**, are the Regulatory Fee Reports for October 2023, November 2023, December 2023, and January 2024. **Exhibit C** also contains a copy of the check issued by McDermott's Funeral and Cremation Service.

Mr. Grant failed to provide a 233B written response to the Board within fifteen days from receipt of the 233B complaint letter as required by NAC 642.180(4). Mr. Grant did not address the accusations in written form. Instead, he filed the delinquent Regulatory Fee Reports and payment check with the Board that arrived two days past the required 15-day response period.

CONCLUSION:

Regulatory Fee Reports are required to be filed with the Board 15 days after the reporting month. McDermott's filed their October 2023, November 2023, December 2023, and January 2024 regulatory fee reports and payment check on February 23, 2024. McDermott's was issued a 233B complaint letter and failed to provide a written response as required to address the accusations.

EXHIBITS:

- A. Board complaint generated by Stephanie Bryant McGee.
- B. 233B letter issued by the Board to Chris Grant, McDermott's Funeral and Cremation Service, and the United States Postal Service's Certified Mail receipt.
- C. McDermott's Regulatory Fee Reports for October through December 2023, and January 2024.

WITNESSES:

Dr. Wayne A. Fazzino, Investigator/Inspector
Nevada Funeral and Cemetery Services Board
3740 Lakeside Drive, Suite 201
Reno, Nevada 89509
775-450-6284 cell

Stephanie Bryant McGee, Executive Director
Nevada Funeral and Cemetery Services Board
3740 Lakeside Drive, Suite 201
Reno, Nevada 89509
775-450-6284 cell

Chris Grant, Managing Funeral Director/Owner
McDermott's Funeral and Crematory Service
2121 Western Avenue, Suite A-3
Las Vegas, Nevada 89102
702-431-6161

EXHIBIT A

State of Nevada
FUNERAL AND CEMETERY SERVICES BOARD



3740 Lakeside Drive, Suite 201, Reno, Nevada, 89509
Phone (775) 825-5535

INFORMAL ADMINISTRATIVE COMPLAINT FORM

Person Filing Complaint (Complainant)

Name: Funeral Board (Stephanie Bryant McGee, Executive Director)

Address: 3740 Lakeside Drive, Ste 201 Reno NV 89509
Street / P.O. Box City State Zip

Email Address: director@fb.nv.gov

Phone #: 775-825-5535

Complaint Filed Against (Respondent)

Facility: McDermott's Funeral and Crematory Service

Address: 2121 Western Avenue, Suite A#, Las Vegas, NV 89102

Phone #: 702-431-6161

Managing Funeral Director: Christopher Grant

Informal Complaint Narrative

On January 31, 2024, a review was conducted of outstanding regulatory fees required by Nevada Revised Statute 642.0696. These fees are due with a Regulatory Fee Report on or before the 15th of the month following the reporting month.

Upon review, it appears that McDermott's Funeral & Crematory Service has not filed the Regulatory Fee Reports nor has the facility paid the required regulatory fees for the months of October, November, and December 2023. These reports and fees were due on November 15, 2023, December 15, 2023, and January 15, 2024, respectively.

Pursuant to information obtained from the State Office of Vital Records, McDermott's created records for the following dispositions: 78 in October, 87 in November, and 68 in December. While these numbers may or may not reflect the actual number of signed agreements, the reports indicate that McDermott's was actively performing funeral services during these reporting periods.

Declaration

I, Stephanie Bryant McGee, hereby declare under penalty of perjury, that I have written the foregoing complaint and that the information furnished in this document is true and accurate to the best of my knowledge.

Signature of Complainant Stephanie Bryant McGee Digitally signed by Stephanie Bryant McGee
Date: 2024.02.01 13:05:05 -08'00' Date 02.01.2024

For Board Use Only: Case Number FB24-01

EXHIBIT B

STATE OF NEVADA
FUNERAL AND CEMETERY SERVICES BOARD



3740 Lakeside Drive, Suite 201, Reno, Nevada 89509
Phone (775) 825-5535
Email: nvfuneralboard@fb.nv.gov
Website: funeral.nv.gov

DR. RANDY SHARP
Board Chair

STEPHANIE BRYANT MCGEE
Executive Director

February 1, 2024

Sent via Certified Mail
7021 1970 0001 7411 0887

Chris Grant, Managing Funeral Director
McDermott's Funeral and Cremation Service
2121 Western Avenue, Suite A3
Las Vegas, NV 89102

Re: Notice and Summary of Informal Complaint

Dear Chris:

Pursuant to Nevada Administrative Code (NAC) 642.180(1), on or about January 31, 2024, the Nevada Funeral and Cemetery Services Board (Board) received an Informal Complaint, alleging circumstances that, if true, may place McDermott's Funeral and Cremation Service located at 2121 Western Avenue, Suite A3, in Las Vegas, Nevada, and the facility's managing funeral director, Chris Grant, in violation of certain statutes and regulations under the purview of the Board. An Informal Complaint file has been opened and assigned case number **FB24-01**. Pursuant to Nevada Revised Statute (NRS) 233B.127(3) and NAC 642.180(3), the licensee must be notified of the Informal Complaint, provided a summary thereof, and given the opportunity to respond.

A summary of the allegations set forth in the Informal Complaint is as follows:

On January 31, 2024, a review was conducted of outstanding regulatory fees required by Nevada Revised Statute 642.0696. These fees are due with a Regulatory Fee Report on or before the 15th of the month following the reporting month.

Upon review, it appears that McDermott's Funeral & Crematory Service has not filed the Regulatory Fee Reports nor has the facility paid the required regulatory fees for the months of October, November, and December 2023. These reports and fees were due on November 15, 2023, December 15, 2023, and January 15, 2024, respectively.

Pursuant to information obtained from the State Office of Vital Records, McDermott's created records for the following dispositions: 78 in October, 87 in November, and 68 in December. While these numbers may or may not reflect the

NFCB0017

actual number of signed agreements, the reports indicate that McDermott's was actively performing funeral services during these reporting periods.

If these allegations are true, they suggest violations of the following:

NRS 642.0696, failure to pay the regulatory fee of \$10 for each fully executed agreement for funeral services conducted by a funeral director or funeral home. Pursuant to the form prescribed by the Board, regulatory fees are due on or before the 15th of the month following the end of the reporting month.

NRS 642.5175(2) Unprofessional conduct as defined by **NRS 642.5174(11)** which provides that unprofessional conduct includes violation of any provision of NRS Chapter 642, any regulation adopted pursuant thereto or any order of the Board.

NRS 642.5175(2) Unprofessional conduct as defined by **NRS 642.5174(18)** which states that unprofessional conduct includes unethical practices contrary to the public interest as determined by the Board.

NRS 642.345(3) which states that the funeral director is responsible for the proper management of each funeral establishment or direct cremation facility that he or she manages.

Pursuant to NAC 642.180(4), not later than 15 days from receipt of this Notice and Summary of Informal Complaint, the licensee, McDermott's, must submit to the Board a written response to the Informal Complaint. The response must respond to the allegations made and be accompanied by all documentation that would be useful to the Board in its investigation. Please note that failure of a licensee to cooperate with the Board during an investigation, and/or failure of a licensee to provide a response to the allegations are also grounds for disciplinary action against the licensee. NAC 642.180(4-5). Your correspondence to the Board in this matter should reference **Case No. F24-01**.

After receipt of your response, an investigation will commence. If it is determined that no potential violations exist on the part of the licensee, or there is insufficient evidence to file a Formal Complaint, a recommendation will be made to dismiss the accusation. If it is determined that there may be violations of law, the matter will be submitted for further evaluation to determine whether there is sufficient evidence for the Board to file a Formal Complaint pursuant to NAC 642.180(9). If a Formal Complaint is filed, the matter will be set for a disciplinary hearing. NAC 642.180(6-15). Please note that you are entitled to a lawyer at all times during this process.

At any time during the process, you may choose to resolve this matter by entering into a consent decree. A consent decree is a written agreement in which the person charged

McDermott's Funeral and Crematory Service
February 1, 2024
Page 3

admits to certain violations and agrees to a particular disciplinary action. If you wish to ultimately resolve this matter by a consent decree, please contact Matthew Feeley, Deputy Attorney General and Board Counsel at (702)486-3120 or 555 E. Washington Avenue, Suite 3900, Las Vegas, Nevada 89101.

If you have any other questions regarding this matter, please contact me.

Sincerely,



Stephanie Bryant McGee
Executive Director

cc: Matthew Feeley, Deputy Attorney General (via email)

NFCB0019

USPS TRACKING #



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 7992 2305 2652 37

United States
Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box•



State of Nevada
**FUNERAL AND CEMETERY
SERVICES BOARD**
3740 Lakeside Drive, Suite 201
Reno, Nevada 89509

SCANNED



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: FB 24-01
Chris Grant, MFD
McDermott's Funeral + Cem
2121 Western Ave, Ste A3
Las Vegas, NV 89102



9590 9402 7992 2305 2652 37

2. Article Number (Transfer from service label)

7021 1970 0001 7411 0887

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

RECEIVED

3. Service Type

Adult Signature

Adult Signature Restricted Delivery

Certified Mail®

Certified Mail Restricted Delivery

Collect on Delivery

Collect on Delivery Restricted Delivery

Insured Mail

Insured Mail Restricted Delivery (over \$500)

Priority Mail Express

Registered Mail

Registered Mail Restricted Delivery

Signature Confirmation™

Signature Confirmation Restricted Delivery

EXHIBIT C



STATE OF NEVADA

FUNERAL AND CEMETERY SERVICES BOARD

3740 Lakeside Drive, Suite 201, Reno, Nevada 89509

Phone (775) 825-5535 * Fax (775) 507-4102

Email: nvfuneralboard@fb.nv.gov * Website: <http://funeral.nv.gov/>

RECEIVED

FEB 23 2024

Regulatory Fee Report (NRS 642.0696)

****This Report and monthly payment is due by the 15th of the month following the reporting period****

Location Information

Location Name:	McDermott's Funeral & Cremation Service	Permit #:	EST110
Location Address:	2121 Western Ave. Suite A3, Las Vegas, NV 89102		

Reporting Month: October Year: 2023

Total Number of Signed Contracts:	78
Number of Social Services Cases:	25
Number of Applicable Cases: <i>(Total number of signed contracts minus social services cases)</i>	53
Total Amount Due: <i>(Number of applicable cases x \$10.00)</i>	\$530.00

By signing below, I hereby declare that all information provided and attached to this report is to the best of my knowledge true, accurate and complete and I have not withheld, misrepresented, or falsely stated any information relevant to this report.

Christopher M. Grant
Name of Person Completing Report

Signature of Person Completing Report

SCANNED

RECEIVED

For Board Use Only:

Date Rcvd:	FEB 23 2024	Fee Paid: \$	530	Ref. No.:	8675
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STATE OF NEVADA
FUNERAL AND CEMETERY SERVICES BOARD

3740 Lakeside Drive, Suite 201, Reno, Nevada 89509
 Phone (775) 825-5535 * Fax (775) 507-4102
 Email: nvfuneralboard@fb.nv.gov * Website: <http://funeral.nv.gov/>

Regulatory Fee Report (NRS 642.0696)

This Report and monthly payment is due by the 15th of the month following the reporting period

Location Information

Location Name:	McDermott's Funeral & Cremation Service	Permit #:	EST110
Location Address:	2121 Westerm Ave. Suite A3, Las Vegas, NV 89102		

Reporting Month: November Year: 2023

Total Number of Signed Contracts:	87
Number of Social Services Cases:	16
Number of Applicable Cases: <i>(Total number of signed contracts minus social services cases)</i>	71
Total Amount Due: <i>(Number of applicable cases x \$10.00)</i>	\$710.00

By signing below, I hereby declare that all information provided and attached to this report is to the best of my knowledge true, accurate and complete and I have not withheld, misrepresented, or falsely stated any information relevant to this report.

Christopher M. Grant
 Name of Person Completing Report


 Signature of Person Completing Report

RECEIVED

For Board Use Only:

Date Rcvd:	FEB 23 2024	Fee Paid: \$	710	Ref. No.:	8673
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STATE OF NEVADA

FUNERAL AND CEMETERY SERVICES BOARD

3740 Lakeside Drive, Suite 201, Reno, Nevada 89509

Phone (775) 825-5535 * Fax (775) 507-4102

Email: nvfuneralboard@fb.nv.gov * Website: <http://funeral.nv.gov/>

Regulatory Fee Report (NRS 642.0696)

****This Report and monthly payment is due by the 15th of the month following the reporting period****

Location Information

Location Name:	McDermott's Funeral & Cremation Service	Permit #:	EST110
Location Address:	2121 Western Ave. Suite A3, Las Vegas, NV 89102		

Reporting Month: December Year: 2023

Total Number of Signed Contracts:	88
Number of Social Services Cases:	16
Number of Applicable Cases: <i>(Total number of signed contracts minus social services cases)</i>	72
Total Amount Due: <i>(Number of applicable cases x \$10.00)</i>	\$720.00

By signing below, I hereby declare that all information provided and attached to this report is to the best of my knowledge true, accurate and complete and I have not withheld, misrepresented, or falsely stated any information relevant to this report.

Christopher M. Grant
Name of Person Completing Report

Signature of Person Completing Report

RECEIVED

For Board Use Only:

Date Rcvd:	Fee Paid: \$	Ref. No.:
<u>FEB 23 2024</u>	<u>720</u>	<u>8679</u>



STATE OF NEVADA

FUNERAL AND CEMETERY SERVICES BOARD

3740 Lakeside Drive, Suite 201, Reno, Nevada 89509

Phone (775) 825-5535 * Fax (775) 507-4102

Email: nvfuneralboard@fb.nv.gov * Website: http://funeral.nv.gov/

Regulatory Fee Report (NRS 642.0696)

This Report and monthly payment is due by the 15th of the month following the reporting period

Location Information			
Location Name:	McDermott's Funeral & Cremation Service	Permit #:	EST110
Location Address:	2121 Western Ave. Suite A3, Las Vegas, NV 89102		

Reporting Month: January Year: 2024

Total Number of Signed Contracts:	40
Number of Social Services Cases:	19
Number of Applicable Cases: <i>(Total number of signed contracts minus social services cases)</i>	21
Total Amount Due: <i>(Number of applicable cases x \$10.00)</i>	\$210.00

By signing below, I hereby declare that all information provided and attached to this report is to the best of my knowledge true, accurate and complete and I have not withheld, misrepresented, or falsely stated any information relevant to this report.

Christopher M. Grant
Name of Person Completing Report

[Handwritten Signature]
Signature of Person Completing Report

RECEIVED

For Board Use Only:

Date Rcvd:	FEB 23 2024	Fee Paid: \$	210	Ref. No.:	8675
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MCDERMOTT'S
Funerals & Cremation Services

240 South Decatur Boulevard
Suite #135
Las Vegas, Nevada 89107

LAS VEGAS NV 890
16 FEB 2024 PM 4 L

STATE OF NEVADA
Funeral & Crematory Services Board
3740 LAKE SIDE DR. STE. 201
RENO, NV 89509



89509-495251

McDermott's Funeral & Cremation Service
240 South Decatur Boulevard Suite 135
Las Vegas, Nevada 89107
(702) 431-6161
www.mcdermottfuneralservice.com



008675

94-77/1224

DATE 2-15-24

PAY TO THE ORDER OF State of Nevada Funeral, Cremation Services Board

\$ 2,170.00

Two Thousand One Hundred Seventy and 00/100

DOLLARS  Security watermark indicated. Details on back.

Nevada State Bank
3840 West Sahara Avenue
Las Vegas, Nevada 89102

MEMO

10/23: #520 / 11/23: #710 / 12/23: #720 / 1/24: #210



Exhibit 3

Exhibit 3



STATE OF NEVADA
FUNERAL AND CEMETERY SERVICES BOARD
3740 Lakeside Drive, Suite 201, Reno, Nevada 89509
Phone (775) 825-5535 * Fax (775) 507-4102
Email: nvfuneralboard@fb.nv.gov * Website: <http://funeral.nv.gov/>

MEMORANDUM

TO: Stephanie Bryant McGee, Director

FROM: Dr. Wayne Fazzino, Inspector *waf*

DATE: May 1, 2024

REGARDING: FB24-01 McDermott's Regulatory Fee Investigation

SUPPLEMENTAL REPORT:

FB24-01 is the investigation report that documents a failure on the part of McDermott's Funeral and Cremation Service to pay their regulatory fees for October, November, and December 2023, and January 2024 on a timely basis. The investigation report for FB24-01 was recently submitted to the Nevada Attorney General's Office for review.

On or about April 25, 2024, Christopher M. Grant provided the Board with a delinquent 233B response letter, and a check for regulatory fees that were not paid in a timely manner for the months of October, November, December 2023, and January 2024. Attached, as **Exhibit A**, is a copy of Mr. Grant's 233B response letter, and a check for the delinquent regulatory fees, in the amount of \$ 2,170.

Mr. Grant claims it was the responsibility of his clerk to provide checks on a timely basis. He claims when they were late in paying regulatory fees, he would receive a notice from the Board's administrative secretary, and a check would be issued. He claims he was unaware the fees were not paid in a timely manner.

Mr. Grant offered numerous excuses as to why the fees were not paid on a timely basis as required. Mr. Grant acknowledged it was his responsibility even though his focus was divided at the time. He referenced the construction of a new facility.

EXHIBIT A



Funeral & Cremation Service

2121 Western Avenue Suite A3
Las Vegas, Nevada 89102
Phone: (702) 431-6161 ~ Fax: (702) 522-8591
www.mcdermottfuneralservice.com

April 25, 2024

Attn: To Whom It May Concern
Re: Informal Complaint FB24-01

Hello,

This letter is in response to Funeral Board Informal Complaint FB24-01. This is regarding the Regulatory Fees for October, November, and December of 2023 and January 2024 not being sent in a timely manner.

The Regulatory Fees were, until this complaint was received, handled by my Death Certificate Clerk as she was in the EDRS system every day and had access to the monthly Permit numbers. At the end of each month, she was supposed to count the total number of cases, subtract any Clark County Social Service cases, and produce a check to be sent to the Funeral Board. Prior to this time frame, when there were ever times where we overlooked sending off our Regulatory Fee checks, I would always receive an email from Marie Paakari reminding me that payment had not been received. In this case, I did not receive such a “courtesy email” alerting me to the lack of payments. This is not to say that, ultimately, it’s not my responsibility to make sure the payments are sent. It’s just another reason that I had no idea there was an issue.

During this time frame, I was in the midst of a construction project to build out my (hopefully) soon to be new location, so my attention was, somewhat, split between the day to day and that construction project. Then, without any notice, my Death Certificate Clerk quit the first week of January as we were also training her replacement so that she could be promoted to full time Funeral Arranger. When this happened, and I had to step in and sort through what was supposed to have been her job responsibilities, I found many, many things that she had neglected over a 3

NFCB0032

to 4 month time period while I was dealing with the construction project. Doctors weren't being called. Death Certificate records were not being entered in a timely manner. Invoices were not being paid. The Regulatory Fees were just the proverbial "tip of the iceberg." Apparently, she had "checked out" and been planning to just leave for almost 6 months and was just waiting to get through the holidays and, apparently, take advantage of our healthcare benefits, before quitting without notice.

Once I received the informal complaint, I contacted Stephanie right away to explain the situation, I went through the months in question to get the corrected count (the complaint alleged we owed for 68 Permits in December 2023 when it was really 88 Permits), I put together the reports, and I sent a check to Carson City. Since then, we have been on time with all of our payments and, now that I am PERSONALLY handling the monthly payment, we will not be late again.

Again, I know this is not an "excuse" for things not getting done, but it is the reason and it will be a part of my response to some of the other pending Informal Complaints as her dereliction of her duties is a large part of why these issues came up at all. I know, as the Managing Funeral Director, I am, ultimately, responsible for every aspect of what happens in my business. However, I'd hope a bit of grace can be offered and a little understanding directed my way when an employee that had been with me for over 2 years without incident just up and decides that, while I am splitting my focus and relying on my staff more than ever to handle the day to day assignments while I handle this huge construction project that cost me over \$150,000 and took over a year to complete, she would just stop handling her job duties and quit without notice after not really handling her duties for months and months. I am not a large corporation with a multitude of managers and assistant managers to delegate things to. I lay out my employees' duties and oversee them the best I can. This was just a time when my full, 100% focus was somewhat divided.

Thank you,

A handwritten signature in black ink, appearing to read "C.M. Grant", followed by a horizontal flourish.

Christopher M. Grant
Owner/Funeral Director
NV FD #920

NFCB0033

From: [chris.grant](#)
To: [Nevada Funeral and Cemetery Services Board](#)
Subject: Re: FB24-01 Informal Complaint
Date: Thursday, April 25, 2024 12:49:30 PM
Attachments: [\[1/1\] NVFCB Response Letter 4/25/24.pdf](#)
[Remediation Fee Check.ans](#)

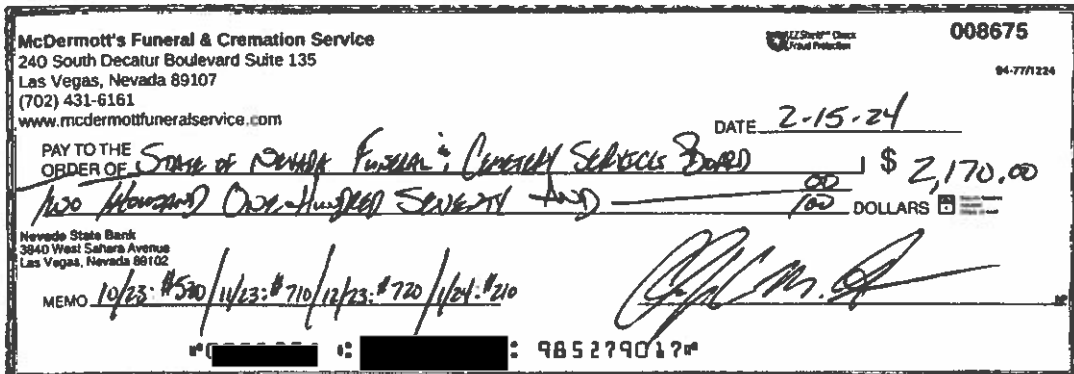
Here is my response letter for this Informal Complaint. Let me know if anything else is needed. Thank you.

Posted:
03/07/2024

Check #:
8675

Transaction image(s):

 Hide images



McDermott's Funeral & Cremation Service
240 South Decatur Boulevard Suite 135
Las Vegas, Nevada 89107
(702) 431-6161
www.mcdermottfuneralservice.com

DATE 2-15-24

PAY TO THE ORDER OF State of Nevada Funeral & Cemetery Services Board \$ 2,170.00
Two Thousand One Hundred Seventy and 00/100 DOLLARS

Nevada State Bank
3940 West Sahara Avenue
Las Vegas, Nevada 89102

MEMO 10/23: #570 / 11/23: #710 / 12/23: #720 / 1/24: #210

985279017

< Previous

1/2

Next >

Christopher M. Grant
Owner/Funeral Director
McDermott's Funeral & Cremation Service
2121 Western Ave. Suite A3
Las Vegas, NV 89102
Ph: (702) 431-6161
Fax: (702) 522-8591
chris.grant@mcdermottfuneralservice.com
www.mcdermottfuneralservice.com

On Feb 1, 2024, at 1:30 PM, Nevada Funeral and Cemetery Services Board <nvfuneralboard@fb.nv.gov> wrote:

Chris-

Today, I sent you a certified letter regarding the informal complaint FB24-01. I have attached the letter to this email for your convenience. Please refer to the letter for further information and instructions.

Thank you.

NFCB0034

1 **BEFORE THE STATE OF NEVADA**
2 **FUNERAL AND CEMETERY SERVICES**

3
4 IN THE MATTER OF:

5 MCDERMOTT'S FUNERAL AND
6 CREMATION SERVICE, a Funeral
7 Establishment, and CHRISTOPHER M.
8 GRANT, a Funeral Director,

Case No. FB24-07

Respondent.

9 **CONSENT DECREE**

10 The State of Nevada Board of Funeral and Cemetery Services ("BOARD") having
11 jurisdiction over McDERMOTT'S FUNERAL AND CREMATION SERVICE, Funeral
12 Establishment Permit # EST110 ("McDERMOTT'S"), and CHRISTOPHER M. GRANT,
13 Funeral Director License # FD920 ("GRANT"), (collectively "RESPONDENTS"), pursuant
14 to NRS 642.5175, and in consideration of the informal complaint against RESPONDENTS
15 alleging violations of the Nevada Statutes and regulations controlling the practice of
16 Funeral Establishments in the State, and the parties being mutually desirous of settling
17 the controversy between them relative to the pending matter;

18 IT IS HEREBY STIPULATED AND AGREED between the undersigned parties that
19 this matter shall be settled and resolved upon the following terms:

20 **VOLUNTARY WAIVER OF RIGHTS**

21 RESPONDENTS are aware of, understand, and have been advised of the effect of
22 this Consent Decree, which their legal representatives have carefully read and fully
23 acknowledge. RESPONDENTS have had the opportunity to consult with competent
24 counsel of their choice.

25 RESPONDENTS have freely and voluntarily entered into this Consent Decree and
26 are aware of their rights to contest the allegations. These rights include representation by
27 an attorney at their own expense, the right to file an answer in response to a formal
28 complaint, the right to a public hearing on any charges or allegations formally filed, the

1 right to confront and cross-examine witnesses called to testify against them, the right to
2 present evidence on their own behalf, the right to testify on their own behalf, the right to
3 receive written findings of fact and conclusions of law supporting the decision on the merits
4 of the complaint, and the right to obtain judicial review of the decision. All of these rights
5 are being voluntarily waived by RESPONDENTS in exchange for the BOARD'S acceptance
6 of this Consent Decree.

7 If the Consent Decree is not accepted by the BOARD, no member of the BOARD will
8 be disqualified from further hearing of this matter, by reason of his or her consideration of
9 the Consent Decree. RESPONDENT hereby waives any claim of bias or prejudice based
10 upon said consideration by any member of the BOARD in any subsequent disciplinary
11 hearing conducted by the BOARD.

12 **JURISDICTION**

13 RESPONDENTS acknowledge that the BOARD has jurisdiction over them and the
14 conduct alleged in this matter. RESPONDENTS acknowledge that the BOARD has the
15 legal power and authority to take disciplinary action, including, but not limited to, the
16 revocation of permits for Funeral Establishments in Nevada.

17 RESPONDENTS acknowledge that the BOARD will retain jurisdiction over this
18 matter until all terms and conditions set forth in this Consent Decree have been met to the
19 satisfaction of the BOARD.

20 **PUBLICATION OF CONSENT DECREE**

21 RESPONDENTS acknowledge that at the time this Consent Decree becomes
22 effective, it also becomes a public document and will be reported to the State of Nevada,
23 Legislative Council Bureau, Disciplinary Action Reporting System; and such other national
24 databases as required by law. It is also understood that any meeting during which the
25 BOARD considers and accepts or rejects this Consent Decree is open to the public and that
26 the minutes of the BOARD meeting are a public document, available for inspection by any
27 person so requesting.

28 ...

1 **INDEMNIFICATION**

2 RESPONDENTS, for themselves, their heirs, executors, administrators, successors
3 and assigns, hereby indemnifies and hold harmless the State of Nevada, the BOARD, the
4 Nevada Attorney General's office and each of its members, agents and employees in their
5 individual and representative capacities against any and all claims, suits, demands,
6 actions, debts, damages, costs, charges, and expenses, including court costs and attorney's
7 fees against any persons or entities as well as all liability, losses, and damages of any
8 nature whatsoever that the persons and entities named in this paragraph shall have or
9 may at any time sustain or suffer by reason of this investigation, this disciplinary action,
10 this settlement or its administration.

11 **STIPULATED FACTS AND CONCLUSIONS OF LAW**

12 RESPONDENTS understand the nature of the allegations under consideration by
13 the BOARD. They acknowledge that the conduct alleged, if proven, constitutes violations
14 of the Nevada Board of Funeral and Cemetery Services Practice Act (NRS and NAC 642).
15 They further recognize that if this matter were to be taken to a disciplinary hearing before
16 the BOARD, there is a substantial likelihood that the following allegations could be proven
17 as true, and that as a result they would be subject to disciplinary action by the BOARD. As
18 such, RESPONDENTS do not contest the following allegations:

19 1. At all times relevant to the Complaint, McDERMOTT'S held a permit as a
20 Funeral Establishment, permit # EST110, issued by the Nevada State Board of Funeral &
21 Cemetery Services ("Board").

22 2. At all times relevant to the Complaint, GRANT held a license as a Funeral
23 Director, License # FD 920, issued by the Board.

24 3. RESPONDENTS are therefore subject to the jurisdiction of the Board and
25 Board Staff and the provisions of NRS chapters 642, 451, and 452 and NAC chapters 642,
26 451, and 452.

27 4. Pursuant to NRS 642.5172 through NRS 642.524, NRS 642.130 and NRS
28 642.135, the Board may take disciplinary action by way of this Complaint.

1 5. On or about April 22, 2024, Complainant Marilyn Lake (“Ms. Lake”) filed an
2 informal complaint with the Board against McDERMOTT’S, and identifying GRANT as the
3 Funeral Director.

4 6. On July 2, 2024, the Board Executive Director Stephanie Bryant McGee
5 (“Executive Director McGee”) filed an informal administrative complaint with the Board
6 against McDERMOTT’S, and identifying GRANT as the Funeral Director.

7 7. On July 2, 2024, Executive Director McGee sent a Notice of Informal
8 Complaint (233B Letter”) to GRANT, Manager and Managing Funeral Director of
9 McDERMOTT’S, via certified mail.

10 8. As of the date of the Formal Complaint, RESPONDENTs had not provided a
11 response to the 233B Letter.

12 9. On or about August 16, 2024, Board Investigator Dr. Wayne Fazzino
13 (“Investigator”) completed an Investigative Report concerning the informal complaints.

14 10. During the course of the investigation, the investigator found that Decedent
15 James R. Lake (“Decedent”), husband to Complainant Ms. Lake, died in Las Vegas on
16 March 13, 2024.

17 11. A death record was created in the State’s electronic death record system by
18 Davis Funeral Home on March 15, 2024.

19 12. Decedent was transferred to McDERMOTT’S on March 15, 2024.

20 13. McDermott’s completed all personal information, and GRANT signed the
21 record on March 20, 2024.

22 14. The Clark County Coroner signed the record on March 21, 2024. That same
23 day, the Southern Nevada Health District permitted and registered the case.

24 15. All cremation arrangements were made and paid for by Decedent’s family on
25 March 15, 2024. Ms. Lake signed a contract with McDERMOTT’S and paid the \$1,596.50
26 cremation bill in full. The agreed service was for a Concierge Cremation with an ID viewing.

27 16. During the course of the investigation, the investigator communicated with
28 the Decedent and Ms. Lake’s son, Dr. James Lake (Dr. Lake).

1 17. As stated by Dr. Lake, after the arrangements were made on March 15, 2024,
2 the family had a small ceremony at McDERMOTT'S on March 16, 2024.

3 18. Dr. Lake was told by McDERMOTT'S that his father would be cremated no
4 later than March 18, 2024.

5 19. Dr. Lake contacted McDERMOTT'S on March 25, 2024, to check on the status
6 of the cremation and spoke to McDERMOTT'S staff, a receptionist named Meghan
7 ("McDERMOTT'S staff").

8 20. McDERMOTT'S staff informed Dr. Lake that his father had not yet been
9 cremated as the crematoriums were broken down, they were in the process of getting parts
10 to fix it, and that his father's cremation would transpire in early April of 2024.

11 21. Dr. Lake continued to follow up and was later told by McDERMOTT'S staff
12 that the reason Decedent had not yet been cremated was because they were trying to catch
13 up on other cremations.

14 22. On April 30, 2024, McDERMOTT'S called Dr. Lake and informed him that the
15 cremation was done the previous day, April 29, 2024. This was 48 days after the Decedent's
16 passing, 46 days after McDERMOTT'S took possession of Decedent and made
17 arrangements with the family, and 39 days from the date the Coroner and Health District
18 signed the record and registered the case.

19 23. During the course of the investigation, the investigator found that between
20 the date of Decedent's death, March 13, 2024, and the Decedent's cremation, April 29, 2024,
21 there were only 4 non-consecutive days wherein McDERMOTT'S did not perform any
22 cremations.

23 24. GRANT, as Managing Funeral Director for McDERMOTT's, was at all times
24 relevant to this Complaint, responsible for the proper management of McDERMOTT'S
25 pursuant to NRS 642.345(3), which states that "A funeral director is responsible for the
26 proper management of each funeral establishment or direct cremation facility of which the
27 funeral director is the manager."

28 25. RESPONDENTS violated NAC 642.180(4) when they, upon receiving the

1 233B Letter, failed to submit to the Board a written response within 15 days. Additionally,
2 pursuant to NAC 642.180(5), by failing to respond to the 233B Letter, RESPONDENTS
3 shall be deemed to have admitted to the allegations in the informal complaint.

4 26. RESPONDENTS violated NRS 642.5175(2) pursuant to NRS 642.5174(12)
5 when they failed to comply with NRS 451.020 by not cremating the decedent within a
6 reasonable time after death (48 days).

7 27. RESPONDENTS violated NRS 642.5175(2) pursuant to NRS 642.5174(1)
8 when they engaged in unprofessional conduct by misrepresenting to Decedent's family that
9 Decedent would be cremated by March 18, 2024. Additionally, RESPONDENTS
10 misrepresented to the family the reason for the delay, claiming that the crematorium was
11 not working.

12 28. NRS 642.5176 sets out the authorized discipline as such:

13 NRS 642.5176 Authorized disciplinary action; private
14 reprimands prohibited; orders imposing discipline deemed public
15 records.

16 1. If the Board determines that a person who holds a license,
17 permit or certificate issued by the Board pursuant to this chapter
18 or chapter 451 or 452 of NRS has committed any of the acts set
19 forth in NRS 642.5175, the Board may:

- 20 (a) Refuse to renew the license, permit or certificate;
- 21 (b) Revoke the license, permit or certificate;
- 22 (c) Suspend the license, permit or certificate for a definite
23 period or until further order of the Board;
- 24 (d) Impose a fine of not more than \$5,000 for each act that
25 constitutes a ground for disciplinary action;
- 26 (e) Place the person on probation for a definite period subject
27 to any reasonable conditions imposed by the Board;
- 28 (f) Administer a public reprimand; or
- (g) Impose any combination of disciplinary actions set forth
in paragraphs (a) to (f), inclusive.

2. The Board shall not administer a private reprimand.

3. An order that imposes discipline and the findings of fact
and conclusions of law supporting that order are public records.

29. RESPONDENTS do not contest the allegations alleged and acknowledge
that as a consequence it is subject to discipline pursuant to the above charges and statutory
provisions.

1 **STIPULATED ADJUDICATION**

2 RESPONDENT stipulates that pursuant to the authority of NRS 642.5175 and NRS
3 642.5176, the RESPONDENT must comply with the following conditions:

4 1. Within thirty (30) days of the approval and execution of this Consent Decree,
5 RESPONDENTS shall pay a \$4,000.00 fine to the BOARD.

6 2. Within thirty (30) days of the approval and execution of this Consent Decree,
7 RESPONDENTS shall reimburse the Complainant in the amount of \$1,155.00. Also within
8 that 30 days, RESPONDENTS will provide evidence of this repayment to the Executive
9 Director of the BOARD.

10 3. Within thirty (30) days of the approval and execution of this Consent Decree,
11 RESPONDENTS shall pay legal and administrative fees in the amount of \$1,633.22 to the
12 BOARD.

13 4. No grace period is permitted. Full payment not actually received by the
14 BOARD on or before the thirty days as indicated above shall be construed as an event of
15 default by the RESPONDENTS.

16 5. In the event of a default, RESPONDENTS agree that their Funeral
17 Establishment permit and Funeral Director license shall be immediately suspended. The
18 suspension of RESPONDENTS' permit and license shall continue until the unpaid balance
19 is paid in full, and the suspension is subject to being reported to all appropriate agencies.

20 6. RESPONDENTS agree that they will be financially responsible for all
21 requirements of this Consent Decree and any reasonable financial assessments by the
22 Board for the cost of monitoring its compliance or carrying out the provisions of this
23 Consent Decree.

24 **VIOLATION OF TERMS OF CONSENT DECREE**

25 RESPONDENTS understand that the BOARD may, upon thirty (30) days' notice to
26 RESPONDENTS, convene a hearing for the limited purpose of establishing that they
27 violated the terms of this Consent Decree. If such a hearing results in a finding of a
28

1 violation of this Consent Decree, the BOARD may impose any penalty upon
2 RESPONDENT authorized by NRS 642.135.

3 RESPONDENTS agrees to waive its rights to appeal the substantive legal basis of
4 any final decision of the Board, which was the basis for this Consent Decree. In the event
5 an alleged violation of the Consent Decree is taken to hearing and the facts which constitute
6 the violation are determined to be not proven, no disciplinary action shall be taken by the
7 BOARD.

8 **ACCEPTANCE BY THE BOARD**

9 This Consent Decree will be presented and accepted by the BOARD with a
10 recommendation for approval from the Attorney General's Office at its next meeting.

11 **COMPLETE CONSENT DECREE**

12 This Consent Decree embodies the entire agreement between the BOARD and
13 RESPONDENTS. It may not be altered, amended, or modified without the express written
14 consent of the parties.

15
16
17 DATED this 10th day of December, 2024.

18
19 By:



Chris Grant as Funeral Director and
Representative of McDermott's

1 The foregoing Consent Decree between MCDERMOTT'S FUNERAL AND CREMATION
2 SERVICE, a Funeral Establishment, and CHRISTOPHER M. GRANT, a Funeral Director
3 and the STATE OF NEVADA FUNERAL AND CEMETERY SERVICES BOARD in Case
4 No. FB23-19 is approved as to form and content.

5 DATED this 9th day of December, 2024.

6 AARON D. FORD
7 Attorney General

8 By: /s/ Matthew Feeley
9 MATTHEW FEELEY
10 Deputy Attorney General
11 Nevada Bar No. 13336
12 Attorneys for Petitioner
13 State of Nevada, Board of
14 Funeral and Cemetery Services

15 **ORDER**

16 By a majority vote on the 10th day of December, 2024, the State of Nevada
17 Board of Funeral and Cemetery Services approved and adopted the terms and conditions
18 set forth in the attached Consent Decree with MCDERMOTT'S FUNERAL AND
19 CREMATION SERVICE, a Funeral Establishment, and CHRISTOPHER M. GRANT, a
20 Funeral Director.

21 **IT IS HEREBY ORDERED AND MADE EFFECTIVE.**

22 DATED this 10 day of December, 2024.

23 By: R. Sharp
24 Dr. Randy Sharp, Chairman
25 for the Board of Funeral and Cemetery Services
26
27
28