

State Board of Cemeterians  
Minutes  
April 28, 2009

A meeting of the State Board of Cemeterians was held on Tuesday April 28, 2009 at Martin Luther King Jr. SE. 1816 A West Tower, Atlanta, Ga. 30334

Meeting was called to order by President Richard Parker at 10:01 a.m.

**A quorum was established with members being present:**

- Richard Parker (President)
- William (Micky) Couey
- Emory Lamar
- Mike Lawrence
- Tim Smith

**Absent:**

- Daniel (Dan) Greene (Vice-President)
- Clift Dempsey

**Staff Present:**

- Debra Ferguson, Cemeteries Director, Securities and Business Regulation
- Melissa Marlowe, Senior Investigator, Securities and Business Regulation
- Lori Young, Investigator Analyst, Securities and Business Regulation
- Becky Wallace, Senior Examiner, Securities and Business Regulation
- Sandy Irving, Board Secretary, Securities and Business Regulation

**Other Present:**

- Jeff Stump, Assistant Attorney General, Attorney General's Office
- Katherine Ruiz, Paralegal, Attorney General's Office

**No Public Comments**

Mr. Couey moved, Mr. Lamar seconded and the Board voted to approve the minutes of the February 24, 2009 meeting.

**Enforcement Cases Presented for Closing; by Debra Ferguson, Cemeteries Director**

- CO-1119 Macon Memorial Park, Macon, GA
- CO-1068 Crest Lawn Memorial Park, Atlanta, GA
- CO-1079 Lincoln Cemetery, Atlanta, GA

Mr. Lamar moved, Mr. Smith seconded and the Board voted to close the enforcement cases.

**State Board of Cemeterians Minutes**  
**April 28, 2009**  
**Page 2**

Debra Ferguson, Cemeteries Director presented a **Notice of Opportunity for Hearing and Proposed Order for Westside Memory Gardens.**

Mr. Smith moved, Mr. Couey seconded and the Board voted to issue the notice and proposed order.

Mr. Lawrence moved, Mr. Smith seconded and the Board voted to enter into **EXECUTIVE SESSION** in accordance with O.C.G.A. § 50-14-4 (b) and § 35-3-38 to review background information concerning preneed salesperson applicants.

Mr. Smith moved, Mr. Lawrence seconded and the Board voted to conclude the **EXECUTIVE SESSION.** The board returned to Open Session.

Mr. Smith moved, Mr. Lawrence seconded and the Board voted to approve Chanel S. Montgomery preneed salesperson application. Mr. Parker and Mr. Couey voted against the approval.

Mr. Lawrence moved, Mr. Lamar seconded the Board voted to approve Gary Irvin Harris preneed salesperson application.

**Report of Pending Registration Issues; by Debra Ferguson, Cemeteries Director**

Resthaven Garden of Memory of Dekalb County, Inc. – Decatur, GA: This matter is in litigation between owners of the Cemetery.

The board asked the Secretary of State Office's to prepare order of denial for the pending change of ownership application for failure to correct deficiencies.

**Other Business:**

Declaratory ruling requested from Roberts Shield Memorial Company. Mr. Smith moved and Mr. Couey seconded and the Board voted requesting the staff to inform both parties involved to be present at the next Board meeting on June 23, 2009 to discuss issues. The board plans to rule on issues at next meeting.

Debra Ferguson, Cemeteries Directors reminded the Board that the deed transfer fee and outside monument inspection fee should be adjusted effective July 1, 2009. President Richard Parker stated he would ask board member Clift Dempsey to determine the new fee adjustments.

Next meeting is scheduled for June 23, 2009 at 10:00 a.m.

**State Board of Cemeterians Minutes**  
**April 28, 2009**  
**Page 3**

Mr. Couey moved, Mr. Smith seconded and the Board voted to adjourn the meeting at 11:05 a.m.

**Minutes approved by the Board at its June 23, 2009 Board Meeting.**