

CONSENT ORDER

State Mortuary and Cemetery Board State of Oregon

<p>In the Matter of the funeral service practitioner apprenticeship and embalmer apprenticeship of Tonya L. King,</p> <p style="text-align: center;">Licensee</p>	<p style="text-align: center;">Case No. 06-1042B</p> <p style="text-align: center;">Consent Order</p>
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WHEREAS, the Oregon Mortuary and Cemetery Board (Board) is prepared to issue a Notice of Proposed Disciplinary Action against the Licensee in Case No. 06-1042B upon the following bases:

1. At all times mentioned herein, Tonya L. King (hereafter "Licensee") was licensed by the Oregon Mortuary and Cemetery Board as a funeral service practitioner apprentice and embalmer apprentice (OMCB License Nos. AF-1919 & AE-3118).
2. At all times mentioned herein, Licensee was employed at The Portland Memorial Funeral Home (OMCB License No. FE-8480).
3. On or about Tuesday July 11, 2006, Licensee met with the family of a decedent to make final disposition arrangements for cremation. On that day and in subsequent conversations prior to the cremation, the family told Licensee they wanted to place various mementos with the remains.
4. On Friday, July 14, 2006, Licensee was visiting an ill family member at a hospital when she received a call on her cell phone from the decedent's family. The family asked Licensee for the name of a contact person at the funeral establishment so the family could make certain the remains would not undergo cremation over the weekend.
5. Licensee told the family she would call the funeral establishment to make sure the cremation did not take place over the weekend. Licensee did not call the funeral establishment and on Sunday, July 16, 2006, the remains were cremated without certain mementos.
6. Licensee, therefore, failed to implement or follow through with agreed upon arrangements with a client to ensure remains would not be prematurely cremated.
7. Failing to implement or follow through with agreed upon arrangements is a violation of OAR 830-030-0090(1)(d) which is cause for disciplinary action under ORS 692.180(1)(g).

WHEREAS, the Board and the Licensee are desirous of resolving and settling those matters regarding Case No. 06-1042B without further proceedings thereon; and

WHEREAS, the Licensee is aware of the right to a hearing with the assistance of counsel and the right to judicial review of the Board's decision in Case No. 06-1042B and hereby freely and voluntarily waives those rights; and

WHEREAS, Licensee hereby acknowledges that Licensee has read, understands, and agrees to the terms of this Consent Order and that this Consent Order constitutes the entire agreement of the parties and is a final order of the Board; and

WHEREAS, the Licensee agrees that the Board enter the following order:

NOW THEREFORE IT IS HEREBY ORDERED:

1. Licensee is reprimanded for violating OAR 830-030-0090(1)(d) and ORS 692.180(1)(g).
2. This Consent Order shall become effective when signed by the Executive Director

DATED this ___4th___ day of ___June_____, 2009.

MORTUARY AND CEMETERY BOARD
OF THE STATE OF OREGON

By:

____<s> Michelle Gaines_____
Michelle Gaines, Executive Director

CONSENT

I hereby acknowledge that I have read and understand the terms of the Consent Order. I agree to the Board entering the Consent Order.

___5-30-09_____
Date

____<s> Tonya L. King_____
Licensee Tonya L. King