

CONSENT ORDER

State Mortuary and Cemetery Board State of Oregon

<p>In the Matter of the Immediate Disposition Company License of CARE CREMATION SOCIETY, INC. dba CARE CREMATION SERVICE</p> <p>And</p> <p>In the Matter of the Funeral Service Practitioner and Embalmer license of ALEXANDER FARMSTROM, CORPORATE PRESIDENT,</p> <p style="text-align: center;">LICENSEES</p>	<p style="text-align: center;">Case Nos. 09-1060A & B</p> <p style="text-align: center;">CONSENT ORDER</p>
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The Oregon Mortuary and Cemetery Board (Board) initiated an investigation into Care Cremation Society Inc. dba Care Cremation Service (Licensee A) and Alexander Farnstrom (Licensee B) after it received a written complaint the licensees returned the wrong cremated human remains to the family of the decedent.

The Board finds it has grounds to issue a Notice of Proposed Disciplinary Action. Licensees would be provided the opportunity to request a hearing on such a Notice. In lieu thereof, the parties wish to resolve this matter informally, by entering into this Consent Order, on the terms set forth below, pursuant to ORS 183.417(3).

The Board and Licensees agree to the following:

1. On October 26, 2009, a female adult, hereafter identified by initials "S.O." passed away. Licensee A funeral establishment was contacted to handle the final disposition arrangements for direct cremation and Licensee B was the funeral service practitioner making the arrangements with the family. Licensees contracted with Portland Mortuary Services (PMS), (OMCB License No. FE-8536), to do the removal, and with Portland Cremation Center (PCC) (OMCB License No. CR-0694) to do the cremation. PMS is co-located with PCC.

2. On October 26, 2009, PCC, on behalf of Licensees, assigned to S.O.'s remains the required Oregon State Identification Tag. The number on the tag assigned was H91816. That number was written on the first call invoice and faxed to the Licensees.
3. On October 28, 2009 Licensee B entered the wrong Oregon State Identification Tag Number (H91815) into the Electronic Data Registration System for the death certificate and on the final disposition permit, and on the cremation authorization form.
4. On October 28, 2009 S.O.'s remains were cremated at PCC and placed into a temporary cremated remains container. Cremated remains are required to be labeled with the following information: Name of decedent, date of death, Oregon State Identification Tag Number, name of funeral home and name of crematory. Using the number on the final disposition permit provided by Licensees, PCC typed State Identification Tag Number H91815 on the temporary cremated remains container label for S.O..
5. On October 30, 2009, after receiving the cremated remains from the crematory, Licensee B failed to verify the label on the cremated remains temporary container and released the cremated remains to the family. The label on the cremated remains package was marked with Oregon State Identification Tag Number H91815 but the metal Identification Tag contained Tag Number H91816.
6. Licensees stipulate that Licensed failed to ensure accurate record-keeping in at least three instances as described in paragraph #3 above violated OAR 830-030-0090(2)(b)(A) and OAR 830-040-0000(6)(a).
7. Licensees stipulate that Licensee failed to ensure the State Identification Number assigned to remains was the same number on the label on the cremated remains container as described in paragraph #5 above violated OAR 830-030-0000(3), OAR 830-030-0090, OAR 830-030-0090(1)(d), ORS 692.180(1)(g) and ORS 692.405.
8. Licensees acknowledge that they have read, understand, and agree to the terms of this Consent Order. Licensees enter into this Consent Order without any force or duress. Licensees acknowledge that no promises or representations not stated herein have been made to induce him to sign this Consent Order.
9. Licensees understand that they have the right to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), and Licensees hereby fully and finally waive any and all right to a hearing and any rights to appeal or otherwise challenge this Consent Order.
10. Licensees agree the Board may issue the Order set forth below.
11. This Consent Order is a public document.
12. This Consent Order shall be effective when signed by the Executive Director of the Board.

ORDER

The Board issues the following final order:

1. Licensees are reprimanded for violating OAR 830-030-0090(1)(d), OAR 830-030-0090(2)(b)(A), OAR 830-040-0000(6)(a), OAR 830-030-0000(3), ORS 692.180(1)(g) and ORS 692.405.

DATED this 3rd day of May, 2012.

OREGON STATE MORTUARY AND
CEMETERY BOARD

By: <s> Michelle Gaines
Michelle Gaines
Executive Director

It is so agreed.

4-26-12
Date

<s> Alexander Farnstrom
Alexander Farnstrom, Licensee and corporate
representative