

**CONSENT ORDER**

**BEFORE THE MORTUARY AND CEMETERY BOARD  
OF THE STATE OF OREGON**

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In the Matter of the Cemetery Authority License )  
of JP Finley & Son Mortuary, Inc. dba ) **CONSENT ORDER**  
**SUNSET HILLS MEMORIAL PARK,** )  
 ) **CASE NO. 10-1009C**  
**LICENSEE** )  
 )

The Oregon Mortuary and Cemetery Board (Board) issued a Notice of Proposed Disciplinary Action and Opportunity for Hearing (Notice) on September 7, 2011 in the above-referenced matter. Licensee timely requested a hearing. The parties wish to settle this matter without an administrative hearing or judicial review, pursuant to ORS 183.417(3). This Consent Order constitutes the final resolution of this contested case proceeding.

The parties therefore agree as follows:

1. Licensee stipulates to the findings of fact as set forth in the Notice, and incorporated herein by reference.
2. Licensee stipulates that the conduct of Licensee as set forth in the Notice was in violation of ORS 97.220, OAR 830-030-0090, OAR 830-030-0090(1)(d), OAR 830-040-0000(6) and OAR 830-030-0090(2)(b)(A), and grounds for discipline under ORS 692.180(1).
3. Licensee hereby acknowledges that it has read, understands, and agrees to the terms of this Consent Order. Licensee hereby withdraws the request for hearing and waives any and all rights to further hearing, appeal or other legal challenge to this Consent Order.
4. Licensee acknowledges that this Consent Order is a public document.
5. Licensee agrees that the Board may enter the following order, which shall be effective on the date it is signed by the Board:

**ORDER**

NOW THEREFORE IT IS ORDERED:

1. Licensee shall pay to the Board a civil penalty in the amount of five hundred dollars (\$500); and
2. Licensee is hereby reprimanded.

DATED this \_\_\_29th\_\_\_ day of \_\_\_September\_\_\_\_\_, 2011.

OREGON STATE MORTUARY AND  
CEMETERY BOARD

By: \_\_<s> Lynne Nelson\_\_\_\_\_

Lynne Nelson

Interim Executive Director

**It is so stipulated.**

Sunset Hills Memorial Park representative:

\_\_Mark Fornay\_\_\_\_\_

\_\_\_9/16/2011\_\_\_\_\_

Date

Printed Name: \_\_Mark A. Fornay\_\_\_\_\_

Title: \_\_Director of Operations – Stewart Enterprises\_\_\_\_\_