

CONSENT ORDER

State Mortuary and Cemetery Board State of Oregon

<p>In the Matter of the Combination Embalmer License Renewal Application and Funeral Service Practitioner License Renewal Application of</p> <p>CHRISTOPHER BELLENDER,</p> <p style="text-align: center;">LICENSEE</p>	<p>Case No. 11-1067</p> <p>CONSENT ORDER</p>
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The Oregon Mortuary and Cemetery Board (Board) initiated an investigation of Christopher Bellender (Licensee) after it received his license renewal application on December 12, 2011 for a Combination Embalmer and Funeral Service Practitioner License. The Board finds it has grounds to issue a Notice of Proposed Disciplinary Action. Licensee 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 Licensee agree to the following:

The parties stipulate that on Licensee's December 12, 2011 renewal application, Licensee disclosed a conviction for criminal trespass after he entered private land without permission on July 4, 2011. Licensee did not provide an accurate description of the circumstances of his criminal trespass conviction. Licensee did not disclose on his application a 2010 conviction for disorderly conduct II after an incident outside of work. Licensee has been licensed as an embalmer since July 20, 2007 (OMCB Embalmer License No. EM-2212); and Licensee has been licensed as a combination embalmer and funeral service practitioner since February 8, 2008 (OMCB License No. CO-3827)

1. Licensee stipulates that his conduct listed in paragraph 1 above violated OAR 830-030-0090(5)(d), OAR 830-030-0090(5)(g), and ORS 692.180(1)(a) when making misrepresentations on his application and during the renewal application process;

2. Licensee acknowledges that he has read, understands, and agrees to the terms of this Consent Order. Licensee enters into this Consent Order

without any force or duress. Licensee acknowledges that no promises or representations not stated herein have been made to induce him to sign this Consent Order.

3. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), and Licensee hereby fully and finally waives any and all right to a hearing and any rights to appeal or otherwise challenge this Consent Order.
4. Licensee agrees the Board may issue the Order set forth below.
5. This Consent Order is a public document.
6. This Consent Order shall be effective when signed by the Executive Director of the Board.

ORDER

The Board issues the following final order:

1. Licensee shall be on probation through December 31, 2013, subject to the following conditions:
 - a. Licensee will disclose in writing to the Board any time he is arrested, convicted or cited for anything other than a traffic violation within 10 days of the arrest or citation.
 - b. Licensee will comply with federal law and all state statutes and administrative rules applicable to the death care industry.
 - c. Licensee will provide a complete copy of this Consent Order to his current death care industry employer and to any other death care industry employer in Oregon that employs Licensee during the period of probation.
 - d. Licensee will notify the Board, in writing, anytime his employer or employers change.
 - e. If at any time during the prescribed probationary period, Licensee violates any provision of this Order, or any provision of ORS Chapter 692 or OAR Chapter 830, the Board may revoke all licenses held by Licensee.
 - f. The Board shall determine satisfactory completion of the Licensee's probation based upon the Licensee's successful completion of the probationary period, criminal background checks and any other relevant information.
2. Licensee shall pay to the Board, within 10 days of the effective date of this Order, civil penalties in the amount of \$1,000.00.

DATED this __24th__ day of February, 2012.

OREGON STATE MORTUARY AND
CEMETERY BOARD

By: ___<s> Lynne Nelson_____

Lynne Nelson
Interim Executive Director

It is so agreed.

__2/13/2012_____
Date

___<s> Christopher Bellender_____
Licensee, Christopher Bellender