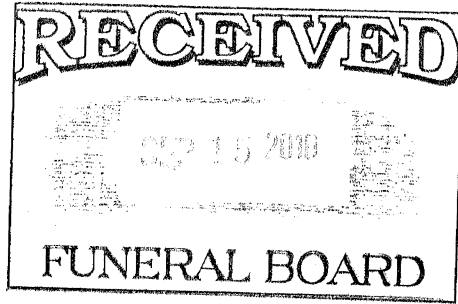


BEFORE THE OKLAHOMA FUNERAL BOARD



In the Matter of the Complaint)
Against:)
)
SCHUMACHER FUNERALHOME)
BRISTOW (1033ES))
AND)
SCHUMACHER FUNERAL HOME)
OKEMAH (1188ES))
AND)
RONALD SCHUMACHER,)
(1615FD))
)
Respondents.

Complaint 09-39

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND FINAL ORDER

ON the 9th day of September, 2010, the above-styled case came on for hearing pursuant to the Amended Complaint filed against the Respondents Ronald Schumacher, Schumacher Funeral Home in Bristow, Schumacher Funeral Home in Okemah , by the Oklahoma Funeral Board in accordance with the authority granted in 59 O S Supp.2006 Section 396.12f (D) The State of Oklahoma ex. Rel., the Oklahoma Funeral Board ("Board") was represented by its attorney of record, William O'Brien ,Assistant Attorney General , and the Respondent Ronald Schumacher appeared in person. Pursuant to 59 O S Supp.2006 § 396.12f C, the Board hereby enters the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. That the Board is charged with the duty of administering and enforcing the provisions of the Oklahoma Funeral Service Licensing Act., 59 O S. § 395.1 et seq. and the Rules of the Board, OAC 235:10-1-1. et seq.

2. Title 59, §396.12c of the Act provides that a license issued by the Board may be suspended or revoked for “ ... Violating applicable state laws relating to.... prearranging or pre-financing of a funeral”
3. Respondent Schumacher was formerly a licensed funeral director but his license (1615FD) was suspended by the Oklahoma Tax Commission..
4. That he is the operator of Schumacher Funeral Homes at 130 W. 8th St, Bristow, OK 74010 (1033ES), and 1321 W. Columbia, Okemah OK 74859 (1188ES), and that neither establishment has a licensed funeral director in charge at this time.
5. That Respondent Schumacher and the two funeral homes that he operates were found by the Oklahoma Insurance Commissioner to have violated the laws and rules that govern the handling of funds received pursuant to the pre paid funeral benefits program and their licenses to operate those programs were revoked by the Insurance Commissioner and a fine in excess of \$38,000 was imposed on him as a result, and that said finding was made in an administrative order issued on February 8, 2010. Said fine has not been paid by the Respondent Ronald Schumacher
6. That said administrative order was subsequently affirmed by the district court of Oklahoma County.
7. That despite the fact that Respondent Schumacher does not have a funeral license and his two funeral facilities do not have licensed funeral directors in charge those facilities have conducted funerals in recent months as verified by obituaries that have appeared in publications in the Okemah and Bristow areas.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over this matter pursuant to 59 O.S. § 396.2a (11).
2. That pursuant to 59 O.S. § 396.12 c, the Board may revoke or suspend a license issued by it for “violation of any rules of the Board in administering the purposes of the Funeral Service Licensing Act”.
3. The Board, by motion made and seconded, finds by clear and convincing evidence that the Respondents have violated 59 O.S. §396.12 c (12).

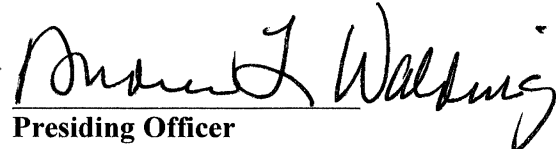
ORDER


The funeral service establishment licenses of the Schumacher Funeral homes at 130 W.8th St. in Bristow OK 74010 (1033ES) and 1321 W. Columbia, Okemah OK 74859 (1188ES) are revoked, as well as the funeral director's license of Ronald Schumacher (1615FD) is revoked.

All participating members of the Board voted Aye.

IT IS SO ORDERED.

Dated this 15 of September 2010

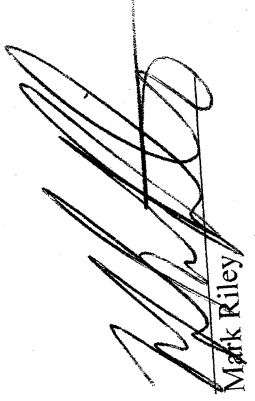

Presiding Officer
Oklahoma Funeral Board


WILLIAM F. O'BRIEN, OBA #6736
Assistant Attorney General
2311 N Central,
Oklahoma City, OK 73105
405.752.1733

CERTIFICATE OF SERVICE

This is to certify that on this 5th day of September, 2010 a true and correct copy of the above Order was sent by certified mail, return receipt requested, postage prepaid, to:

Schumacher Funeral Home – Bristow
Schumacher Funeral Home – Okemah
Ronald Schumacher
130 West 8th Street
Bristow, Ok 74010



Mark Riley

RESPONDENTS

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">Complete items 1, 2, and 3. Also complete 4 if Restricted Delivery is desired.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly) <i>Amber</i>	B. Date of Delivery <i>9-18-10</i>
1. Article Addressed to:		C. Signature <i>Amber</i> <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee	
Schumacher Funeral Home – Bristow 130 W. 8 th St. Bristow, OK 74010		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No <i>130 W. 8th St Bristow 74010</i>	
2. Article Number (Transfer from service label)		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
7006 0100 0003 8292 2725		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
PS Form 3811, March 2001		Domestic Return Receipt 102595-01-M-1424	