

DISCIPLINARY ACTION WEB PAGE PROPOSAL

The screenshot shows the homepage of the California Department of Consumer Affairs Cemetery and Funeral Bureau (CFB CA.GOV). The header includes the CFB logo, the text 'Department of Consumer Affairs Cemetery and Funeral Bureau', a search bar, and navigation links for 'ABOUT US', 'CONSUMERS', 'INDUSTRY', and 'LAWS & REGS'. A large banner image of smooth, light-colored stones is at the top. Below the banner, a paragraph reads: 'The death of a loved one is undoubtedly the most traumatic experience any of us will ever encounter. By asking the right questions, comparing prices and services, and making informed decisions, you can make arrangements that are meaningful to your family and control the costs for yourself and your survivors.' To the right of this text are links for 'Text Size - Small Medium Large' and portraits of Governor Edmund G. Brown Jr., Secretary Anna M. Caballero, and Director Denise D. Brown. A main navigation menu includes 'Consumers', 'Licensees', 'Applicants', and 'What's New'. Under 'Consumers', a list of links includes 'Complaints', 'License Verification', 'Consumer Guide to Funeral and Cemetery Purchases', 'A's', 'Disciplinary Actions' (circled in red), and 'Other'. Below this is a row of five buttons: 'Disciplinary Actions', 'Consumer Guide', 'License Verification', 'Pre-Need Q & A's', and 'Newsletter'. At the bottom left is a 'Related Links' section, and at the bottom right is a 'Quick Hits' section with links for 'Attention Military Licensees', 'Advisory Committee', and 'Decisions Pending & Opportunities'.

From the CFB homepage, the consumer clicks on the Disciplinary Actions link. That link takes them to the Disciplinary Actions web page that provides a Disclaimer and Explanation of Language. At the bottom of the page there will be links, by year, linking to a table for that year listing the disciplinary information for the licensee/applicant. Clicking on the case number for the Licensee will take the consumer to the page displaying licensee information and any links to public documents related to the licensee. The documents can also be accessed by searching under license verification.

Disciplinary Actions

Disclaimer

The Cemetery and Funeral Bureau provides information regarding administrative disciplinary actions for immediate access and the convenience of interested persons. While the Bureau believes the information to be reliable, human or mechanical error remain a possibility, as does possible delay in the posting or update of information. Therefore, the Bureau makes no guarantee as to the accuracy, completeness, timeliness, currency or correct sequencing of the information.

Neither the California Department of Consumer Affairs (DCA), the Cemetery and Funeral Bureau or any of the sources of information shall be responsible for any errors or omissions, or for the use or results obtained from the use of this information. Please contact the Cemetery and Funeral Bureau by mail, e-mail, telephone, or fax if you find any inaccuracies.

To order copies of any of the disciplinary actions, send your written request, including the name and license number of the licensee, to: Cemetery and Funeral Bureau, P.O. Box 989003, West Sacramento, CA 95798-9003.

Explanation of Language

Accusation – A formal, written statement of charges filed against a licensee.

Cite and Fine Order – Licensee is issued an administrative citation and may be required to pay a fine commensurate with the violation committed.

Default Decision – Licensee fails to respond to an accusation by filing a Notice of Defense or fails to appear at an administrative hearing.

Effective decision date – The date the disciplinary decision/order goes into operation.

Letter of Public Reprimand – A formal reprimand issued by the Bureau, which could be in lieu of filing a formal accusation.

Revoked – The license is voided and the right to practice has ended.

Revoked, stayed, probation – "Stayed" means the revocation is postponed, put off. Professional practice may continue so long as the licensee complies with specified probationary terms and conditions. Violation of probation may result in the revocation that was postponed by the stay.

Statement of Issues – Charges filed against an applicant to deny licensure due to alleged violations of cemetery and/or funeral Law.

Stipulated settlement – The case is negotiated and settled prior to hearing.

Surrender of license – While charges are still pending, the licensee agrees to turn in the license – subject to acceptance by the Bureau.

Suspension – The licensee is prohibited from practicing for a specific period.

Writ – An appeal filed by the licensee in Superior Court asking the court to overturn the Bureau's decision.

Bureau Actions Taken by Year:

[2014](#)

[2013](#)

[2012](#)

Disciplinary Actions/Citations Issued by the Cemetery and Funeral Bureau in 2012

Licensee / Applicant	Case #	Decision Type	Decision	Effective Date
Kathryn S. Carter CEM 110	A1 2011 19	Accusation	Stipulated Revocation	10.26.12
Kathryn S. Carter FDR 219	A1 2011 37	Accusation	Stipulated Revocation	10.26.12
David E. Whalin CRM 56	A1 2011 19	Accusation	Revoked, Stayed, 3 year Probation	10.26.12
David E. Whalin CEM 364	A1 2011 19	Accusation	Revoked, Stayed, 3 year Probation	10.26.12
David E. Whalin FDR 792	A1 2011 37	Accusation	Revoked, Stayed, 3 year Probation	10.26.12
Inspiration Chapel & Napa Valley Memorial Park, Inc. COA 588	A1 2011 19	Accusation	Stipulated Revocation	10.26.12
Inspiration Chapel & Napa Valley Memorial Park, Inc. FD 1156	A1 2011 37	Accusation	Stipulated Revocation	10.26.12
Napa County Crematory CR 224	A1 2011 19	Accusation	Stipulated Revocation	10.26.12
Richard Pierce Funeral Service FD 364	A1 2011 37	Accusation	Stipulated Revocation	10.26.12
Joshua Alpert FDR Applicant	A1 2011 486	Statement of Issues	Stipulated 3 year Probation	10.26.12
Japanese Benevolent Society COA 213	A1 2006 307	Petition to Reinstate	Approved 2 year Probation	11.19.12
David A. Perlman CES 42495	A1 2011 28	Accusation	Stipulated Surrender	12.18.12
Gregory I. Smith CEM 219	A1 2011 242	Accusation	Stipulated Revocation	12.18.12
Soquel Cemetery COA 357	A1 2011 242	Accusation	Stipulated Revocation	12.18.12
John M. Jackson AE 13103	A1 2011 480	Accusation	Default Revocation	12.18.12

CEMETERY AND FUNERAL BUREAU

Licensee Name:	CARTER KATHRYN SUZANNE
License Type:	CEMETERY MANAGER
License Number:	110
License Status:	REVOKED Definition
Expiration Date:	June 30, 2013
Issue Date:	June 07, 2004
County:	NAPA
Actions:	N/A

Disciplinary Actions

No information available from this agency

Public Record Action(s)

Public Record Document: [cem110_2012_10_26_carter.pdf](#)

Disclaimer for Disciplinary Action Summary

The reports contained as part of this web site represent summaries of those formal disciplinary orders issued by the Department of Consumer Affairs (DCA) and its participating programs, boards, committees, and commissions, imposing suspension, revocation or other discipline. Disciplinary proceedings which are resolved by dismissal of the accusation or otherwise result in no actual discipline of a license are not reported at this web site. The lack of a summary for a particular licensed person does not mean that the licensee has never been the subject of an accusation or administrative discipline.

Summary information on recent orders is prepared approximately ninety (90) days after the final decision date of a disciplinary case. Therefore, although this web site may presently lack any such report, some licensees will actually be named in accusations, or be subject to disciplinary orders.

The brief summaries offered at this web site are not intended as substitutes for the actual decisions and orders issued by the Department of Consumer Affairs. Copies of those decisions and orders are available at no cost by writing to the designated address for each program or board.

Also, the actions reported here may not be final and may not reflect any judicial action to stay or modify the administrative order. You should not take any action based on information contained in these summaries without verifying the information and determining whether the administrative order has been stayed or modified by a court.

As used in this summary, the term "accusation" is a formal document that notifies a licensee of the agency's charges against the licensee, and that requests a disciplinary order. The licensee is entitled to contest the charges in a formal hearing before an administrative law judge. An accusation is usually resolved by an agency decision following such a hearing or by an agency decision pursuant to a settlement agreement. Often there is a considerable period of time between the date of filing an accusation and the resolution of the accusation.

The term "suspended" means that the licensee's right to practice has been suspended for a period of time, usually for a specified number of days or months. A suspended licensee may not practice during the period of suspension. A suspension will usually be imposed in conjunction with a lengthy period of probation of two or more years.

The term "revoked" means that the licensee's right to practice has been completely taken away. Revocation is not necessarily permanent, however. A person whose license is revoked has the right, one year or more after the revocation, to apply for reinstatement. Some applications are successful. The applicant for reinstatement must, however, demonstrate to the CEMETERY AND FUNERAL BUREAU that the applicant is rehabilitated and is fit to resume practice.