



NOTICE OF CITATION AND ASSESSMENT OF FINE

July 10, 2018

CERTIFIED MAIL

Jesse E Cooley Funeral Service (FD 1268)
640 North California St.
Stockton, CA 95202

RE: License No: FD 1268
Case No: I 2018 120
Citation No: IC 2018 120

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code Section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with Section 1240).

VIOLATION

Business and Professions Code Section 7737 states:

All securities purchased by the trustor for deposit in trust and all money received from the trustor for deposit in trust shall be placed in trust with a trustee within 30 days of their receipt by the funeral establishment pursuant to a trust agreement executed by the funeral establishment, the trustor and trustee which shall provide that the trustee shall hold the money or securities in trust for the purposes for which deposited and that the trustee, upon the signature of a majority of such trustees, shall deliver the corpus of the trust to the funeral establishment upon the filing of a certified copy of the death certificate or other satisfactory evidence of the death of the beneficiary, together with satisfactory evidence that the funeral establishment has furnished the merchandise and services, provided, however, that (1) in the case of a trust agreement between any of the trustees set forth in Section 7736 and a recipient of public assistance, under the provisions of subdivision (a) of Section 11158 or paragraph (1) of subdivision (e) of Section 12152 of the Welfare and Institutions Code, and provided the value limitations of those sections are not exceeded, such trust agreement may further provide that it is irrevocable, and (2) in all other cases such trust agreement shall further provide that at any time before the funeral establishment has furnished the merchandise and services provided for in the contract the trustor or the legally appointed representative may in writing demand and receive the return of the corpus of the trust, together with any income accrued in the trust, less the revocation fee provided for in Section 7735; provided, however, that if and when the trustor becomes otherwise eligible, or in order to become eligible, for public social services, as provided in Division 9 (commencing with Section 10000) of the Welfare and Institutions Code, he or she may agree, at his or her option, that the trust shall be irrevocable in order to avail himself or herself of the provisions of Section 11158 or Section 12152 of the Welfare and Institutions Code. The delivery of the corpus of the trust and the accumulated income to the funeral establishment performing the services,

trustor or beneficiary pursuant to the terms of this article and the trust agreement herein referred to, shall relieve the trustee of any further liabilities with regard to those funds or income therefrom.

Scott Lang, a Field Representative for the Cemetery and Funeral Bureau, Department of Consumer Affairs, conducted an investigation into a complaint filed against Jesse E. Cooley Funeral Service. The investigation conducted by our representative found a violation of Business and Professions Code section 7737 when the establishment failed to deposit into trust \$5,828.00 received from [REDACTED] for two preneed contracts within 30 days of receipt.

Violation of Section 7737 constitutes an administrative fine for which ranges from \$100.00 to \$5000.00. You are hereby being assessed an administrative fine of \$250.00 for violation of Business and Professions Code Section 7737.

The total fine assessment is \$ \$250.00.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code Section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance. Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at P O Box 989003, West Sacramento, CA 95798-9003.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16,

California Code of Regulations Section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations Section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action.

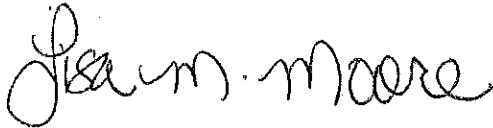
If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa M. Moore". The signature is fluid and cursive, with the first name "Lisa" and last name "Moore" clearly distinguishable.

Lisa M. Moore, Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative
David Edwards, Staff Management Auditor



NOTICE OF CITATION AND ASSESSMENT OF FINE

July 10, 2018

CERTIFIED MAIL

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

RE: License No: FDR 186
Case No: FB 2018 256
Citation No: IC 2018 256

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code Section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with Section 1240).

VIOLATION

California Code of Regulations Section 1204 states:

(a) Any person, association, partnership, corporation or other organization licensed and conducting business as a funeral establishment shall designate a licensed funeral director to manage the establishment, and shall report the designation to the Board within 10 days of the effective date of the designation.

(b) The designated managing licensed funeral director of a licensed funeral establishment shall be responsible for exercising such direct supervision and control over the conduct of said funeral establishment as is necessary to ensure full compliance with the Funeral Directors and Embalmers Law, the provisions of this chapter and the applicable provisions of the Health and Safety Code. Failure of the designated managing licensed funeral director and/or the licensed funeral establishment to exercise such supervision or control, or failure of the holder of the funeral establishment license to make such designation shall constitute a ground for disciplinary action.

(c) A licensed funeral establishment may, upon approval by the Board, designate a licensed funeral director to manage more than one facility under the following conditions:

(1) the licensed funeral establishments are under common ownership, and;

(2) the common owners have designated one funeral establishment as the main office. The main office is defined as a designated location registered with the Board where the principals of the funeral establishment can be contacted, and;

(3) the remaining establishments must be within a 60 mile radius of the main office, and;

(4) the licensed funeral establishments requesting permission from the Board to use one designated managing licensed funeral director, must make a written request, on a form 21F-12 (4/93) provided by the Board. An inspection shall be scheduled and completed to ensure that the conditions set forth in this section have been satisfied.

(d) A funeral director who advertises his or her services shall hold a current, active license, and shall include his or her license number, the name and license number of the funeral establishment at which he or she is employed, and the name of the city or community where the funeral establishment is located on any television and print advertising including, but not limited to, telephone and other directory listings, and newspaper and magazine advertisements.

A violation occurred when Bureau Field Representative Scott Lang conducted an investigation into a complaint filed against Jesse E. Cooley Funeral Service, the establishment where you, Stephen Cooley, are the licensed designated managing funeral director of record. The investigation confirmed a violation of Business and Professions Code Section 7737 when the establishment failed to deposit into trust \$5,828.00 received from [REDACTED] for two preneed contracts within 30 days of receipt.

Violations of the sections described above constitute a violation of Section 1204, when the managing funeral director failed to exercise such supervision and control as is necessary to ensure compliance with the laws and regulations governed by this Bureau.

Violation of Section 1204 constitutes an administrative fine for which ranges from \$100.00 to \$5000.00. You are hereby being assessed an administrative fine of \$500.00 for violation of California Code of Regulations Section 1204.

The total fine assessment is \$500.00.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code Section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted.

Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at P O Box 989003, West Sacramento, Ca 95798-9003.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations Section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations Section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

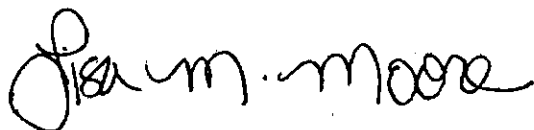
Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



Lisa M. Moore, Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang



NOTICE OF CITATION AND ASSESSMENT OF FINE

November 9, 2018

CERTIFIED MAIL

Jesse E Cooley Jr Funeral Service (Unlicensed)
Stephen Cooley (FDR 186)
1605 W Washington St.
Stockton, CA 95203

RE: License No: Unlicensed
Case No: I 2018 288
Citation No: IC 2018 288

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

California Code of Regulations section 1246 states:

The bureau is authorized to issue citations containing orders of abatement and assessing administrative fines against unlicensed persons, partnerships, corporations, associations or other organizations who engage in any activity including advertising for which licensure by the bureau is required. The citation may include a fine for such unlicensed activity which may range from one thousand one dollars (\$1,001.00) to five thousand dollars (\$5,000.00). The provisions of Sections 125.9 of the Business and Professions Code shall apply to the issuance of citations for unlicensed activity under this section. The sanctions authorized under this section shall be separate from and in addition to any other civil or criminal remedies.

The Cemetery and Funeral Bureau (Bureau) received a complaint alleging unlicensed activity on the part of Jesse E Cooley Jr Funeral Service (License FD 1268, cancelled effective 08/01/2018) at 1605 W Washington St. Stockton, CA 95203 (Boggs Tract Church). Bureau Field Representative Scott Lang investigated the complaint and found that Stephen Cooley, acting as representative of Jesse E Cooley Jr Funeral Service, advertised and performed services for which a funeral establishment license is required, a violation of California Code of Regulation section 1246. Mr. Lang found decedent [REDACTED] in cold storage at Boggs Tract Church and multiple decedents in an unsecured and unrefrigerated room. [REDACTED] case file had multiple documents indicating Jesse E Cooley Jr Funeral Service was the contracted establishment despite cancelation of its license. Furthermore, Stephen Cooley mislead [REDACTED] family into believing they were contracting with Jesse E Cooley Jr Funeral Service, so he could fraudulently keep the case and transfer it over to his Vallejo location. Mr. Lang found cremated remains in paper bags held at an off-site commercial rental storage facility in reckless and careless manner. Bureau records reveal that a funeral establishment license has not been issued to Jesse E Cooley Jr Funeral Service or Boggs Tract Church to operate at this location.

Violation of section 1246 constitutes an administrative fine for which ranges from \$1,001.00 to \$5,000.00. You are hereby being assessed an administrative fine of \$1,001.00 for violation of California Code of Regulations section 1246.

The total fine assessment is \$1,001.00.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance. Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action.

If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

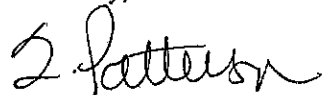
ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

You are required to cease and desist any and all unlicensed activity immediately and come into compliance with all applicable laws and regulations. Failure to do so may result in further action.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



for Lisa M. Moore, Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative



NOTICE OF CITATION AND ASSESSMENT OF FINE

November 30, 2018

CERTIFIED MAIL

Cooley & Smith Funeral (FD 2141)
400 Santa Clara St., Ste 100
Vallejo, CA 94590

COPY

RE: License No: FD 2141
Case No: I 2018 289
Citation No: IC 2018 289

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

Business and Professions Code section 7685.2 states:

(a) No funeral director shall enter into a contract for furnishing services or property in connection with the burial or other disposal of human remains until he or she has first submitted to the potential purchaser of those services or property a written or printed memorandum containing the following information, provided that information is available at the time of execution of the contract:

(1) The total charge for the funeral director's services and the use of his or her facilities, including the preparation of the body and other professional services, and the charge for the use of automotive and other necessary equipment.

(2) An itemization of charges for the following merchandise as selected: the casket, an outside receptacle, and clothing.

(3) An itemization of fees or charges and the total amount of cash advances made by the funeral director for transportation, flowers, cemetery or crematory charges, newspaper notices, clergy honorarium, transcripts, telegrams, long distance telephone calls, music, and any other advances as authorized by the purchaser.

(4) An itemization of any other fees or charges not included above.

(5) The total of the amount specified in paragraphs (1) to (4), inclusive.

If the charge for any of the above items is not known at the time the contract is entered into, the funeral director shall advise the purchaser of the charge therefor, within a reasonable period after the information becomes available.

All prices charged for items covered under Sections 7685 and 7685.1 shall be the same as those given under such sections.

(b) A funeral establishment shall obtain from the person with the right to control the disposition pursuant to Section 7100 of the Health and Safety Code, or the person prearranging the cremation and disposition of his or her own remains, a signed declaration designating specific instructions with respect to the disposition of cremated remains. The bureau shall make available a form upon which the declaration shall be made. The form shall include, but not be limited to, the names of the persons with the right to control the disposition of the cremated remains and the person who is contracting for the cremation services; the name of the deceased; the name of the funeral establishment in possession of the remains; the name of the crematorium; and specific instructions regarding the manner, location, and other pertinent details regarding the disposition of cremated remains. The form shall be signed and dated by the person arranging for the cremation and the funeral director, employee, or agent of the funeral establishment in charge of arranging or prearranging the cremation service.

(c) A funeral director entering into a contract to furnish cremation services shall provide to the purchaser of cremation services, either on the first page of the contract for cremation services, or on a separate page attached to the contract, a written or printed notice containing the following information:

(1) A person having the right to control disposition of cremated remains may remove the remains in a durable container from the place of cremation or interment, pursuant to Section 7054.6 of the Health and Safety Code.

(2) If the cremated remains container cannot accommodate all cremated remains of the deceased, the crematory shall provide a larger cremated remains container at no additional cost, or place the excess in a second container that cannot easily come apart from the first, pursuant to Section 8345 of the Health and Safety Code.

A violation occurred when Bureau Field Representative Scott Lang conducted an investigation into a complaint filed against Cooley & Smith Funeral. The establishment failed to obtain a fully executed Declaration for Disposition of Cremated Remains form for decedent [REDACTED]

Violation of section 7685.2 constitutes an administrative fine for which ranges from \$100.00 to \$5,000.00. You are not being assessed an administrative fine for violation of Business and Professions Code section 7685.2. Abatement will be considered satisfactory resolution of the violation cited.

California Code of Regulations section 1214 states:

Except as otherwise provided in Health and Safety Code section 7304, human remains shall not be embalmed without the express authorization of a person having the legal right to control disposition of the remains. Such authorization, to either accept or decline embalming, shall be secured by use of form 12-AUTH (rev. 11/14) prescribed by the bureau and made a part of this regulation. The form shall be used in the exact form set forth below, without additions, substitutions, or amendments, and may be either a separate form or combined with another form.

A violation occurred when Mr. Lang conducted an investigation into a complaint filed against Cooley & Smith Funeral. The establishment failed to obtain a fully executed Authorization to Accept or Decline Embalming for decedent [REDACTED]

Violation of section 1214 constitutes an administrative fine for which ranges from \$100.00 to \$5,000.00. You are hereby being assessed an administrative fine of \$500.00 for violation of California Code of Regulations section 1214.

California Code of Regulations section 1223.1 states:

A licensed funeral establishment may share a preparation and/or a storage room with other licensed funeral establishments, upon approval by the bureau, under the following conditions:

- (a) the licensed funeral establishments are under common ownership or have a contractual agreement to share a preparation and/or storage room;*
- (b) the common owners have designated one funeral establishment as the main office as defined in Section 1204(c)(2);*
- (c) the remaining establishments or the establishments using the facilities of the main office are within a sixty (60) mile radius of the main office;*
- (d) the licensed funeral establishment in which the common storage room is located has designated a separate labeled area within the storage room for each of the establishments using its facilities and has sufficient capacity to accommodate each licensee using the space;*
- (e) An identification and labeling system shall be in place to effectively identify the human remains being prepared and/or stored in the facilities;*
- (f) The facilities meet the requirements as specified in Section 7616 of the Business and Professions Code and have passed inspection by the bureau to determine its suitability for shared purposes;*
- (g) A licensed funeral establishment requesting permission from the bureau to share their preparation and/or storage room, must make a request, in writing, on a form 21 F-12 (4/93) provided by the bureau. An inspection will then be scheduled and completed to ensure that the above mentioned conditions have been met before the establishment can begin sharing its facilities.*

A violation occurred when Mr. Lang conducted an investigation into a complaint filed against Cooley & Smith Funeral. The establishment failed to notify the Bureau of a change of cold storage and preparation facility as required by law. Cooley & Smith Funeral is currently using an unapproved storage facility located at 1605 W Washington St. Stockton, CA 95203 (Boggs Tract Church).

Violation of section 1223.1 constitutes an administrative fine for which ranges from \$100.00 to \$5,000.00. You are hereby being assessed an administrative fine of \$500.00 for violation of California Code of Regulations section 1223.1.

California Code of Regulations section 1277.5 states:

(a) The statement disclosing whether or not the funeral establishment has any preneed agreement made by or on behalf of the deceased shall be made on the "Disclosure of Preneed Funeral Agreement" form provided by the Bureau (Form 21F1 (10/03)), which is hereby incorporated by reference. The disclosure statement shall be signed and dated by the representative of the funeral establishment and by the survivor or responsible party. A copy of the completed disclosure statement shall be given to the survivor or responsible party, and the original completed disclosure statement, or copy thereof, shall be retained by the funeral establishment for not less than one (1) year after the serviced preneed account has been audited by the Bureau or seven (7) years from the date the disclosure statement was made, whichever comes first.

(b) The "survivor" is the person with the right to control disposition of the remains under Health and Safety Code Section 7100, or their designee.

(c) The "responsible party" is the person contracting for funeral goods or services or both funeral goods and services for the decedent from the funeral establishment.

(d) Pursuant to Business and Professions Code Sections 7685.6 and 7745, a copy of any signed preneed agreement made by, or on behalf of the decedent that is paid for in full or in part and is in the possession of the funeral establishment must be given to the responsible party or the decedent's survivor who is handling the funeral arrangements prior to drafting any contract for goods or services.

A violation occurred when Mr. Lang conducted an investigation into a complaint filed against Cooley & Smith Funeral. The establishment failed to obtain a fully executed Disclosure of Preneed Funeral Agreement for decedents [REDACTED]

Violation of section 1277.5 constitutes an administrative fine for which ranges from \$100.00 to \$5000.00. You are hereby being assessed an administrative fine of \$500.00 for violation of California Code of Regulations section 1277.5.

Business and Professions Code section 7707 states:

Gross negligence, gross incompetence or unprofessional conduct in the practice of funeral directing or embalming constitutes a ground for disciplinary action.

A violation occurred when Bureau Field Representative Scott Lang conducted an investigation into a complaint filed against Cooley & Smith Funeral. The investigation confirmed a violation of Business and Professions Code section 7707 when the establishment stored cremated remains of individuals waiting for disposition at an unapproved off-site location (U-Haul). Urns were found on the floor of the U-Haul facility stacked on top of each other in a damaged cardboard box. Additionally, the Bureau investigator was able to enter Boggs Tract Church unescorted and found an unidentified and unembalmed decedent on a table in an unrefrigerated room. Cooley & Smith Funeral does not have Bureau approval to use this location for off-site storage.

Violation of section 7707 constitutes an administrative fine for which ranges from \$100.00 to \$5,000.00. You are hereby being assessed an administrative fine of \$500.00 for violation of Business and Professions Code section 7707.

The total fine assessment is \$2,000.00.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance. Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action.

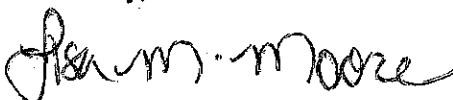
If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



Lisa M. Moore, Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

CEMETERY AND FUNERAL BUREAU

1625 North Market Blvd., Suite S-208, Sacramento, CA 95834
P (916) 574-7870 | F (916) 928-7988 | www.cfb.ca.gov



NOTICE OF CITATION AND ASSESSMENT OF FINE

January 11, 2019

CERTIFIED MAIL

Cooley & Smith Funeral (FD 2141)
400 Santa Clara St, Ste 100
Vallejo, CA 94590

RE: License No: FD 2141
Case No: I 2018 293
Citation No: IC 2018 293

COPY

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

Business and Professions Code section 7692 states:

Misrepresentation or fraud in the conduct of the business or the profession of a funeral director or embalmer constitutes a ground for disciplinary action.

A violation occurred when Bureau Field Representative Scott Lang conducted an investigation into a complaint filed against Cooley & Smith Funeral. Mr. Lang confirmed a violation of Business and Professions Code section 7692 for misrepresentation or fraud when the establishment mislead [REDACTED] into believing that she was contracting services with an affiliate of Jesse E. Cooley Jr. Funeral Service, Inc (FD 979). The complainant initiated funeral arrangements and signed off on an irrevocable insurance assignment for Jesse E Cooley Jr. Funeral Service (FD 1268) and signed a contract and various documents indicating Cooley & Smith Funeral as the contracting funeral establishment, thereby misrepresenting itself as two establishments. Additionally, Cooley & Smith Funeral collected cash advance funds for death certificates that were never ordered.

Violation of section 7692 constitutes an administrative fine for which ranges from \$100.00 to \$5000.00. You are not being assessed an administrative fine for violation of Business and Professions Code section 7692. Abatement will be considered satisfactory resolution of the violation cited.

Business and Professions Code section 7693 states:

False or misleading advertising as a funeral establishment, funeral director, or embalmer constitutes a ground for disciplinary action.

(2) the common owners have designated one funeral establishment as the main office. The main office is defined as a designated location registered

with the Board where the principals of the funeral establishment can be contacted, and;

(3) the remaining establishments must be within a 60 mile radius of the main office, and;

(4) the licensed funeral establishments requesting permission from the Board to use one designated managing licensed funeral director, must make a written request, on a form 21F-12 (4/93) provided by the Board. An inspection shall be scheduled and completed to ensure that the conditions set forth in this section have been satisfied.

(d) A funeral director who advertises his or her services shall hold a current, active license, and shall include his or her license number, the name and license number of the funeral establishment at which he or she is employed, and the name of the city or community where the funeral establishment is located on any television and print advertising including, but not limited to, telephone and other directory listings, and newspaper and magazine advertisements.

A violation occurred when Bureau Field Representative Scott Lang investigated a complaint filed against Cooley & Smith Funeral, the establishment where you, Stephen Cooley, are the individual licensed owner. Mr. Lang confirmed a violation of Business and Professions Code section 7692 for misrepresentation or fraud when the establishment mislead [REDACTED] into believing that she was contracting services with an affiliate of Jesse E. Cooley Jr. Funeral Service, Inc (FD 979). The complainant initiated funeral arrangements and signed off on an irrevocable insurance assignment for Jesse E Cooley Jr. Funeral Service (FD 1268) and signed a contract and various documents indicating Cooley & Smith Funeral as the contracting funeral establishment, thereby misrepresenting itself as two establishments. Additionally, Cooley & Smith Funeral collected cash advance funds for death certificates that were never ordered. Mr. Lang confirmed a violation of Business and Professions Code section 7693 when the establishment answered telephone calls and identified themselves as representatives for Jesse E. Cooley Funeral Service (FD 1268), despite their closing in early August 2018, and displayed signage at Boggs Tract Church advertising as the same. Additionally, a business card was found in the lobby of Boggs Tract Church that read: "Cooley Chapel" with Jesse E Cooley Jr. Funeral Service's phone number listed and lacked a funeral establishment license number.

A violation occurred when Bureau Field Representative Scott Lang conducted an investigation into a complaint filed against Cooley & Smith Funeral. Mr. Lang confirmed a violation of Business and Professions Code section 7693 when the establishment answered telephone calls and identified themselves as representatives for Jesse E. Cooley Funeral Service (FD 1268), despite their closing in early August 2018, and displayed signage at Boggs Tract Church advertising as the same. Additionally, a business card was found in the lobby of Boggs Tract Church that read: "Cooley Chapel" with Jesse E Cooley Jr. Funeral Service's phone number listed and lacked a funeral establishment license number.

Violation of section 7693 constitutes an administrative fine for which ranges from \$100.00 to \$5000.00. You are not being assessed an administrative fine for violation of Business and Professions Code section 7693. Abatement will be considered satisfactory resolution of the violation cited.

The total fine assessment is \$0.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance. Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed).

Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sandra Patterson".

Sandra Patterson, Acting Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative



NOTICE OF CITATION AND ASSESSMENT OF FINE

November 30, 2018

CERTIFIED MAIL

Jesse E Cooley Jr Funeral Service (Unlicensed)
1605 W Washington St.
Stockton, CA 95203

RE: License No: Unlicensed
Case No: I 2018 314
Citation No: IC 2018 314

COPY

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

California Code of Regulations section 1246 states:

The bureau is authorized to issue citations containing orders of abatement and assessing administrative fines against unlicensed persons, partnerships, corporations, associations or other organizations who engage in any activity including advertising for which licensure by the bureau is required. The citation may include a fine for such unlicensed activity which may range from one thousand one dollars (\$1,001.00) to five thousand dollars (\$5,000.00). The provisions of Sections 125.9 of the Business and Professions Code shall apply to the issuance of citations for unlicensed activity under this section. The sanctions authorized under this section shall be separate from and in addition to any other civil or criminal remedies.

The Cemetery and Funeral Bureau (Bureau) received a complaint alleging unlicensed activity on the part of Jesse E Cooley Jr Funeral Service (License FD 1268, cancelled effective Aug. 1, 2018) at 1605 W Washington St. Stockton, CA 95203 (Boggs Tract Church). Bureau Field Representative Scott Lang investigated the complaint and found that Stephen Cooley, acting as representative of Jesse E Cooley Jr Funeral Service, advertised and performed services for which a funeral establishment license is required, a violation of California Code of Regulation section 1246 and made arrangements with the family of [REDACTED] at Boggs Tract Church for services which included embalming. Mr. Lang found that the location is misleading the general public by representing themselves as Jesse E Cooley Jr Funeral Service. The location is also using Jesse E Cooley Jr Funeral Service former phone number and answering inbound calls as "Cooley Mortuary". Lastly, Jesse E. Cooley Jr. Funeral Service is advertising as "Cooley Chapel" on business cards and signage.

Violation of section 1246 constitutes an administrative fine for which ranges from \$1,001.00 to \$5,000.00. You are hereby being assessed an administrative fine of \$2,500.00 for violation of California Code of Regulations section 1246.

The total fine assessment is \$2,500.00.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance. Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action.

If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

You are required to cease and desist any and all unlicensed activity immediately and come into compliance with all applicable laws and regulations. Failure to do so may result in further action.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,


Lisa M. Moore, Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

CEMETERY AND FUNERAL BUREAU

1625 North Market Blvd., Suite S-208, Sacramento, CA 95834
P (916) 574-7870 | F (916) 928-7988 | www.cfb.ca.gov



NOTICE OF CITATION AND ASSESSMENT OF FINE

February 19, 2019

CERTIFIED MAIL

Jesse E. Cooley Mortuary Funeral Home (Unlicensed)
1605 W. Washington St.
Stockton, CA 95203

RE: License No: Unlicensed
Case No: I 2018 353
Citation No: IC-2018 353

The Department of Consumer Affairs, Cemetery and Funeral Bureau (Bureau), issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION2

California Code of Regulations (CCR) section 1246 states:

The bureau is authorized to issue citations containing orders of abatement and assessing administrative fines against unlicensed persons, partnerships, corporations, associations or other organizations who engage in any activity including advertising for which licensure by the bureau is required. The citation may include a fine for such unlicensed activity which may range from one thousand one dollars (\$1,001.00) to five thousand dollars (\$5,000.00). The provisions of Sections 125.9 of the Business and Professions Code shall apply to the issuance of citations for unlicensed activity under this section. The sanctions authorized under this section shall be separate from and in addition to any other civil or criminal remedies.

The Cemetery and Funeral Bureau received a complaint alleging unlicensed activity on the part of Jesse E Cooley Jr Funeral Home at 1605 W Washington St. Stockton, CA 95203 (Boggs Tract Church). Bureau Field Representative Scott Lang investigated the complaint and found that a violation of CCR section 1246 occurred when Stephen Cooley advertised and made arrangements with the family of decedent [REDACTED] for funeral services, and performed services for which a funeral establishment licensed is required. Boggs Tract Church is not approved to be operating as a funeral establishment with the Bureau.

Violation of section 1246 constitutes an administrative fine for which ranges from \$1,001.00 to \$5,000.00. You are not being assessed an administrative fine for violation of California Code of Regulations section 1204. Abatement will be considered satisfactory resolution of the violation cited.

The total fine assessment is \$0.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

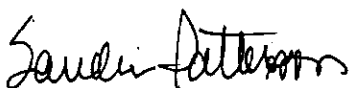
Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



Sandra Patterson, Acting Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

DEPARTMENT OF CONSUMER AFFAIRS
CEMETERY AND FUNERAL BUREAU

Jesse E. Cooley Mortuary Funeral Home (Unlicensed)
1605 W. Washington St.
Stockton, CA 95203

RE: License No: Unlicensed
Case No: I 2018 353
Citation No: IC 2018 353

I hereby acknowledge receipt of the above referenced citation and notification of my rights to contest the citation pursuant to Business and Professions Code section 125.9 and Title 16, California Code of Regulations section 1244 and 1245.

____ Enclosed is a cashier's check or money order in the amount of \$ _____ as payment for the citation and fine assessment.

____ *I hereby contest the citation and request an informal office conference. I understand that I am not waiving my right to a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request an informal conference, however in lieu of personally attending, I am enclosing information and/or documents for use in re-evaluating the circumstances surrounding the issuance of the citation.

The citation, order of abatement and/or administrative fine are contested for the following reasons:

***No administrative fines are due while a citation is under appeal. If appealing, do not submit any payment at this time.**

Name: _____ Date: _____

Signature: _____ Telephone No.: _____

Title: _____

CEMETERY AND FUNERAL BUREAU

1625 North Market Blvd., Suite S-208, Sacramento, CA 95834

P (916) 574-7870 | F (916) 928-7988 | www.cfb.ca.gov



NOTICE OF CITATION AND ASSESSMENT OF FINE

February 19, 2019

CERTIFIED MAIL

Cooley's Chapel (Unlicensed)
1605 W. Washington St.
Stockton, CA 95203

RE: License No: Unlicensed
Case No: I 2018 389
Citation No: IC 2018 389

The Department of Consumer Affairs, Cemetery and Funeral Bureau (Bureau), issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

California Code of Regulations (CCR) section 1246 states:

The bureau is authorized to issue citations containing orders of abatement and assessing administrative fines against unlicensed persons, partnerships, corporations, associations or other organizations who engage in any activity including advertising for which licensure by the bureau is required. The citation may include a fine for such unlicensed activity which may range from one thousand one dollars (\$1,001.00) to five thousand dollars (\$5,000.00). The provisions of Sections 125.9 of the Business and Professions Code shall apply to the issuance of citations for unlicensed activity under this section. The sanctions authorized under this section shall be separate from and in addition to any other civil or criminal remedies.

The Cemetery and Funeral Bureau received a complaint alleging unlicensed activity on the part of Cooley's Chapel at 1605 W Washington St. Stockton, CA 95203 (Boggs Tract Church). Bureau Field Representative Scott Lang investigated the complaint and found a violation of CCR section 1246 occurred when Stephen Cooley advertised and made arrangements with the family of decedent [REDACTED] for services which included embalming and performed services for which a funeral establishment licensed is required. Boggs Tract Church is not approved to be operating as a funeral establishment with the Bureau.

Violation of section 1246 constitutes an administrative fine for which ranges from \$1,001.00 to \$5,000.00. You are not being assessed an administrative fine for violation of California Code of Regulations section 1204. Abatement will be considered satisfactory resolution of the violation cited.

The total fine assessment is \$0.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



Sandra Patterson, Acting Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

DEPARTMENT OF CONSUMER AFFAIRS
CEMETERY AND FUNERAL BUREAU

Cooley's Chapel (Unlicensed)
1605 W. Washington St.
Stockton, CA 95203

RE: License No: Unlicensed
Case No: I 2018 389
Citation No: IC 2018 389

I hereby acknowledge receipt of the above referenced citation and notification of my rights to contest the citation pursuant to Business and Professions Code section 125.9 and Title 16, California Code of Regulations section 1244 and 1245.

____ Enclosed is a cashier's check or money order in the amount of \$_____ as payment for the citation and fine assessment.

____ *I hereby contest the citation and request an informal office conference. I understand that I am not waiving my right to a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request an informal conference, however in lieu of personally attending, I am enclosing information and/or documents for use in re-evaluating the circumstances surrounding the issuance of the citation.

The citation, order of abatement and/or administrative fine are contested for the following reasons:

***No administrative fines are due while a citation is under appeal. If appealing, do not submit any payment at this time.**

Name: _____ Date: _____

Signature: _____ Telephone No.: _____

Title: _____

CEMETERY AND FUNERAL BUREAU

1625 North Market Blvd., Suite S-208, Sacramento, CA 95834
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NOTICE OF CITATION AND ASSESSMENT OF FINE

February 19, 2019

CERTIFIED MAIL

Cooley & Smith Funeral Home (Unlicensed)
1605 W. Washington St.
Stockton, CA 95203

RE: License No: Unlicensed
Case No: I 2018 390
Citation No: IC 2018 390

The Department of Consumer Affairs, Cemetery and Funeral Bureau (Bureau), issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

California Code of Regulations section 1246 states:

The bureau is authorized to issue citations containing orders of abatement and assessing administrative fines against unlicensed persons, partnerships, corporations, associations or other organizations who engage in any activity including advertising for which licensure by the bureau is required. The citation may include a fine for such unlicensed activity which may range from one thousand one dollars (\$1,001.00) to five thousand dollars (\$5,000.00). The provisions of Sections 125.9 of the Business and Professions Code shall apply to the issuance of citations for unlicensed activity under this section. The sanctions authorized under this section shall be separate from and in addition to any other civil or criminal remedies.

The Cemetery and Funeral Bureau received a complaint alleging unlicensed activity on the part of Cooley & Smith Funeral Home located at 1605 W Washington St. Stockton, CA 95203 (Boggs Tract Church). Bureau Field Representative Scott Lang investigated the complaint and found that Stephen Cooley advertised and performed services for which a funeral establishment licensed is required, a violation of California Code of Regulations section 1246. Cooley and Smith Funeral (FD 2141) is not approved by the Bureau to be operating out of Boggs Tract Church and no change of location paperwork has been submitted to the Bureau.

Violation of section 1246 constitutes an administrative fine for which ranges from \$1,001.00 to \$5,000.00. You are not being assessed an administrative fine for violation of California Code of Regulations section 1204. Abatement will be considered satisfactory resolution of the violation cited.

The total fine assessment is \$0.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



Sandra Patterson, Acting Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

DEPARTMENT OF CONSUMER AFFAIRS
CEMETERY AND FUNERAL BUREAU

Cooley & Smith Funeral Home (Unlicensed)
1605 W. Washington St.
Stockton, CA 95203

RE: License No: Unlicensed
Case No: I 2018 390
Citation No: IC 2018 390

I hereby acknowledge receipt of the above referenced citation and notification of my rights to contest the citation pursuant to Business and Professions Code section 125.9 and Title 16, California Code of Regulations section 1244 and 1245.

____ Enclosed is a cashier's check or money order in the amount of \$ _____ as payment for the citation and fine assessment.

____ *I hereby contest the citation and request an informal office conference. I understand that I am not waiving my right to a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request an informal conference, however in lieu of personally attending, I am enclosing information and/or documents for use in re-evaluating the circumstances surrounding the issuance of the citation.

The citation, order of abatement and/or administrative fine are contested for the following reasons:

***No administrative fines are due while a citation is under appeal. If appealing, do not submit any payment at this time.**

Name: _____ Date: _____

Signature: _____ Telephone No.: _____

Title: _____



NOTICE OF CITATION AND ASSESSMENT OF FINE

November 9, 2018

CERTIFIED MAIL

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

RE: License No: FDR 186
Case No: FB 2018 394
Citation No: IC 2018 394

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

Business and Professions Code section 7707 states:

Gross negligence, gross incompetence or unprofessional conduct in the practice of funeral directing or embalming constitutes a ground for disciplinary action.

A violation occurred when Bureau Field Representative Scott Lang received a complaint against Jesse E Cooley Jr Funeral Service (License FD 1268), where you were the managing funeral director until the license was cancelled effective 08/01/2018. However, these incidents occurred at 1605 W Washington St. Stockton, CA 95203 (Boggs Tract Church), which is an unlicensed location. The investigation conducted by Mr. Lang revealed unprofessional conduct on behalf of you, Stephen Cooley. The investigation revealed a violation of California Code of Regulation section 1246 when Mr. Lang found decedent [REDACTED] in cold storage at Boggs Tract Church and multiple decedents in an unsecured and unrefrigerated room. [REDACTED] case file had multiple documents indicating Jesse E Cooley Jr Funeral Service was the contracted establishment despite cancelation of its license. Furthermore, Stephen Cooley mislead [REDACTED] family into believing they were contracting with Jesse E Cooley Jr Funeral Service, so he could fraudulently keep the case and transfer it over to his Vallejo location. Mr. Lang found cremated remains in paper bags held at an off-site commercial rental storage facility in reckless and careless manner. Bureau records reveal that a funeral establishment license has not been issued to Jesse E Cooley Jr Funeral Service or Boggs Tract Church to operate at this location.

Violation of section 7707 constitutes an administrative fine for which ranges from \$100.00 to \$5,000.00. You are hereby being assessed an administrative fine of \$500.00 for violation of Business and Professions Code section 7707.

The total fine assessment is \$500.00.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



for Lisa M. Moore, Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

DEPARTMENT OF CONSUMER AFFAIRS
CEMETERY AND FUNERAL BUREAU

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

RE: License No: FDR 186
Case No: FB 2018 394
Citation No: IC 2018 394

I hereby acknowledge receipt of the above referenced citation and notification of my rights to contest the citation pursuant to Business and Professions Code section 125.9 and Title 16, California Code of Regulations sections 1244 and 1245.

____ Enclosed is a cashier's check or money order in the amount of \$_____ as payment for the citation and fine assessment.

____ *I hereby contest the citation and request an informal office conference. I understand that I am not waiving my right to a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request a formal hearing pursuant to Chapter 5 (commencing with Section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request an informal conference, however in lieu of personally attending, I am enclosing information and/or documents for use in re-evaluating the circumstances surrounding the issuance of the citation.

____ The citation, order of abatement and/or administrative fine are contested for the following reasons:

***No administrative fines are due while a citation is under appeal. If appealing, do not submit any payment at this time.**

Name: _____ Date: _____

Signature: _____ Telephone No.: _____

Title: _____



NOTICE OF CITATION AND ASSESSMENT OF FINE

November 30, 2018

CERTIFIED MAIL

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

COPY

RE: License No: FDR 186
Case No: FB 2018 396
Citation No: IC 2018 396

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

Business and Professions Code section 7707 states:

Gross negligence, gross incompetence or unprofessional conduct in the practice of funeral directing or embalming constitutes a ground for disciplinary action.

A violation occurred when Bureau Field Representative Scott Lang received a complaint against Jesse E Cooley Jr Funeral Service (License FD 1268), where you Stephen Cooley were the managing funeral director until the establishment license was cancelled effective Aug. 1, 2018. However, these incidents occurred at 1605 W Washington St. Stockton, CA 95203 (Boggs Tract Church), which is an unlicensed location. The investigation conducted by Mr. Lang revealed unprofessional conduct on behalf of you, Stephen Cooley. The investigation revealed a violation of California Code of Regulation section 1246 when the unlicensed location advertised and performed services for which a funeral establishment license is required, and made arrangements with the family of [REDACTED] at Boggs Tract Church for services which included embalming. You failed to notify [REDACTED] family of the decedent's condition within a reasonable amount of time. You were made aware of the decedent's deteriorated condition on Sept. 8, 2018 and did not inform the decedent's family until Sept. 10, 2018, thereby allowing the remains to be in a condition that prevented the family from having a viewing service. Mr. Lang found that the location is misleading the general public by representing themselves as Jesse E Cooley Jr Funeral Service. The location is also using Jesse E Cooley Jr Funeral Service former phone number and answering inbound calls as "Cooley Mortuary". Lastly, Jesse E. Cooley Jr. Funeral Service is advertising as "Cooley Chapel" on business cards and signage.

Violation of section 7707 constitutes an administrative fine for which ranges from \$100.00 to \$5,000.00. You are hereby being assessed an administrative fine of \$750.00 for violation of Business and Professions Code section 7707.

The total fine assessment is \$750.00.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

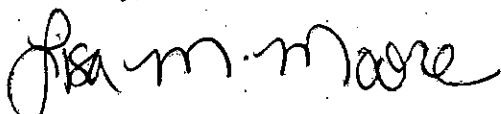
Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



Lisa M. Moore, Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

DEPARTMENT OF CONSUMER AFFAIRS
CEMETERY AND FUNERAL BUREAU

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

RE: License No: FDR 186
Case No: FB 2018 396
Citation No: IC 2018 396

I hereby acknowledge receipt of the above referenced citation and notification of my rights to contest the citation pursuant to Business and Professions Code section 125.9 and Title 16, California Code of Regulations sections 1244 and 1245.

____ Enclosed is a cashier's check or money order in the amount of \$_____ as payment for the citation and fine assessment.

____ *I hereby contest the citation and request an informal office conference. I understand that I am not waiving my right to a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request a formal hearing pursuant to Chapter 5 (commencing with Section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request an informal conference, however in lieu of personally attending, I am enclosing information and/or documents for use in re-evaluating the circumstances surrounding the issuance of the citation.

The citation, order of abatement and/or administrative fine are contested for the following reasons:

***No administrative fines are due while a citation is under appeal. If appealing, do not submit any payment at this time.**

Name: _____ Date: _____

Signature: _____ Telephone No.: _____

Title: _____

CEMETERY AND FUNERAL BUREAU

1625 North Market Blvd., Suite S-208, Sacramento, CA 95834

P (916) 574-7870 | F (916) 928-7988 | www.cfb.ca.gov



NOTICE OF CITATION AND ASSESSMENT OF FINE

January 11, 2019

CERTIFIED MAIL

Stephen Cooley (FDR 186)
400 Santa Clara St., Ste 100
Vallejo, CA 94590

RE: License No: FDR 186
Case No: FB 2019 9
Citation No: IC 2019 9

COPY

The Department of Consumer Affairs, Cemetery and Funeral Bureau, issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

California Code of Regulations section 1204 states:

(a) Any person, association, partnership, corporation or other organization licensed and conducting business as a funeral establishment shall designate a licensed funeral director to manage the establishment, and shall report the designation to the Board within 10 days of the effective date of the designation.

(b) The designated managing licensed funeral director of a licensed funeral establishment shall be responsible for exercising such direct supervision and control over the conduct of said funeral establishment as is necessary to ensure full compliance with the Funeral Directors and Embalmers Law, the provisions of this chapter and the applicable provisions of the Health and Safety Code. Failure of the designated managing licensed funeral director and/or the licensed funeral establishment to exercise such supervision or control, or failure of the holder of the funeral establishment license to make such designation shall constitute a ground for disciplinary action.

(c) A licensed funeral establishment may, upon approval by the Board, designate a licensed funeral director to manage more than one facility under the following conditions:

(1) the licensed funeral establishments are under common ownership, and;

(2) the common owners have designated one funeral establishment as the main office. The main office is defined as a designated location registered

with the Board where the principals of the funeral establishment can be contacted, and;

(3) the remaining establishments must be within a 60 mile radius of the main office, and;

(4) the licensed funeral establishments requesting permission from the Board to use one designated managing licensed funeral director, must make a written request, on a form 21F-12 (4/93) provided by the Board. An inspection shall be scheduled and completed to ensure that the conditions set forth in this section have been satisfied.

(d) A funeral director who advertises his or her services shall hold a current, active license, and shall include his or her license number, the name and license number of the funeral establishment at which he or she is employed, and the name of the city or community where the funeral establishment is located on any television and print advertising including, but not limited to, telephone and other directory listings, and newspaper and magazine advertisements.

A violation occurred when Bureau Field Representative Scott Lang investigated a complaint filed against Cooley & Smith Funeral, the establishment where you, Stephen Cooley, are the individual licensed owner. Mr. Lang confirmed a violation of Business and Professions Code section 7692 for misrepresentation or fraud when the establishment mislead [REDACTED] into believing that she was contracting services with an affiliate of Jesse E. Cooley Jr. Funeral Service, Inc (FD 979). The complainant initiated funeral arrangements and signed off on an irrevocable insurance assignment for Jesse E Cooley Jr. Funeral Service (FD 1268) and signed a contract and various documents indicating Cooley & Smith Funeral as the contracting funeral establishment, thereby misrepresenting itself as two establishments. Additionally, Cooley & Smith Funeral collected cash advance funds for death certificates that were never ordered. Mr. Lang confirmed a violation of Business and Professions Code section 7693 when the establishment answered telephone calls and identified themselves as representatives for Jesse E. Cooley Funeral Service (FD 1268), despite their closing in early August 2018, and displayed signage at Boggs Tract Church advertising as the same. Additionally, a business card was found in the lobby of Boggs Tract Church that read: "Cooley Chapel" with Jesse E Cooley Jr. Funeral Service's phone number listed and lacked a funeral establishment license number.

Violations of the sections described above constitute a violation of section 1204, when the managing funeral director failed to exercise such supervision and control as is necessary to ensure compliance with the laws and regulations governed by this Bureau.

Violation of section 1204 constitutes an administrative fine for which ranges from \$100.00 to \$5000.00. You are hereby being assessed an administrative fine of \$750.00 for violation of California Code of Regulations section 1204. Abatement will be considered satisfactory resolution of the violation cited.

The total fine assessment is \$750.00.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sandra Patterson".

Sandra Patterson, Acting Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

DEPARTMENT OF CONSUMER AFFAIRS
CEMETERY AND FUNERAL BUREAU

Stephen Cooley (FDR 186)
400 Santa Clara St., Ste 100
Vallejo, CA 94590

RE: License No: FDR 186
Case No: FB 2019 9
Citation No: IC 2019 9

I hereby acknowledge receipt of the above referenced citation and notification of my rights to contest the citation pursuant to Business and Professions Code section 125.9 and Title 16, California Code of Regulations sections 1244 and 1245.

____ Enclosed is a cashier's check or money order in the amount of \$_____ as payment for the citation and fine assessment.

____ *I hereby contest the citation and request an informal office conference. I understand that I am not waiving my right to a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request an informal conference, however in lieu of personally attending, I am enclosing information and/or documents for use in re-evaluating the circumstances surrounding the issuance of the citation.

The citation, order of abatement and/or administrative fine are contested for the following reasons:

***No administrative fines are due while a citation is under appeal. If appealing, do not submit any payment at this time.**

Name: _____ Date: _____

Signature: _____ Telephone No.: _____

Title: _____

CEMETERY AND FUNERAL BUREAU

1625 North Market Blvd., Suite S-208, Sacramento, CA 95834

P (916) 574-7870 | F (916) 928-7988 | www.cfb.ca.gov



NOTICE OF CITATION AND ASSESSMENT OF FINE

February 19, 2019

CERTIFIED MAIL

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

RE: License No: FDR 186
Case No: FB 2019 85
Citation No: IC 2019 85

The Department of Consumer Affairs, Cemetery and Funeral Bureau (Bureau), issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

Business and Professions Code section 7707 states:

Gross negligence, gross incompetence or unprofessional conduct in the practice of funeral directing or embalming constitutes a ground for disciplinary action.

A violation occurred when Bureau Field Representative Scott Lang investigated a complaint filed against Jesse E. Cooley Mortuary Funeral Home alleging unlicensed activity at 1605 W. Washington St. Stockton, CA 95203 (Boggs Tract Church). The investigation revealed a violation of Business and Professions Code section 7707 when you, Stephen Cooley, allowed an unlicensed location to perform services for which a funeral establishment license is required.

Violation of section 7707 constitutes an administrative fine for which ranges from \$100.00 to \$5,000.00. You are not being assessed an administrative fine for violation of Business and Professions Code section 7707. Abatement will be considered satisfactory resolution of the violation cited.

The total fine assessment is \$0.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

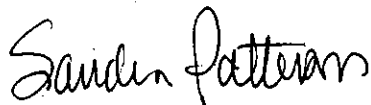
Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



Sandra Patterson, Acting Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

DEPARTMENT OF CONSUMER AFFAIRS
CEMETERY AND FUNERAL BUREAU

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

RE: License No: FDR 186
Case No: FB 2019 85
Citation No: IC 2019 85

I hereby acknowledge receipt of the above referenced citation and notification of my rights to contest the citation pursuant to Business and Professions Code section 125.9 and Title 16, California Code of Regulations sections 1244 and 1245.

____ Enclosed is a cashier's check or money order in the amount of \$_____ as payment for the citation and fine assessment.

____ *I hereby contest the citation and request an informal office conference. I understand that I am not waiving my right to a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request a formal hearing pursuant to Chapter 5 (commencing with section 11500) of Part 1, Division 3 of Title 2 of the Government Code.

____ *I request an informal conference, however in lieu of personally attending, I am enclosing information and/or documents for use in re-evaluating the circumstances surrounding the issuance of the citation.

The citation, order of abatement and/or administrative fine are contested for the following reasons:

***No administrative fines are due while a citation is under appeal. If appealing, do not submit any payment at this time.**

Name: _____ Date: _____

Signature: _____ Telephone No.: _____

Title: _____

CEMETERY AND FUNERAL BUREAU

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NOTICE OF CITATION AND ASSESSMENT OF FINE

February 19, 2019

CERTIFIED MAIL

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

RE: License No: FDR 186
Case No: FB 2019 91
Citation No: IC 2019 91

The Department of Consumer Affairs, Cemetery and Funeral Bureau (Bureau), issues this citation pursuant to Business and Professions Code section 125.9 and California Code of Regulations, Title 16, Division 12, Article 5.5 (commencing with section 1240).

VIOLATION

Business and Professions Code (BPC) section 7707 states:

Gross negligence, gross incompetence or unprofessional conduct in the practice of funeral directing or embalming constitutes a ground for disciplinary action.

A violation occurred when Bureau Field Representative Scott Lang investigated a complaint filed against Cooley's Chapel alleging unlicensed activity at 1605 W. Washington St. Stockton, CA 95203 (Boggs Tract Church). The investigation revealed a violation of BPC section 7707 when you, Stephen Cooley, allowed an unlicensed location to preform services for which a funeral establishment licensed is required.

Violation of section 7707 constitutes an administrative fine for which ranges from \$100.00 to \$5,000.00. You are not being assessed an administrative fine for violation of Business and Professions Code section 7707. Abatement will be considered satisfactory resolution of the violation cited.

The total fine assessment is \$0.

Payment of the administrative fine, if any, and abatement will be considered satisfactory resolution of the violation(s) cited.

Notwithstanding the above assessment of fines, in accordance with Business and Professions Code section 125.9(b)(3), the total fine(s) assessed for the violations contained in this citation shall not exceed \$5,000.00.

This citation shall become a final order of the Bureau 30 days after the date of issuance.

Payment of any administrative fine shall be due within 30 days of the date of issuance of the citation. Payment shall be made by cashier's check or money order only, payable to the Cemetery and Funeral Bureau. A personal or business check will not be accepted. Please indicate the citation number on the cashier's check or money order and mail it to the Bureau at 1625 North Market Blvd., Suite S208, Sacramento, CA 95834.

If you wish to contest all or part of this citation, you may request a formal appeal hearing by filing with the Bureau a written request for a hearing within 30 days of the date of issuance of this citation. For further information regarding a formal appeal, please refer to Title 16, California Code of Regulations section 1244 (enclosed). Without waiving your right to request a formal hearing, you may also request an informal office conference by filing with the Bureau a written request within 10 days of service of the citation, pursuant to Title 16, California Code of Regulations section 1245 (enclosed). You may, but need not, be represented by counsel.

If this citation is not contested, either informally or formally, payment of any administrative fine shall not constitute an admission of the violations charged.

Failure to pay any fine within 30 days of the issuance or affirmation of the citation shall constitute a violation and may result in further disciplinary action. If the citation is not contested and the fine is not paid, the full amount of the administrative fine shall be added to the fee for renewal of your license and your license shall not be renewed without payment of the renewal fee and administrative fine.

ORDER OF ABATEMENT

The Bureau hereby directs that you immediately take such action as may be necessary to achieve full compliance with all provisions of the Cemetery and Funeral Act, Health and Safety Code and regulations adopted by the Bureau.

If you have any questions, please contact the Cemetery and Funeral Bureau at (916) 574-7870.

Sincerely,



Sandra Patterson, Acting Chief
Cemetery and Funeral Bureau

Enclosure

cc: Scott Lang, Field Representative

DEPARTMENT OF CONSUMER AFFAIRS
CEMETERY AND FUNERAL BUREAU

Stephen Cooley (FDR 186)
640 N California St.
Stockton, CA 95202

RE: License No: FDR 186
Case No: FB 2019 91
Citation No: IC 2019 91

I hereby acknowledge receipt of the above referenced citation and notification of my rights to contest the citation pursuant to Business and Professions Code section 125.9 and Title 16, California Code of Regulations sections 1244 and 1245.

____ Enclosed is a cashier's check or money order in the amount of \$ _____ as payment for the citation and fine assessment.

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***No administrative fines are due while a citation is under appeal. If appealing, do not submit any payment at this time.**

Name: _____ Date: _____

Signature: _____ Telephone No.: _____

Title: _____