

BEFORE THE STATE BOARD OF
FUNERAL AND CEMETERY SERVICE
CAUSE NUMBER: SBFCS 06-10

STATE OF INDIANA,)
)
Petitioner,)
)
v.)
)
DANIEL R. GREENE,)
License no. FD01000653 (expired/non-renewable),)
)
and)
)
GREENE'S FUNERAL HOME,)
License no. FH83003815 (expired/non-renewable),)
)
Respondents.)



NOTICE OF PROPOSED DEFAULT ORDER

An administrative hearing was scheduled for February 1, 2007, at 11:15 a.m., before the State Board of Funeral and Cemetery Service ("Board") in Room 2 of the Conference Center, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, to determine whether sanctions should be imposed upon Daniel R. Greene and Greene's Funeral Home ("Respondents") pursuant to Ind. Code § 25-1-11-12.

The State of Indiana was represented by Jeremy Braunstein, Deputy Attorney General. The Respondents were not present and were not represented by counsel.

The Board, after taking official notice of its file in this matter and pursuant to Indiana Code § 4-21.5-3-24, by unanimous vote, issues a Notice of Proposed Default Order against the Respondents on the following grounds:

1. Respondent Daniel R. Greene's address on file with the Board and last known address is 924 Brenna Drive, Seymour, Tennessee 37865. Respondent Greene's Funeral

Home's address on file with the Board is 123 W. Morgan Street, Knightstown, Indiana 46148.

Respondents have an obligation to keep the Board informed of their current address.

2. Respondent Daniel R. Greene is licensed as a funeral director with the State of Indiana with license number FD01000653. Respondent Greene's Funeral Home is licensed as a funeral home with the State of Indiana with license number FH83003815.

3. On January 5, 2007, the Indiana Professional Licensing Agency sent Respondents a notice of the date, time, and location of the final hearing scheduled for February 1, 2007.

4. Pursuant to Indiana Code § 4-21.5-3-20, Respondent was provided adequate notice of the final hearing date and failed to appear for the scheduled hearing on February 1, 2007 at 11:15 a.m.

ORDER

For Respondents' failure to appear for their scheduled hearing date, the Board issues this Notice of Proposed Default.

In accordance with Indiana Code § 4-21.5-3-24, Respondents must file a written motion within ten (10) days (seven days plus an additional three days since service of this order shall be by mail) of service of this order requesting that the Board not enter a default order in this cause and stating the reasons relied upon for their request. Failure of Respondents to file such a written motion within ten (10) days shall result in the issuance of a default order. If Respondents timely files a motion, the Board shall consider said motion along with any other relevant facts in determining whether a default order should be entered. Should a default order be entered against Respondents, the Board may hold further proceedings as it deems appropriate to complete this cause without the participation of Respondents.

SO ORDERED, this 20 day of February, 2007.

STATE BOARD OF FUNERAL AND
CEMETERY SERVICE

By: 
Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency

Distribution:

Daniel R. Greene
924 Brenna Drive
Seymour, TN 37865

CERTIFIED MAIL NO.
RETURN RECEIPT REQUESTED

7005 3110 0002 4931 4914

Greene's Funeral Home
123 W. Morgan Street
Knightstown, IN 46148

CERTIFIED MAIL NO.
RETURN RECEIPT REQUESTED

7005 3110 0002 4931 4921

Jeremy Braunstein
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
302 West Washington Street, 5th Floor
Indianapolis, IN 46204