

STATE OF CONNECTICUT BOARD OF EXAMINERS
OF EMBALMERS AND FUNERAL DIRECTORS

1985-0206-030-001

IN THE MATTER OF:

Mr. M. Joseph Lillis
License No. 1651
58 Bridge Street
New Milford, Connecticut 06776

001651

MEMORANDUM OF DECISION

The Department of Health Services (hereinafter "Department") presented the Connecticut Board of Examiners of Embalmers and Funeral Directors (hereinafter "Board") with a statement of Charges, dated December 23, 1985 brought against M. Joseph Lillis, Embalmer (hereinafter "Respondent"). The Charges alleged violations of Conn. Gen. Stat. 20-227.

A Notice of Hearing dated January 16, 1986 was issued to the Respondent by the Board. The hearing was held April 24, 1986, at 150 Washington Street, Hartford, Connecticut.

The Respondent, was present and had full opportunity to present evidence and cross examine witnesses. Respondent was represented by counsel.

Prior to the initiation of the instant charges, the Respondent was given the opportunity to show compliance with all lawful requirements for the retention of his license pursuant to Conn. Gen. Stat., Sec. 4-183 (c)

All members of the Board involved in this decision attest that the decision is based entirely on the record presented and on the specialized professional knowledge of the Board Members in evaluating such evidence.

FINDING OF FACTS

- (1) M. Joseph Lillis is, and had been at all times referenced in this complaint, the holder of Connecticut Embalmer license number 1651.
- (2) M. Joseph Lillis is, and has been at all times referenced in this complaint, conducting a funeral home business in New Milford, Connecticut.

M Joseph Lillis

FINDING OF FACTS

- (3) On or about 30 May 1984, M. Joseph Lillis, in contradiction to the express intent of decedent's widow and next of kin Ruth M. Alex, did prepare the remains of decedent Theodore Alex for a viewing.
- (4) On or about 1 June 1984, M. Joseph Lillis billed Ruth M. Alex for services which he knew or should have known, were not authorized by Ruth M. Alex.
- (5) The above described conduct is a violation of Connecticut General Statutes 20-227, including but not limited to 20-227 (4).

DISCUSSION AND CONCLUSION

Introduction

The Respondent is charged with preparing the remains of decedent Theodore Alex for viewing in contradiction to the expressed intent of decedent's widow and next of kin, Ruth M. Alex. It is further alleged the Respondent billed Ruth M. Alex for services which he knew or should have known were not authorized by Ruth M. Alex in violation of Connecticut General Statutes 20-227 including but not limited to 20-227 (4). The Board concluded, after reviewing all the evidence that this claim as alleged has been proven. Thus there is a violation of 20-227.

1. Joseph Lillis

ORDER

Pursuant to its authority under Conn. Gen. Stat. 19a - 17, the Board hereby orders the following:

- (1) That a letter of reprimand be written and placed in Respondent's file at the Department of Health Services.
- (2) That such letter state the Respondent was guilty of unprofessional conduct and that he violated Connecticut General Statute 20-227 (4).
- (3) That such letter be considered if Respondent is brought before the Board in any further disciplinary activities

CONNECTICUT BOARD OF EXAMINERS
OF EMBALMERS AND FUNERAL DIRECTORS

June 14, 1986
Date

BY: Paul E. Driscoll
Chairman

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES

Letter of Reprimand

Mr. M. Joseph Lillis
License No. 1651
58 Bridge Street
New Milford, Connecticut 06776

RE: M. JOSEPH LILLIS

Dear Mr. Lillis,

This is to advise that the Connecticut Board of Examiners for Embalmers and Funeral Directors in the enclosed Memorandum of Decision unanimously ordered that this Letter of Reprimand be written and placed in your file at the Department of Health Services.

This Reprimand was ordered as the result of the April 24, 1986 hearing alleging that you violated Connecticut General Statute 20-227 by billing Ruth M. Alex for services which you knew or should have known were not authorized. So that this does not recur, in the future this board recommends that you obtain permission for embalming previous to performing the service and that all other arrangements be agreed to in writing. This will further advise that this Letter of Reprimand will be considered if you are brought before the Board in any further disciplinary proceedings.

CONNECTICUT BOARD OF EXAMINERS OF
EMBALMERS AND FUNERAL DIRECTORS

June 14, 1986
Date

By: Paul E. Trissell

(Chairman)