

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE SYSTEMS BRANCH**

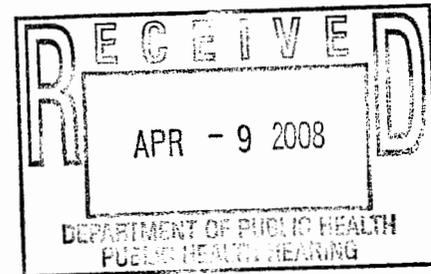
In re: SCI Connecticut Funeral Service d/b/a
Leo Gallagher & Son Funeral Home

Petition No. 2005-1209-056-021

STATEMENT OF CHARGES

Pursuant to the General Statutes of Connecticut, §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against SCI Connecticut Funeral Service d/b/a Leo Gallagher & Son Funeral Home:

1. SCI Connecticut Funeral Service d/b/a Leo Gallagher & Son Funeral Home of Stamford (hereinafter "respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut funeral home license number 000492.
2. On or about December 28, 1988, respondent entered into a Pre-need Funeral Service Contract including an itemized Statement of Funeral Goods and Services Selected with A.D., through A.D.'s conservator.
3. Respondent did not file the death certificate for A.D. within the time period required by Connecticut General Statutes.
4. Respondent did not obtain a Removal Burial Transit Permit for A.D. within the time period required by Connecticut General Statutes.
5. Respondent did not prepare the human remains of A.D. as required by the Connecticut Public Health Code, in that the body of the deceased was not embalmed or wrapped.
6. Respondent did not provide the timely funeral services/cremation for A.D. that the funeral home had agreed to pursuant to the Pre-need funeral contract, in that respondent held the body of the deceased for approximately five months.
7. The above-described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, including, but not limited to:
 - a. §20-227(2);
 - b. §20-227(4);
 - c. §20-227(5);
 - d. §20-215;
 - e. §7-62b;
 - f. §7-64;
 - g. §7-65; and/or



the Regulations of Connecticut State Agencies, including, but not limited to:

- a. §19a-36-A40.

THEREFORE, the Department prays that:

The Board of Examiners of Embalmers and Funeral Directors, as authorized in §§19a-17 and 20-227, revoke or order other disciplinary action against the funeral home license of SCI Connecticut Funeral Service d/b/a Leo Gallagher & Son Funeral Home as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 8th day of April 2008.



Jennifer Filippone, Section Chief
Practitioner Licensing and Investigations
Healthcare Systems Branch

CERTIFICATION

This is to certify that on this 9th day of April 2008, the original of the foregoing Statement of Charges was hand delivered to the Department of Public Health, Public Health Hearing Office, 410 Capitol Avenue, Hartford, Connecticut, and a copy was sent to Robert Simpson, Esq., Shipman & Goodwin, One Constitution Plaza, Hartford, CT 06103-1919 via first class mail postage prepaid.



Diane Wilan, Staff Attorney