

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE FUNERAL DIRECTORS EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY  
PROCEEDINGS AGAINST

DOUGLAS D. BRUCH,  
RESPONDENT.

FINAL DECISION AND ORDER  
99 FDR 006  
LS9912011FDR

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The Parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

*Douglas D. Bruch  
c/o Gerald P. Boyle, Attorney  
251 W. Wisconsin Ave.  
Milwaukee, WI 53233*

*Division of Licensure and Regulation  
Funeral Directors Examining Board  
P.O. Box 8935  
Madison, WI 53708-8935*

*Department of Regulation and Licensing  
Division of Enforcement  
P.O. Box 8935  
Madison, WI 53608-8935*

The Funeral Directors Examining Board having considered the Stipulation Agreement annexed-hereto of the parties, in resolution of the captioned-matter makes the following:

**ORDER**

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to jurisdiction and authority granted to the Board, that the Stipulation Agreement annexed hereto, filed by Complainant's Attorney, shall be and hereby is incorporated, made and ordered the Final Decision and Order of the State of Wisconsin, Funeral Directors Examining Board.

Let a copy of this Order be served on Respondent by certified mail.

Dated this 1st day of December, 1999.

Cletus Hansen

STATE OF WISCONSIN

BEFORE THE FUNERAL DIRECTORS EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY :

PROCEEDINGS AGAINST :

: STIPULATION

DOUGLAS D. BRUCH, : 99 FDR 006

RESPONDENT. :

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Respondent Douglas D. Bruch (Bruch), and Complainant's Attorney, Henry E. Sanders, Division of Enforcement, having reached agreement for disposition of the captioned-matter, stipulate and agree as follows:

1. Respondent Bruch, of 3503 Roosevelt Road, Kenosha, Wisconsin, was at all time material to the complaint, licensed as a funeral director, and has been so licensed under the provisions of Ch. 445, Wis. Stats., since December 21, 1972.
2. The Stipulation shall be submitted to the Funeral Directors Examining Board (Board) for approval and disposition of the matter. If the terms of the Stipulation are not acceptable to the Board, then the parties shall not be bound by any of the provisions of the Stipulation.

a. This Stipulation is dispositive of Investigative Complaint # 99 FDR 006.

3. Respondent has been advised of his right to a public hearing on each and every allegation of the complaint, but hereby freely and voluntarily waives his right to a hearing in this matter, on the condition that all provisions of this Stipulation be acceptable to and approved by the Board.

a. Respondent further agrees to waive any appeal of the Board's Final Decision and Order adopting the Stipulation Agreement.

4. On February 9, 1999, the Kenosha County District Attorney's Office filed Criminal Complaint #99 CF 122, against Respondent Bruch, in Kenosha County Circuit Court, charging Respondent with two counts of violations of Secs. 941.30(1), 939.63(1)(a), (3), and 939.641(2), Wis. Stats., Recklessly endangering safety with a dangerous weapon while masked, a Class "D" felony punishable by a fine not to exceed \$20,000.00 and imprisonment not to exceed 14 years on each count.

5. That attached hereto as Exhibit "A" is the Criminal Complaint, pursuant to which Respondent was charged.

a. Respondent is presently being held at Mendota Mental Health Institute, 301 Troy Drive, Madison, Wisconsin, for evaluation, because he was found incompetent to stand trial.

6. On April 28, 1999, Vern A. Pixley, Attorney, SCI Funeral Services, Inc., provided a written narrative stating that Respondent, "is not currently employed by the Bruch Funeral Home," and that, "his consultant agreement and any further association with the Bruch Funeral Home was finally terminated 30 days from February 8, 1999."

7. Accordingly, pursuant to Sec. 445.105(5), Wis. Stats., Respondent's funeral directors license is in an inactive status. Sec. 445.105(5) provides:

No operator of a funeral establishment, shall allow any licensed funeral director to operate out of such funeral establishment unless such licensed funeral director is the operator of or an employe of the operator of a funeral establishment which has been granted a permit by the examining board.

8. Additionally, by virtue of the acts and charges enumerated in Exhibit "A" supra, Criminal Complaint, Respondent is deemed to have violated Sec. FD 3.02(1), Wis. Adm. Code, violating . . . any state or federally related law substantially related to the practice of funeral directing.

9. Based upon the above and in settlement of this matter, Respondent, Bruch, hereby consents and agrees to voluntarily surrender his funeral directors licenses and permits previously issued to him, until and/or unless he demonstrates, to the satisfaction of the Board, that he is mentally/physically able to conduct the business of funeral directing, and does not pose a risk of harm to himself or others.

10. Upon the execution of this stipulation by Respondent and or his authorized designee, i.e., attorney, Respondent is to submit to Department's monitor all funeral directors licenses and/or permits previously issued to him to:

Michelle Neverman

Monitor

Department of Regulation and Licensing

Division of Enforcement

P.O. Box 8935

Madison, WI 53708-8935

11. Respondent further agrees that Complainant's attorney Sanders and the Case Advisor assigned to the case, may appear at any closed-deliberative meeting of the Board with respect to this stipulation, but those appearances are limited solely to clarification, justification, and to statements in support of the stipulation and for no other purpose.

\_\_\_\_\_ September 29, 1999

Douglas D. Bruch Date

Respondent

\_\_\_\_\_ November 15, 1999

Henry E. Sanders Date

Complainant's Attorney

