

# 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

DANIEL L NEWCOMER,	99 FDR 018
d/b/a NEWCOMER FUNERAL HOME	ORDER AMENDING
RESPONDENT.	FINAL DECISION AND ORDER
	(98 FDR 003)

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Daniel L. Newcomer  
  
Newcomer Funeral Home  
  
602 10th Street  
  
Brodhead, WI 53520  
  
Bureau of Business and Design Professions  
  
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 53708-8935

On March 16, 1999, in case #98 FDR 003, the Funeral Directors Examining Board (Board) issued a Final Decision and Order adopting a stipulation filed by the parties in the captioned matter. Paragraph 16 of the above mentioned Order provides:

16. Based upon the above and in settlement of this matter, Respondent hereby consents, accepts and agrees to be reprimanded; and if and when he became credentialed again as a funeral director, he is to work one (1) full year under the supervision of a licensed funeral director, commencing on the date his credential is renewed.

Respondent Newcomer became credentialed again on March 11, 1999, but did not comply with the terms of the Board’s Order, Paragraph 16 supra, and Complaint # 99 FDR 018 was opened against him. Accordingly, the Board considered the matter at its regularly scheduled meeting of August 11, 1999, and issues the following Amended Order.

AMENDED ORDER

Neither Mr. Peterson, or whomever is selected to fulfill the supervision condition of the order, is not required to personally be at the establishment on a continuous basis, but shall be reasonably assessable, and reachable by telephone; and that person is not required to be present at removals, embalmings, funeral arrangements or funerals. That designated person is, however, responsible for assuring that all contractual agreements entered into will be carried out, i.e., merchandise, goods and services selected and provided, preneed funeral insurance, and all trusts, markers, interments, and disinterments, etc. and generally, to assure that all contractual obligations are carried out.

To assure that the above conditions are followed, Mr. Peterson or whomever is selected, shall register with the Department as Funeral Director in-charge; and shall provide to the Division of Enforcement monthly (end of each month), a written narrative attesting to the fact that Respondent Newcomer, is fulfilling any and all contract obligations he is entering into.

Mr. Newcomer and Mr. Peterson, or whomever is designated, shall contact Attorney Sanders, and indicate that he/she understands and agrees to these arrangements. Proof of Mr. Newcomer fulfilling his contractual obligations shall be submitted to the Department’s monitor, Ted Nehring, Division of Enforcement, P.O. Box 8935, Madison, WI 53708-8935.

The terms of this agreement and clarified order is from and commencing August 15, 1999, through January 15, 2000, regarding Mr. Peterson’s written reports to the Department, and from the date of the Order of March 16, 1999, through March 16, 2000, relating to Mr. Peterson, or whomever is designated, assuring that all contractual obligations have been fulfilled.

Dated this 21st day of September, 1999.

Cletus Hansen, Division Administrator  
  
Roy Pfeffer,Chairperson or Designee