

COMMONWEALTH OF PENNSYLVANIA OFFICE OF GENERAL COUNSEL

Shawn E. Smith Prosecuting Attorney

shawnsm@state.pa.us Prosecution Division

December 7, 2010

Phyllis Ingold 7 Springcreek Manor Hershey, PA 17033-1327

RE: Our File No.: 10-48-09185

Dear Ms. Ingold:

The Department of State Office of Chief Counsel, on behalf of the Prosecution Division at the Bureau of Professional and Occupational Affairs and the State Board of Funeral Directors, has completed its inquiry into the above-referenced complaint filed against you, based upon allegations that you engaged in conduct for which licensure as a Funeral Director was required.

While the results of our investigation did not support filing formal disciplinary action at this time, the investigation did call into question whether you were in violation of section 13(a) of the Funeral Director Law, 63 P.S. § 479.13(a) by performed tasks relating to your mother's funeral and burial, including storage and preparation of the body, for which licensure as a Funeral Director is clearly required. Please note that investigations by this office are confidential and privileged (See Section 5.1 of the Act of July 2, 1993 (Act 48), as amended, 63 P.S. § 2205.1). Because this matter has been closed without the initiation of formal disciplinary action, Act 48 prohibits this office from providing you with any additional information regarding the specific concerns which caused the file to be opened, the evidence gathered during our review and investigation, or the specific reasoning that led to this office's decision.

Be advised that future complaints of this nature could result in the filing of formal charges against you, which could result in up to a \$10,000.00 civil penalty per violation, and the imposition of the costs of investigation.

Thank you for your cooperation.

Shawn E. Smith

Sincerely

Prosecuting Attorney

Commonwealth of Pennsylvania

Department of State

SES/dtr

