

**South Carolina Perpetual Care Cemetery Board  
Meeting Minutes**

Thursday, March 7, 2024, at 10:00 am  
110 Centerview Drive, Kingtree Building  
Low Country Conference Room  
Columbia, South Carolina 29210

Public notice of this meeting was properly posted at the South Carolina Perpetual Care Cemetery Board office, Synergy Business Park, Kingtree Building, and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

**Board Members Present:**

William Russel Floyd, Jr., Chairperson, of Spartanburg  
David Brown, Vice-Chairperson, of Florence  
Pamela P. Turner, of Florence  
Jeff Riggins, of Lancaster  
Felicia Smith-Charles, Florence

**SCDLLR Staff Present:**

Mary League, Advice Counsel, Office of Disciplinary Counsel  
Alexis Bell, Disciplinary Counsel, Office of Disciplinary Counsel  
Matalie Mickens, Board Executive  
Meredith Buttler, Program Manager  
Shamone Breazeale, Administrative Assistant  
Robert Dean, Lead Investigator, Division of Legal Services and Enforcement  
Chuck Watters, Investigator, Division of Legal Services and Enforcement  
Tori Smith, Investigator, Division of Legal Services and Enforcement

**PUBLIC:**

Allison Hendrick, North Myrtle Beach Memorial Gardens  
Chris Burroughs, North Myrtle Beach Memorial Gardens  
Nathan Batchelor, Everstory Partners  
Bob Coble, Maynard Nexen  
Donato Zullo, Everstory Partners  
Connor Bauknight, Maynard Nexen

**1. CALLED TO ORDER:**

W. Russell Floyd, Jr., Chairperson, called the meeting to order on March 7, 2024, at 10:07am.

**2. ADOPTING THE AGENDA**

**Motion:** Mr. Brown made a motion to adopt the agenda. The motion was seconded by Mrs. Smith-Charles. The motion carried.

**3. INTRODUCTION OF BOARD MEMBERS AND STAFF**

Board members and staff introduced themselves.

**4. APPROVAL OF UNEXCUSED ABSCENCES – no absences**

**5. APPROVAL OF MEETING MINUTES**

**Motion:** Mr. Brown made a motion to approve the November 14, 2023 Board meeting minutes. The motion was seconded by Mr. Riggins. The motion carried.

## 6. CHAIRMAN'S REMARKS – W. Russel Floyd, Jr.

Mr. Floyd welcomed everyone to the Board meeting.

## 7. STAFF REPORTS

### A. Board Executive Report- Matalie Mickens

Ms. Mickens presented the financial report. She advised that the Cemetery Board's cash balance was-\$330,981.08.

### B. Office of Investigations and Enforcement (OIE) Report- Robert Dean, Lead Investigator

Mr. Robert Dean stated that the Office of Investigation and Enforcement received 18 complaints, with 5 active investigations, and closed 6 closed between January 01, 2023 and February 27, 2024.

### C. Investigative Review Conference (IRC) Report-Robert Dean, Lead Investigator

Mr. Robert Dean asked that the Board review and approve the Investigative Review Committee Report recommending three for dismissals for cases 2023-1, 2023-10, 2024-2, and one for letter of caution case 2023-6.

**Motion:** Mr. Brown made a motion to accept the IRC Report. The motion was seconded by Mr. Riggins. The motion carried.

### D. Office of Disciplinary (ODC) Counsel- Alexis Bell, Esq.

Ms. Bell informed the Board that as of March 15, 2024, the Office of Disciplinary Counsel (ODC) has 21 open cases, and they have 20 cases pending hearings or agreements. ODC has closed 4 cases since the last report.

## 8. Application Hearings

These proceedings were recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

North Myrtle Beach Memorial Gardens – CEM.1076 – Allisun Hendrick

- a. **Transfer of Irrevocable Care and Maintenance from Merrill Lynch to Arthur State Bank**
- b. **Transfer of Merchandise Account from Merrill Lynch to The Conway National Bank**

Ms. Allisun Hendrick and Mr. Christopher Burroughs agreed to have the requests for the transfer of the Irrevocable Care and Maintenance Trust, the transfer of the merchandise account, and for the change of ownership to be heard together.

Ms. Mickens informed the Board that North Myrtle Beach Memorial Gardens is asking the Board to approve the transfer of its Irrevocable Care and Maintenance Trust from Merrill Lynch to Arthur State Bank and the transfer of its Merchandise Trust from Merrill Lynch to Conway National Bank.

Ms. Hendrick and Mr. Burroughs answered questions from the Board.

**Motion:** Mr. Riggins made a motion to enter executive session for legal advice. The motion was seconded by Mrs. Smith-Charles. The motion carried.

**Motion:** Mr. Riggins made a motion to come out of executive session. The motion was seconded by Mr. Brown. The motion carried.

**Motion:** Mr. Riggins made a motion to approve the transfer of the Care and Maintenance Trust to Arthur State Bank. The motion was seconded by Mr. Brown seconded. The motion carried.

**Motion:** Mr. Brown made a motion to enter executive session for legal advice, which was seconded by Mr. Riggins. The motion carried.

**Motion:** Mr. Brown made a motion to come out of executive session. The motion was seconded by Mr. Riggins. The motion carried.

**Motion:** Mr. Brown made a motion to approve the transfer of the Merchandise Trust pending receipt of additional information from the CPA regarding discrepancies noted in the AUPs, to allow a determination as to whether or not the account has been appropriately funded, including a corrected Merchandise Account Annual Report for 2023. The additional information and the amended Annual Report are to be reviewed and approved by the Board Chair. If the Board Chair does not approve, an additional appearance before the Board may be needed to provide additional information to the Board.

### **c. Transfer of Ownership from Cemetery Development Corporation to NMBMG, LLC**

Ms. Mickens informed the Board that North Myrtle Memorial Gardens is asking the Board to approve the transfer of ownership from Allisun Hendrick to Christopher Burroughs. Staff raised a question regarding the sales contract pertaining to the transfer.

Ms. Hendrick and Mr. Burroughs answered questions from the Board.

**Motion:** Mr. Brown made a motion to enter executive session for legal advice. The motion was seconded by Mr. Riggins. The motion carried.

**Motion:** Mr. Brown made a motion to come out of executive session. The motion was seconded by Mr. Riggins. The motion carried.

**Motion:** Mr. Brown made a motion to approve the transfer of ownership pending the correction to the proposed sales contract regarding required disclosures. Further, and proper disclosure being added. The Sales Contract needs the disclosures to the public. the disclosures form must be completed to show the current prices and fees, and disclosure of required charges for opening, closing, administrative and professional fees, vault setting, and any optional service charges. The additions and corrections are to be approved by the Chair. If the Board Chair does not approve, an additional appearance before the Board may be needed to provide additional information to the Board. The motion was seconded by Mrs. Smith-Charles. The motion passed.

## **9. Disciplinary Hearing**

These proceedings were recorded by a court reporter in order to produce a verbatim transcript should one be necessary

### **a. Memorandum of Agreement- Case Nos.: 2022-1**

Ms. Bell presented the Memorandum Agreement. The Respondent addressed the Board and presented mitigating evidence.

**Motion:** Mr. Brown made a motion to enter into executive session for legal advice. The motion was seconded by Mr. Riggins. The motion carried.

**Motion:** Mr. Brown made a motion to return to public session. The motion was seconded by Mrs. Smith-Charles. The motion carried.

**Motion:** Mr. Brown made a motion to accept the Memorandum of Agreement and issue a public reprimand. Additionally, the Respondent must advise Board staff when remediation projects are completed. The motion was seconded by Mr. Riggins. The motion carried.

**10. Public Comments (No Vote May Be Taken)- None**

**11. Adjournment-**

**Motion:** Mr. Brown made a motion to adjourn the meeting. The motion was seconded by Mrs. Smith-Charles. The motion carried.

The next scheduled meeting for the SC Perpetual Care Cemetery Board is **May 16, 2024.**