

BEFORE THE ARKANSAS CEMETERY BOARD

RECEIVED

10 JUL 22 PM 4:11

ARKANSAS SECURITIES DEPT.

IN THE MATTER OF:

**HAVEN OF REST CEMETERY;
LITTLE ROCK, ARKANSAS**

ORDER NO. C-10-0042-10-OR01

ORDER

The Arkansas Cemetery Board ("Board") held its quarterly meeting on June 7, 2010, pursuant to Ark. Code Ann. § 20-17-1005 and Rule 4 of the Rules of the Arkansas Cemetery Board. Among the matters considered was a complaint by the Friends of Haven of Rest Cemetery, Inc., against Haven of Rest Cemetery ("Haven of Rest") located in Little Rock, Arkansas. Appearing in person and on behalf of Haven of Rest was Mr. Sam Jarvis, ("Jarvis"). Upon consideration of the testimony of the witnesses, the exhibits, and all other matters presented, the Board hereby finds and concludes:

FINDINGS OF FACT

1. Haven of Rest is a perpetual care cemetery located in Little Rock, Arkansas. Haven of Rest is licensed by the Board as a perpetual care cemetery as defined by the Cemetery Act for Perpetually Maintained Cemeteries, Ark. Code Ann. §§ 20-17-1001 through 20-17-1029 ("Act").
2. Haven of Rest is currently in court-appointed receivership in the Circuit Court of Pulaski County, 17th Division, Case No. OT-2001-4645. Jarvis was appointed as the court-appointed receiver of Haven of Rest on February 26, 2007.
3. On May 12, 2010, the Board received a complaint from the Friends of Haven of Rest Cemetery, Inc. alleging that Haven of Rest was not properly maintained.

4. Ms. Arma J. Hart (“Hart”) appeared on behalf of the Friends of Haven of Rest Cemetery. Hart gave testimony to the Board regarding the current and on-going state of Haven of Rest

5. Jarvis appeared before the Board on behalf of Haven of Rest and gave testimony to the Board as to the planned and on-going maintenance of Haven of Rest.

CONCLUSIONS OF LAW

6. The Board is authorized to conduct reasonable, special, or other examination of any cemetery or cemetery company, including, but not limited to, an examination of the physical condition or appearance of the cemetery. Ark. Code Ann § 20-17-1006(1).

ORDER

IT IS HEREBY ORDERED that the staff of the Arkansas Securities Department (“Staff”) conduct periodic unannounced physical examinations of Haven of Rest.

IT IS FURTHERED ORDERED that the Staff shall provide a full report to the Board regarding their findings after the completion of each examination.

IT IS SO ORDERED.

Dated this _____ day of July, 2010.

ARKANSAS CEMETERY BOARD



Bill Booker
Chairperson



A. HEATH ABSHURE
Secretary