

**NORTH CAROLINA CEMETERY COMMISSION**

**April 24, 2009**

**Telephone Conference**

**9:00 A.M.**

**An emergency meeting of The North Carolina Cemetery Commission began at 9:00 a.m. via teleconference on Friday, April 24, 2009 in the Commission office at the Pinewood Building, Suite 100, at 1001 Navaho Drive, Raleigh, North Carolina. The Commission members participating were Chairman, Leonard J. ‘Boscoe’ Fulcher, Vice-Chairman, Andrew (Rusty) Tysor, Ralph Yates, Linda Cotten, Michael (Dicky) Powell, Frank Rose, Jr., Robin Lancaster, and David Brown. Howard Huff and Attorney Barry Bloch were not on the call. The Commission’s Administrator, Jimmy Miller, Auditor, Brenda Jeffers, and Administrative Assistant Nancy Waggoner were present. Also on the call were Assistant Attorney General Ann Brown and Assistant Attorney General Faison Hicks from the Department of Justice.**

**The meeting was called to order by Chairman Boscoe Fulcher. Dicky Powell gave the invocation.**

**Chairman Boscoe Fulcher asked for a motion for Agenda Approval. Dicky Powell made a motion to approve the Agenda as written. Ralph Yates seconded the motion. All voted in favor.**

**The first item on the agenda was a reminder from Chairman Fulcher to the Commission members that if there were any known conflicts of interest or appearance of conflicts in regards to the matters being brought before them to let it be known in accordance with the Governor’s executive order. Rusty Tysor recused himself from voting on the Aegis issue since he was a receiver. There were no other known conflicts.**

**At issue was Old Business. Chairman Fulcher requested a motion to go into Executive Session to receive legal advice on the Aegis case. Dicky Powell made a motion to go into Executive Session. Robin Lancaster seconded the motion at 9:15 a.m. Executive Session ended at 9:44 a.m. Linda Cotten made a motion to accept the offer that had been communicated to Cemetery Commission counsel by Aegis counsel to withdraw Aegis’s request for attorney’s fees in exchange for the Commission’s willingness to drop its Appeal. Dicky Powell seconded the motion. All voted in favor.**

**Chairman Fulcher reminded all that the next meeting was scheduled for Wednesday, July 15, 2009 at 9:00 a.m. in Raleigh. Rusty Tysor made a motion to adjourn. Robin Lancaster seconded the motion. The teleconference adjourned at 9:48 a.m.**

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**CHAIRPERSON**

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**DATE**

