



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

GRETCHEN WHITMER
GOVERNOR

ORLENE HAWKS
DIRECTOR

July 29, 2019

Heidi Gary
621 South M 30
Gladwin, MI 48624

RE: License #:	AF260065050
Investigation #:	2019A0123034
	La Paz

Dear Ms. Gary:

Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan is required. The corrective action plan is due 15 days from the date of this letter and must include the following:

- How compliance with each rule will be achieved.
- Who is directly responsible for implementing the corrective action for each violation.
- Specific time frames for each violation as to when the correction will be completed or implemented.
- Indicate how continuing compliance will be maintained once compliance is achieved.
- Be signed and dated.

A six-month provisional license is recommended. If you do not contest the issuance of a provisional license, you must indicate so in writing; this may be included in your corrective action plan or in a separate document. If you contest the issuance of a provisional license, you must notify this office in writing and an administrative hearing will be scheduled. Even if you contest the issuance of a provisional license, you must still submit an acceptable corrective action plan.

If you desire technical assistance in addressing these issues, please feel free to contact me. In any event, the corrective action plan is due within 15 days.

Please review the enclosed documentation for accuracy and contact me with any questions. In the event that I am not available and you need to speak to someone immediately, please contact the local office at (810) 787-7031.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shamidah Wyden".

Shamidah Wyden, Licensing Consultant
Bureau of Community and Health Systems
411 Genesee
P.O. Box 5070
Saginaw, MI 48605
989-395-6853

enclosure

**MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF COMMUNITY AND HEALTH SYSTEMS
SPECIAL INVESTIGATION REPORT**

I. IDENTIFYING INFORMATION

License #:	AF260065050
Investigation #:	2019A0123034
Complaint Receipt Date:	06/07/2019
Investigation Initiation Date:	06/10/2019
Report Due Date:	08/06/2019
Licensee Name:	Heidi Gary
Licensee Address:	621 South M 30 Gladwin, MI 48624
Licensee Telephone #:	(517) 426-8517
Administrator:	N/A
Licensee Designee:	N/A
Name of Facility:	La Paz
Facility Address:	621 South M 30 Gladwin, MI 48624
Facility Telephone #:	(989) 426-8517
Original Issuance Date:	07/21/1995
License Status:	REGULAR
Effective Date:	03/27/2018
Expiration Date:	03/26/2020
Capacity:	5
Program Type:	PHYSICALLY HANDICAPPED DEVELOPMENTALLY DISABLED

II. ALLEGATION(S)

	Violation Established?
There is a concern that Resident A has not been receiving annual physicals or dental care.	No
The licensee has threatened and yelled at Resident A's family and visitors during visitation at the facility and has tried to prevent the family from visiting.	Yes
A van was provided to facility for use for Resident A's transportation. Damage was done to the vehicle, it was not properly cared for, and was removed from facility.	Yes
Additional Findings	Yes

III. METHODOLOGY

06/07/2019	Special Investigation Intake 2019A0123034
06/10/2019	Special Investigation Initiated - Telephone I spoke with public conservator Cynthia Kilmer via phone.
06/11/2019	Contact - Telephone call made I left a message requesting a return call from Resident A's guardian.
06/11/2019	Contact - Telephone call made I left a message with Resident A's Elder advocate, requesting a return call.
06/11/2019	Contact - Telephone call received I received a voicemail from Resident A's advocate, requesting a return call.
06/11/2019	Contact - Telephone call made I spoke with Resident A's advocate via phone.
06/11/2019	Contact - Telephone call made I spoke with Resident A's guardian via phone.
06/12/2019	Contact - Telephone call made

	I spoke with Relative 2 via phone.
06/12/2019	Contact - Telephone call made I spoke with the Arnold Center's service coordinator via phone.
06/13/2019	Inspection Completed On-site An unannounced on-site was conducted.
06/13/2019	Contact - Face to Face I made a face to face at the Arnold Center with Resident A.
06/14/2019	APS Referral- An APS referral was completed.
06/25/2019	Contact - Telephone call made I left a message requesting a return call from Mrs. Woolley.
06/25/2019	Contact - Telephone call made I left a message requesting a return call from Resident A's guardian ad litem.
06/25/2019	Contact - Telephone call received I spoke with Leanne Woolley via phone.
07/16/2019	Contact- Telephone call made I left a voicemail for Resident A's guardian ad litem requesting a return call.
07/17/2019	Contact- Document Sent I sent an email to licensing and regulatory affairs Central Office inquiring if there are any Workforce Background Check applications for La Paz AFC.
07/16/2019	Contact- Telephone call made I spoke with Lisa Ayling via phone.
07/22/2019	Contact- Telephone call made I spoke with Heidi Gary via phone.
07/22/2019	Contact- Telephone call received I spoke with Leeanne Woolley via phone.
07/23/2019	Contact- Telephone call made I made a call to Resident A's dental office.

07/24/2019	Exit Conference I spoke with Heidi Gary via phone.
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ALLEGATION:

There is a concern that Resident A has not been receiving annual physicals or dental care.

INVESTIGATION:

On 06/10/2019, I spoke with public conservator Cynthia Kilmer via phone. She stated that the facility had not been getting medical care for Resident A. She stated that she was informed it was because it was too uncomfortable, and Resident A would scream and yell. She stated that the family has recently taken over guardianship and has discovered what's been going on.

On 06/11/2019, I spoke with Elder Advocate Lisa Ayling of the Saginaw Chippewa Indian Tribe. She stated that Resident A's care was transferred over to the reservation. She stated that they have a lot of appointments they do themselves, and Resident A has a dental appointment next month. She stated that Resident A was seen by her dentist, and there has been no pain with the crack in her tooth. She stated that Resident A has sores on top of her feet, which can happen, as she has wheelchair foot buckles/straps. She stated that Resident A is supposed to have a physician and dental visit once a year.

On 06/11/2019, I spoke with Resident A's guardian via phone. He stated that Resident A's medical has been transferred to the tribe, but before this, Mrs. Gary could never come up with documentation of doctor's visits. He stated that this is why it was switched to the tribe.

On 06/12/2019, I spoke with Relative 2 via phone. Relative 1 stated that on May 8, 2019 she took Resident A her Vitamin D prescription. She stated that she looked at Resident A's foot, which has a decubital on it, and it looked pretty good. She stated that the first time she took Resident A her medication, Resident A also had an x-ray completed for her foot. She stated that Mrs. Gary informed her that Resident A's diet is full of vitamins and nutrition. Relative 2 stated that she told Mrs. Gary that Native people lack vitamin D. She stated that Mrs. Gary was acting as if the Vitamin D was not a necessity, but it was an order from the doctor. She stated that Resident A's tooth worries her, and the dentist may send Resident A to a specialist. Relative 2 stated that Ms. Gary did not report the sore on Resident A's foot to her guardian, and that Mrs. Gary is not following the chain of command with the guardian.

On 06/13/2019, an unannounced on-site visit was conducted at the facility. Area Manager Mary Holton was present.

On 06/13/2019, I interviewed Michael Gary at La Paz AFC. He stated that the guardian takes care of the medical appointments, and prior to this, Resident A had a doctor's appointment every six months, and a dental appointment once per year. He stated that Resident A is grinding her teeth lately more than normal.

On 06/13/2019, I interviewed licensee Heidi Gary at La Paz AFC. Mrs. Gary stated that she has proof of medical appointments, and that they made an appointment for the dentist, but the family canceled it. She stated that they know nothing about appointments now, and only gets a two hours' notice of the family coming to pick Resident A up for appointments. She stated that in regard to Resident A's foot, it is old scar tissue that gets checked once a year or as needed. She stated that the guardian has decided Resident A cannot wear shoes.

On 06/13/2019, I made a face to face with Resident A at the Arnold Center. Resident A was not interviewed as she is non-verbal. She appeared clean and appropriately dressed. She was observed to not be wearing shoes, but her feet were appropriately covered.

On 06/13/2019, I observed a health care appraisal dated for 04/10/2019, signed by a physician assistant from Mt. Pleasant, MI. Resident A is diagnosed with cerebral palsy and intellectual disability, cognitive impairment, and is wheelchair bound. The health care appraisal also notes that she needs a dental referral for a broken front tooth from grinding teeth from stress. The physician assistant noted that Resident A has dental care there at Nimkee and an appointment can be scheduled by calling the dental clinic. It is also noted that Resident A has hammer toes, a stage 1 pressure ulcer on left great toe, and a stage II pressure ulcer on base right great toe. The facility also has health care appraisals for Resident A dated for 01/16/2018 and 08/25/2016. Resident A's assessment plan dated or 03/16/2018, under "medical or dental follow ups needed" indicates Resident A is to have an annual medical and dental appointments.

On 06/25/2019, I spoke with responsible person Leanne Woolley via phone. She stated that she has documentation of doctor visits i.e. health care appraisals, and prescriptions for care. She stated that Resident A was taken twice in 2018 for physicals. She stated that now everything is through the Nimkee Clinic and they are out of the loop on doctor visits. She stated that the family handles everything.

On 07/16/2019, I spoke with Lisa Ayling, Resident A's advocate. She stated that she handles Resident A's insurance, and that Resident A's records indicate that she had a dentist appointment in 2017, physicals on 01/06/2018, and 04/10/2019, and an x-ray on her foot on 04/12/2019.

On 07/22/2019, I spoke with Mrs. Gary via phone. She stated that Resident A went to Dr. Allen for dental care for the last 25 years, until the family took over. She stated that she thinks Resident A's foot was misdiagnosed, and that she told the family about the pressure on her feet from the wheelchair. She stated that the sore has never been open, it was the top of her toe, the second knuckle, and it has been seen by doctors in

the past. She stated that it was caused from the wheelchair foot strap and wheelchair foot plate.

On 07/22/2019, I spoke with LEEANNE WOOLLEY via phone. She stated that no health care appraisal was completed for 2017, but Resident A received annual physicals, and was seen if anything was wrong. She stated that the doctor said she was in great shape.

On 07/23/2019, I made a call to Dr. Allen's office, Resident A's dentist. The receptionist confirmed that Resident A attended dental visits regularly from 1999 through 2018, and that any records previous to 1999 would not be electronic. She stated that there was no record of Resident A being transferred. Documentation provided by Mrs. Woolley indicates that Resident A was seen by the Nimkee Dental Clinic in August 2018.

On 07/24/2019, Mrs. Gary stated that the family canceled the 2017 physician appointment for Resident A, and this is why the 2018 appointment was done so early in the year.

APPLICABLE RULE	
R 400.1407	Resident admission and discharge criteria; resident assessment plan; resident care agreement; house guidelines; fee schedule; physicians instructions; health care appraisal.
	(8) A licensee shall record in the resident's record the physicians instructions for the care of the resident as required in subrule (7) of this rule.
ANALYSIS:	There is no preponderance of evidence to substantiate the allegation. A call was made to Resident A's dentist who confirmed that their electronic system shows she was seen regularly in their office. Documented health care appraisals also show that Resident A was seen by a physician. Resident A was seen by a physician on 08/25/2016, 01/06/2018, and 04/10/2019.
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION:

The licensee has threatened and yelled at Resident A's family and visitors during visitation at the facility and has tried to prevent the family from visiting.

INVESTIGATION:

On 06/10/2019, I spoke with Resident A's conservator Cynthia Kilmer via phone. She stated that Mrs. Gary yells and is threatening towards others in front of the residents. She stated that Mrs. Gary appears to be unstable emotionally. She stated that Mrs.

Gary has been preventing family from visiting Resident A. She stated that Resident A's guardian Relative 1, and Relative 2 went to visit, and Mrs. Gary refused entrance. Ms. Kilmer stated that she went with William Antrobius, Resident A's guardian ad litem and they let the dogs out on them. She stated that Mrs. Gary was screaming at Mr. Antrobius while he was reading court order to her in a calm, whispering voice. She stated that Mrs. Gary was speaking at a high volume. She stated that Resident A has lived at La Paz for years, and understands Mrs. Gary being upset, but there is horrible animosity from Mrs. Gary.

On 06/11/2019, I spoke with Elder Advocate Lisa Ayling of the Saginaw Chippewa Indian Tribe. She stated that everything they do for Resident A, Mrs. Wooley and Mrs. Gary complain about it, and underdo it. She stated that the role of the guardian should have been explained, as Mrs. Gary used to handle everything. She stated that Mrs. Gary is rude to everyone. She stated that she cannot go and visit the home, and that Mrs. Gary will holler at her. She stated that she has observed Mrs. Gary yelling numerous times in front of residents. She stated that they were told they cannot come to the home unless they call first and make an appointment. She stated that they then got a court order.

On 06/11/2019, I spoke with Resident A's guardian, Relative 1 via phone. Relative 1 stated that Mrs. Gary yells, things are chaotic, and Mrs. Gary does not tell them anything. He stated that they try to please them. He stated that Mrs. Gary yelled at Relative 2. Relative 2 took some Vitamin D pills to the home, and Mrs. Gary unloaded on her saying she is not supposed to be there without him present. He stated that he has never agreed to having to accompany family during visits. He stated that you cannot reason with Mrs. Gary as she has outbursts and makes threats. He stated that after a court visit Mrs. Gary was yelling that he had to sign papers, or she was going to leave Resident A at the courthouse. He stated that he read the paper and signed it.

On 06/12/2019, I spoke with Relative 2 via phone. She stated that on May 8th she visited the home. After speaking with Mr. and Mrs. Woolley, she stated that Mrs. Gary came in flailing her arms, telling Relative 2 that she is causing trouble, and disrupting their daily lives, and asked Relative 2 "what's going on?!" and that she has Mrs. Woolley counting pills and disturbing them. Relative 2 stated that Mrs. Gary said this as if she was visiting to spy on them. She stated that she did not come to disrupt the home. She stated that she told Mrs. Gary that Mrs. Gary was the one raising her voice. Relative 2 stated that Mrs. Gary told her she cannot come to visit Resident A unless she is accompanied by Mr. Antrobius or Relative 1. She stated that she has to order Resident A's pills on the 16th but does not want to go back to La Paz because of the way they treat her. She stated that things had gotten out of control after a court hearing where Ms. Ayling said Mrs. Gary made a threat that if a paper was not signed, she would leave Resident A there. Relative 2 stated that it was a care plan Relative 1 needed to sign.

On 06/12/2019, I spoke with the Arnold Center's services coordinator Teresa Booms via phone. She stated that Mrs. Gary is very aggressive and demanding. She stated that Mrs. Woolley called about three weeks ago demanding documentation for Resident A's

file. She stated that it was a community mental health form for Medicaid. She stated that Resident A does not have Medicaid or CMH services. She stated that she informed Mrs. Woolley that the document does not exist. She stated that Mrs. Woolley called again the next day and spoke to a supervisor at the Arnold Center. She stated that it was strange because it was a CMH form, and they wanted a PCP plan sign in sheet from the last PCP meeting. She stated that things started to deteriorate when the tribe and family got involved, and they started to question the amount of care Resident A receives compared to the others. She stated that Mrs. Gary has appeared more irrational since and told Ms. Booms that she stirred up a bee's nest when she had Resident A's conservator sign a new budget. She stated that Mrs. Woolley is easy to deal with unless Mrs. Gary is in the background. She stated that any change in routine can cause the residents to have behaviors, but with Mrs. Gary's bickering with the family and tribe, she does not think Mrs. Gary would intentionally neglect residents, but the neglect is due to focusing on money and her emotions vs. the needs of the residents and providing the best atmosphere. She stated that Mrs. Gary told her not to make any contact with the resident's guardians, but to speak with Mrs. Gary directly. She stated that Mrs. Gary has control issues, and that the guardians for the residents don't have much input.

On 06/13/2019, I interviewed Michael Gary at La Paz AFC. He stated that Mrs. Gary gets instantly agitated. Her tone starts out sweet, but Resident A's family etc. and Mrs. Gary seem to rub each other the wrong way. He stated that they family has been talking about moving Resident A for six months. He stated that Mrs. Gary's volume gets loud, and it is not an amicable situation anymore. He stated that after a visit with the family, two residents in the home have behaviors. He denied that Mrs. Gary has made any threats. He stated that the court order they were presented with, is not an order because it is a tribunal order and they do not think they have to follow it. He stated that because things got heated and Mrs. Gary said Relative 2 is not welcome here without Mr. Antrobis or Relative 1. He stated that the tension brought on the 30-day notice. He denied that they were letting the dogs out the day Ms. Kilmer and Mr. Antrobis visited, and that they were letting the dogs in.

On 06/13/2019, I interviewed licensee Heidi Gary at La Paz AFC. She stated that the tension is directly with her, and it affects everyone. She stated that she is the one that will not be quiet. She stated that initially they were making a connection with the family. She stated that the family walks into the home and does not speak. She stated that when they showed up with the court order, she put her foot down and was firm with them. She stated that one of her dogs is blind, and the day Ms. Kilmer and Mr. Antrobis showed up at the home, the dogs were not sent out on them, and she asked "are the dogs out? Somebody's here, are the dog's out?" She stated that the two still got out of the car anyway. She stated that she has gotten loud with them but denied yelling or making threats.

On 06/25/2019 and 07/16/2019, I left voicemail messages requesting a return call from Mr. Antrobis, Resident A's guardian ad litem. Mr. Antrobis did not return my calls.

On 06/25/2019, I spoke with responsible person Leeanne Woolley via phone. She stated that she would not call it yelling, but it is usually brought on by the family being demanding. She stated that they have asked the family for a 24- hour notice to make plans due to the other residents in the home, because they get upset. She stated that the day Mr. Antrobius and Ms. Kilmer visited the home she was in the garage, saw two people walking up the ramp and said “oh my dogs are out. I should go get them” as she was walking from the garage to the front door. She stated that this is another reason to want prior notice. She stated that she would never sic her dogs on anyone. She stated that the day Relative 2 came to the home, Relative 2 demanded she count the pills in front of her. Mrs. Gary can’t really yell as she does not have the voice to yell, but speaking in a higher tone said “What are you doing? Why are you here?” because it was kind of a bully situation on the Relative 2’s part. She stated that in regard to the court order, the issue is with Relative 2. She stated that things could have been prevented if they would have told them what they want. In response to the family not being able to visit without the guardian or Mr. Antrobius, she stated that the guardian never says or responds to anything, and it is hard to talk things out when they won’t talk.

APPLICABLE RULE	
R 400.1409	Resident rights; licensee responsibility.
	(1) Upon a resident's admission to the home, the licensee shall inform and explain to the resident or the resident's designated representative all of the following resident rights: (k) The right to have contact with relatives and friends and receive visitors in the home at a reasonable time.
ANALYSIS:	There is a preponderance of evidence to substantiate a rule violation. It was found during the course of this investigation that the family pursued a court order through the tribunal court to allow them to visit Resident A at La Paz. Mr. and Mrs. Gary admitted to being presented with this court order. The family were told that they were not allowed to visit the home, unless accompanied by Mr. Antrobius or the guardian. Per the guardian, he did not agree to this arrangement. Resident A’s assessment plan was reviewed, and there were no resident specific restrictions addressed and agreed to in the resident’s written assessment plan.
CONCLUSION:	VIOLATION ESTABLISHED

ALLEGATION:

A van was provided to facility for use for Resident A's transportation. Damage was done to the vehicle, it was not properly cared for, and was removed from facility.

INVESTIGATION:

On 06/10/2019, I spoke with public conservator Cynthia Kilmer via phone. She stated that she controls Resident A's money. \$90,000 was spent on a van. She stated that the home would get into fender benders, and a lot of dings were noticed on the van by the family. She stated that the van was not clean, and that the home was obviously using it for personal reasons. She stated that the family got upset and took the van back.

On 06/11/2019, I spoke with Lisa Ayling via phone. She stated that there was about \$1,800 worth of damage to the van. It had dings in three corners.

On 06/11/2019, I spoke with Relative 1, Resident A's guardian. He stated that he has the van at his home currently. He stated that the van looked like trash when they picked it up. He stated that Mrs. Gary did not have the van lift serviced. He stated that he took it to Saginaw to get serviced and was told that if they live on a dirt road, the van needs to be serviced every three months. He stated that Mrs. Gary ordered the van and had it all decked out and denied ordering it. He stated that the tires on the van were not appropriate. He stated that there was a nail in a tire. He stated that the home does not take care of their vehicles.

On 06/12/2019, I spoke with Relative 2 via phone. Relative 2 stated that she told Ms. Kilmer that the van would not be going back to La Paz. She stated that the van had scrapes all over it, and it was very dirty. She stated that Mrs. Gary never reported the scrapes, and at one point the van's lift was not working. She stated that they took it to get repaired, and the lift was caked with mud, etc. She stated that Mrs. Gary ordered the van with the van lift stored under the van, which was not a good choice. She stated that come to find out, they were not using the van to transport Resident A to the Arnold Center, because Resident A was taking the bus.

On 06/13/2019, I interviewed Michael Gary at La Paz AFC. He stated that they would have cleaned up the van if they knew the family were coming to pick it up. He stated that the family forced La Paz to take the van, and they did not want the van. He stated that after a year and a half, they got paperwork completed to where it was Resident A's van. He stated that the van got dinged up, and the family got mad.

On 06/13/2019, I interviewed licensee Heidi Gary at La Paz AFC. She stated that she told the family they could get their own van for the home, but the family pushed for it. She stated that she said they would get a lawyer, and Ms. Ayling said no, that they needed to spend down Resident A's money. She stated that they got a lawyer, got the van, and was told to "drive it like you stole it." She stated that they picked the van, but what showed up was not the van that Resident A wanted. She stated that they had the

van about 8-10 months, and the van lift got them stranded. She stated that in February or March there was a scratch on the bumper, and the family got angry about two scratches.

On 06/25/2019, I spoke with responsible person Leeanne Woolley via phone. She stated that there was a ding in the bumper and a scratch on the side of the van. She stated that they did not want the van, but the family insisted.

On 07/22/2019, Mrs. Gary stated that they offered to pay out of pocket for the scratches on the van.

APPLICABLE RULE	
R 400.1421	Handling of resident funds and valuables.
	(2) All resident funds and valuables which have been accepted by a licensee for safekeeping shall be treated by the licensee as a trust obligation.
ANALYSIS:	There is a preponderance of evidence to substantiate a rule violation. Mrs. Gary agreed to accept responsibility for Resident A's van (i.e. valuable/personal property) for the benefit of Resident A. During the time Mrs. Gary held this property as a trust obligation, it was damaged by La Paz AFC. The family as a result, confiscated the van, as the home was not maintaining the vehicle.
CONCLUSION:	VIOLATION ESTABLISHED

ADDITIONAL FINDINGS:

INVESTIGATION:

On 06/12/2019, I spoke with the Arnold Center's services coordinator Teresa Booms via phone. She reported that she's been told that Mrs. Gary had a house built, and no longer lives at La Paz AFC. She stated that responsible person Leeanne Woolley resides at La Paz. She stated that the new home was built on the same property as La Paz AFC.

On 06/13/2019, I interviewed Heidi Gary at La Paz AFC. She stated that she moved from La Paz AFC in March 2019 and moved next door. She provided her new address.

APPLICABLE RULE	
MCL 400.703	Definitions: A.
	(5) "Adult foster care family home" means a private residence with the approved capacity to receive at least 3

	but not more than 6 adults to be provided with foster care. The adult foster care family home licensee must be a member of the household and an occupant of the residence.
ANALYSIS:	There is a preponderance of evidence to substantiate a rule violation. Mrs. Gary reported on 06/13/2019 that she does not reside at La Paz AFC. Mrs. Gary is the licensee of La Paz AFC. Per this rule, the licensee of a family home must be a member of the household and an occupant of the residence.
CONCLUSION:	VIOLATION ESTABLISHED

INVESTIGATION:

On 06/12/2019, I spoke with the Arnold Center’s services coordinator Teresa Booms via phone. She stated that recently Resident A came into the center via public bus. Shortly after, Dan Woolley, Mrs. Woolley’s husband (and member of the household) came to the center to pick Resident A up.

On 06/13/2019, I interviewed Mrs. Gary at La Paz AFC. She stated that Mr. Woolley is not staff but provides personal care such as transporting and packing lunches. Mr. Woolley is also a member of the household.

On 07/10/2019, I sent an email to the La Paz AFC email address regarding whether or not Mr. and Mrs. Woolley have background checks completed through the Workforce Background check system as well as the BCHS-100.

On 07/17/2019, I sent an email to licensing and regulatory affairs Central Office inquiring if there are any Workforce Background Check applications for La Paz AFC. I was informed via email there were no applications in the system.

On 07/22/2019, I spoke with Heidi Gary via phone. She stated that Mr. Woolley does transportation and packs lunches. She stated that he has never had a background check, and they will be completing one this week.

APPLICABLE RULE	
R 400.1404	Licensee, responsible person, and member of the household; qualifications.
	(5) All responsible persons and members of the household shall be of good moral character and suitable temperament to assure the welfare of residents.

ANALYSIS:	There is a preponderance of evidence to substantiate a rule violation. A criminal background check has not been completed for Mr. Woolley who is a member of the household and does staff duties.
CONCLUSION:	VIOLATION ESTABLISHED

INVESTIGATION:

On 06/12/2019, I spoke with Relative 1 via phone. Relative 1 stated that on May 8, 2019 she took Resident A her Vitamin D prescription. She stated that she asked Mrs. Woolley to count the pills so she could figure out when to come back with more pills. She stated that she found out Resident A started her pills late by nine days.

On 06/13/2019, I reviewed Medication administration sheets for Resident A for April and May 2019. Resident A takes a calcium and vitamin D pill. The medication administration sheets were not complete. The start date for the pills as reflected on the sheets were 04/19/2019, which are given twice a day 8:00 am and 8:00 pm. There was no documentation provided for May 28 at 8:00 pm, May 29, May 30, May 31, or any time in June 2019.

On 06/25/2019, I spoke with LEEANNE WOOLLEY via phone. Mrs. Woolley denied being nine days late giving Resident A her Vitamin D prescription. She stated that the pills were started on April 19th, and they were dropped off April 17, 2019. She stated that she missed the first dose on April 18, 2019.

APPLICABLE RULE	
R 400.1418	Resident medications.
	(4) When a licensee or responsible person supervises the taking of medication by a resident, the licensee or responsible person shall comply with the following provisions: (a) Maintain a record as to the time and amount of any prescription medication given or applied. Records of prescription medication shall be maintained on file in the home for a period of not less than 2 years.
ANALYSIS:	There is a preponderance of evidence to substantiate a rule violation. Resident A's medication administration sheets were not maintained and up to date when observed on June 13, 2019 during an on-site visit.
CONCLUSION:	VIOLATION ESTABLISHED

On 07/24/2019, I conducted an exit conference with Heidi Gary via phone. She was informed of the findings and conclusions.

IV. RECOMMENDATION

Contingent upon receipt of an acceptable corrective action plan, I recommend a modification of the licenses to provisional.

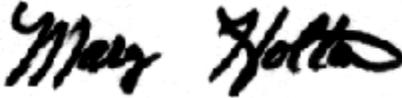


07/29/2019

Shamidah Wyden
Licensing Consultant

Date

Approved By:



07/29/2019

Mary E Holton
Area Manager

Date