



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

ORLENE HAWKS  
DIRECTOR

September 1, 2021

Janice Kutha  
W9835 Co Road 352  
Stephenson, MI 49887

RE: License #: AM550009068  
Investigation #: 2021A0221013  
Kutha AFC Home

Dear Ms. Kutha:

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.
- How continuing compliance will be maintained once compliance is achieved.
- The signature of the responsible party and a date.

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. Failure to submit an acceptable corrective action plan will result in disciplinary action.

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 (906) 226-4171.

Sincerely,

A handwritten signature in black ink, appearing to read "Theresa Norton". The signature is fluid and cursive, with a large loop at the end.

Theresa Norton, Licensing Consultant  
Bureau of Community and Health Systems  
234 West Baraga  
Marquette, MI 49855  
(906) 280-2519

enclosure

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

**I. IDENTIFYING INFORMATION**

<b>License #:</b>	AM550009068
<b>Investigation #:</b>	2021A0221013
<b>Complaint Receipt Date:</b>	07/20/2021
<b>Investigation Initiation Date:</b>	07/21/2021
<b>Report Due Date:</b>	09/18/2021
<b>Licensee Name:</b>	Janice Kutha
<b>Licensee Address:</b>	W9835 Co Road 352 Stephenson, MI 49887
<b>Licensee Telephone #:</b>	(906) 753-4880
<b>Administrator:</b>	Janice Kutha
<b>Licensee Designee:</b>	Janice Kutha
<b>Name of Facility:</b>	Kutha AFC Home
<b>Facility Address:</b>	W9835 County Road 352 Stephenson, MI 49887
<b>Facility Telephone #:</b>	(906) 753-4880
<b>Original Issuance Date:</b>	05/30/1988
<b>License Status:</b>	REGULAR
<b>Effective Date:</b>	11/30/2020
<b>Expiration Date:</b>	11/29/2022
<b>Capacity:</b>	11
<b>Program Type:</b>	PHYSICALLY HANDICAPPED DEVELOPMENTALLY DISABLED MENTALLY ILL, AGED

**II. ALLEGATION(S)**

	<b>Violation Established?</b>
The smell of urine in the facility is overwhelming.	Yes
Additional Findings	No

**III. METHODOLOGY**

07/20/2021	Special Investigation Intake 2021A0221013
07/21/2021	Special Investigation Initiated - Telephone Phone call to Menominee County APS Worker Nicole Otradovic.
07/21/2021	APS Referral Phone call to Menominee County APS Worker Nicole Otradovic.
07/28/2021	Inspection Completed On-site.
07/28/2021	Contact - Face to Face Interview with Jada Neimi.
08/10/2021	Exit Conference Exit interview with Licensee Janice Kutha.

**ALLEGATION:** The smell of urine in the facility is overwhelming.

**INVESTIGATION:** On 07/20/2021 a complaint was received in this office stating the facility has an “overwhelming smell of urine.”

Manager Jada Neimi is Licensee Janice Kutha’s daughter, and she and her family live in the facility.

On 07/28/2021, at approximately 9:30AM (CST), an unannounced inspection was conducted at the facility. Manager Jada Neimi met me outside in the front yard. I explained to Ms. Neimi the allegation and we both went into the facility. There was

an odor of urine upon entering the facility. As we walked down the upper-level hallway, the odor of urine was very strong. Ms. Neimi stated that residents had just woken up and there are several residents that are incontinent. Ms. Neimi and I entered the upper-level bathroom, and the smell of the urine was very strong. Ms. Neimi explained the residents put their soiled undergarments in a hamper type receptacle in the bathroom which was observed by this consultant.

Ms. Neimi was questioned concerning the Special Investigation completed in November 2020 (See below) where the odor of urine was cited.

Special Investigation Report #2021A0221001, dated 11/30/2020, cited violation to R 400.14403(2) Maintenance of premises – Home furnishings and housekeeping standards shall present a comfortable, clean, and orderly appearance. The analysis concluded the odor of urine was evident in the facility, particularly in the upper level of the home. On 12/10/2020, a corrective action plan (CAP) was received and approved. The CAP included replacing mattresses, replacing carpeting, using different cleaning supplies, replacing the bathroom floor, and adding washable wall board in the bathroom, getting wet bedding out of rooms quicker in the AM, and watching for residents that hide urine. The CAP was signed by Janice Kutha and dated 12/10/2020.

Ms. Neimi stated she has tried to secure a contractor to replace the bathroom flooring but has been having difficulty finding one due to Covid-19. Ms. Neimi also stated that the price of construction materials were also very expensive the last few months. Ms. Neimi stated they have been using some new cleaning supplies (Zep) and trying to clean resident rooms earlier in the day to prevent the odor of the urine. This consultant asked Ms. Neimi when the flooring could be replaced, and Ms. Neimi stated all construction could be completed in the next 5 months.

On 08/10/2021, an exit interview was conducted via telephone with Licensee Janice Kutha informing her of the findings of this report and the expectation of a detailed corrective action plan. This consultant explained to Ms. Kutha that this citation was a REPEAT VIOLATION. Ms. Kutha stated that as of the exit conference, construction materials have been purchased along with securing a building contractor. Also, she has consulted with a janitorial business concerning products (enzymes) to be used to clean the odor of urine in addition to waterproof paint. Ms. Kutha also stated that she has extra staff coming into the home earlier to clean rooms and wash bedding. In addition, she will be incorporating Northpointe Behavior Health personnel for a behavior plan/treatment plan for the residents that urinate on the floor or 'hide' their urine.

<b>APPLICABLE RULE</b>	
<b>R 400.14403</b>	<b>Maintenance of premises.</b>
	<b>(2) Home furnishings and housekeeping standards shall present a comfortable, clean, and orderly appearance.</b>
<b>ANALYSIS:</b>	On 07/28/2021, during the unannounced inspection of the facility, a strong odor of urine was detected on the upper level of the home. The bathroom floor/walls are not impervious to water and unable to be cleaned properly resulting the housekeeping standards of the facility not being comfortable and clean.
<b>CONCLUSION:</b>	<b>REPEAT VIOLATION ESTABLISHED SIR# 2021A0221001 dated 11/30/2020.</b>

**IV. RECOMMENDATION**

Upon receipt of an acceptable corrective action plan, I recommend no change to the status of this license.



08/31/2021

---

Theresa Norton  
Licensing Consultant

Date

Approved By:



09/01/2021

---

Mary E Holton  
Area Manager

Date