



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

March 11, 2022

Timothy Brannan
1816 E. Clark Rd
Lansing, MI 48906

RE: License #: AS190390268
Investigation #: 2022A0783021
Gunnisonville Meadows East

Dear Mr. Brannan:

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 (517) 284-9730.

Sincerely,

A handwritten signature in cursive script that reads "Leslie Herrguth".

Leslie Herrguth, Licensing Consultant
Bureau of Community and Health Systems
611 W. Ottawa Street
P.O. Box 30664
Lansing, MI 48909
(517) 256-2181

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AS190390268
Investigation #:	2022A0783021
Complaint Receipt Date:	01/12/2022
Investigation Initiation Date:	01/13/2022
Report Due Date:	03/13/2022
Licensee Name:	Timothy Brannan
Licensee Address:	1816 E. Clark Rd Lansing, MI 48906
Licensee Telephone #:	(517) 214-1880
Administrator:	Robin Richmond
Name of Facility:	Gunnisonville Meadows East
Facility Address:	1816 E. Clark Rd Lansing, MI 48906
Facility Telephone #:	(517) 214-1880
Original Issuance Date:	05/04/2018
License Status:	REGULAR
Effective Date:	11/04/2020
Expiration Date:	11/03/2022
Capacity:	6
Program Type:	ALZHEIMERS AGED

II. ALLEGATION(S)

	Violation Established?
Residents were not allowed to have visitors because residents at the adjacent large group home also owned by the licensee tested positive for COVID – 19.	Yes

III. METHODOLOGY

01/12/2022	Special Investigation Intake – 2022A0783021
01/13/2022	Special Investigation Initiated – Telephone call with Complainant
01/13/2022	Contact - Telephone call made to direct care staff member and assistant administrator Pam Tomlin
01/13/2022	Contact - Telephone call made to licensee Tim Brannan
02/10/2022	Inspection Completed On-site
02/10/2022	Contact - Face to Face interview with direct care staff member Emma Foster
03/09/2022	Contact - Telephone call made to direct care staff member Pam Tomlin
03/09/2022	Contact - Telephone call made to facility administrator Robin Richmond
03/11/2022	Exit Conference with Robin Richmond as licensee Timothy Brannan was unavailable

ALLEGATION:

Residents were not allowed to have visitors because residents at the adjacent large group home also owned by the licensee tested positive for COVID – 19.

INVESTIGATION:

On January 12, 2022, I received a complaint via centralized intake that stated Pam Tomlin, the facility manager told Complainant she had to have both COVID – 19 vaccines, the booster, and a negative test within 72 hours of visiting, if not, she was

unable to visit Resident A. The complaint stated Ms. Tomlin told Complainant that while visiting the facility she would not be allowed to leave Resident A's bedroom. The complaint stated Ms. Tomlin said Complainant could take Resident A out of the facility to visit other family members, but the other members could not visit the facility due to vaccination status. The complaint stated on or about January 6, 2022, "the facility was on a complete lock down and no one could enter the building" because a staff member tested positive for COVID – 19.

On January 13, 2022, I spoke to Complainant who said there was a period of time when the licensee required visitors of the facility's residents to produce documentation of COVID – 19 vaccination status, the booster, and a negative test within 72 hours of visiting. Complainant said from December 23, 2021 – January 12, 2022, the facility was "on complete lockdown" and no visitors were allowed to enter the facility at all because a staff member at the facility tested positive for COVID – 19. Complainant said as of the time of the interview she had been advised by Ms. Tomlin that she could visit Resident A at the facility.

On January 13, 2022, I spoke to licensee Tim Brannan who confirmed statements made by Complainant and said the visitation restriction was implemented based on recommendations from the Mid – Michigan District Health Department in 2020 and he later learned the recommendations were revised and visitation resumed. Mr. Brannon stated prohibiting visitors from coming into the facility was done to prevent residents from contacting COVID – 19 and in no way was intended to violate the residents' right to receive visitors.

On January 13, 2022, and March 9, 2022, I spoke to direct care staff member who is also "assistant administrator" Pam Tomlin who confirmed that the licensee implemented a visitation policy that required visitors to be fully vaccinated for COVID – 19 or have a negative PCR test 72 hours prior to visitation, or a rapid test on site. Ms. Tomlin said on or about December 26, 2021, seven residents who reside in the adjacent building owned by the same licensee tested positive for COVID – 19 and that staff members who worked at both facilities tested positive so all visitors were prohibited from coming into the building for approximately ten days. Ms. Tomlin said her understanding was that per the Mid – Michigan District Health Department the licensee could prohibit visitors from entering the facility "to protect" residents from spreading and contracting COVID – 19. Ms. Tomlin acknowledged that no residents at the small group home tested positive for COVID – 19. Ms. Tomlin said only residents in the large group home adjacent to the small group home tested positive for COVID but since residents are fed from the same kitchen and staff members who did test positive worked at both buildings, visitation was ceased in both buildings. Ms. Tomlin said on January 12, 2022, she spoke to a representative from the Mid – Michigan District Health Department and was advised not to prohibit visitation altogether, and that they should allow visitors who are wearing a mask and asymptomatic so visitation was allowed again as on January 12, 2022.

On March 9, 2022, I spoke to facility administrator Robin Richmond who said since the COVID – 19 pandemic the licensee implemented a visitation policy that required visitors to be fully vaccinated for COVID – 19 or produce a negative PCR test within 72 hours of the visit, or a rapid test at the facility prior to the visit. Ms. Richmond said the visits were scheduled and occurred in the residents’ bedrooms. Ms. Richmond said in December 2021 she and several staff members who work at the small group home and the adjacent large group home owned by the licensee tested positive for COVID – 19 and then seven residents at the large group home tested positive for COVID – 19. Ms. Richmond said she stopped all visitation at the large group home as well as the small group home for approximately one week based on recommendations she was given by the Mid – Michigan District Health Department in 2020 when residents at the facility tested positive for COVID – 19. Ms. Richmond said while no residents at the small group home tested positive for COVID – 19 because staff members tested positive and the residents eat from the same kitchen, visitations were stopped at both facilities. Ms. Richmond said Ms. Tomlin later learned that the health department has revised recommendations and visitation resumed. Ms. Richmond said residents can have visitors if the visitor wears a mask and are asymptomatic. Ms. Richmond explained that the prohibition of visitors was implemented “to protect” residents at the facility from contracting COVID – 19.

On February 10, 2022, I completed an unannounced onsite investigation at the facility and was greeted and invited to enter the facility by direct care staff member Emma Foster who stated she has worked at the facility for two years. Ms. Foster said since the COVID – 19 pandemic the visitation policy has been that visitors must fully vaccinated for COVID – 19 or produce a negative PCR test within 72 hours of the visit, or a rapid test at the facility prior to the visit. Ms. Foster said from December 26, 2021 – January 12, 2022, the facility “was on complete lockdown” and no visitors were allowed to enter the facility at all because staff members who work at both buildings owned by the licensee and several residents at the adjacent large group home tested positive for COVID – 19. Ms. Foster said no residents at the small group home in question tested positive for COVID – 19, but to be “safe,” visitation was prohibited at the small group home. Ms. Foster said at the time of our interview visitation was allowed for residents who wanted visitors.

APPLICABLE RULE	
R 400.14304	Resident rights; licensee responsibilities.
	<p>(1) Upon a resident's admission to the home, a licensee shall inform a resident or the resident's designated representative of, explain to the resident or the resident's designated representative, and provide to the resident or the resident's designated representative, a copy of all of the following resident rights:</p> <p>(k) The right to have contact with relatives and friends and receive visitors in the home at a reasonable time.</p>

	<p>Exceptions shall be covered in the resident's assessment plan. Special consideration shall be given to visitors coming from out of town or whose hours of employment warrant deviation from usual visiting hours.</p> <p>(2) A licensee shall respect and safeguard the resident's rights specified in subrule (1) of this rule.</p>
ANALYSIS:	<p>Based on statements from Complainant, Mr. Brannon, Ms. Tomlin, Ms. Richmond, and Ms. Foster I determined that the licensee implemented a visitation policy due to the COVID – 19 pandemic, which is permissible, however, from late December 2021 through mid – January 2022 residents could not receive any visitors at all and their right to receive visitors was not respected and safeguarded.</p>
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

Contingent upon receipt of an acceptable corrective action plan I recommend no change in the status of the license.



03/11/2022

Leslie Herrguth
Licensing Consultant

Date

Approved By:



03/11/2022

Dawn N. Timm
Area Manager

Date