



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

November 7, 2022

Grace Zimmerman
Rosewood Adult Foster Care Inc
1306 South State Road
Ithaca, MI 48847

RE: License #: AS290285025
Investigation #: 2022A1029061
Rosewood II

Dear Ms. Zimmerman:

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.

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 (231) 922-5309.

Sincerely,

A handwritten signature in black ink that reads "Jennifer Browning". The script is cursive and fluid, with the first letter of each word being capitalized and larger than the others.

Jennifer Browning, Licensing Consultant
Bureau of Community and Health Systems
Browningj1@michigan.gov - (989) 444-9614

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AS290285025
Investigation #:	2022A1029061
Complaint Receipt Date:	09/12/2022
Investigation Initiation Date:	09/12/2022
Report Due Date:	11/11/2022
Licensee Name:	Rosewood Adult Foster Care Inc
Licensee Address:	1306 South State Road Ithaca, MI 48847
Licensee Telephone #:	(989) 875-2998
Administrator:	Grace Zimmerman
Licensee Designee:	Grace Zimmerman
Name of Facility:	Rosewood II
Facility Address:	1306 South State Road Ithaca, MI 48847
Facility Telephone #:	(989) 875-2998
Original Issuance Date:	12/21/2006
License Status:	REGULAR
Effective Date:	08/06/2021
Expiration Date:	08/05/2023
Capacity:	6
Program Type:	DEVELOPMENTALLY DISABLED ALZHEIMERS AGED TRAUMATICALLY BRAIN INJURED

II. ALLEGATION(S)

	Violation Established?
Resident A did not receive prompt medical attention after direct care staff members noticed swelling in his legs.	Yes

III. METHODOLOGY

09/12/2022	Special Investigation Intake 2022A1029061
09/12/2022	Special Investigation Initiated – Telephone to Sparrow Carson Hospital to receive update and request medical records.
09/12/2022	Contact - Document Received Email from adult foster care licensing consultant, Bridget Vermeesch
09/12/2022	Contact - Telephone call made Sparrow Carson Hospital
09/13/2022	Contact - Telephone call made to Relative A1, Sparrow Carson Hospital
10/04/2022	Contact - Document -Sent Email sent again to Sparrow Carson hospital for records.
10/04/2022	Inspection Completed On-site – face to face with direct care staff members Dana Wallen, Heather Kirby, Chloe Redburn and licensee designee Grace Zimmerman
10/21/2022	APS Referral completed by email to Centralized Intake.
10/21/2022	Contact - Telephone call made to NP Jessica McDiarmid from Home MD
10/27/2022	Contact – Telephone call made to direct care staff member Kristy Ruthig. Left message
10/31/2022	Contact – Telephone call made to direct care staff member Kristy Ruthig.
11/1/2022	Exit conference with licensee designee Grace Zimmerman.

ALLEGATION:

Resident A did not receive prompt medical attention after direct care staff members noticed swelling in his legs.

INVESTIGATION:

On September 12, 2022, multiple *AFC Incident / Accident Reports* were sent to adult foster care licensing consultant Bridget Vermeesch from licensee designee Grace Zimmerman regarding Resident A experiencing swelling in his feet starting on September 6, 2022 and was not admitted to the hospital until September 10, 2022.

On September 13, 2022, I interviewed Relative A1 who stated Resident A was admitted to Sparrow Carson Hospital but he will be discharged soon. Relative A1 stated she will send the discharge paperwork. Relative A1 stated she received a call on September 8, 2022, in the afternoon around 5 pm from direct care staff member Dana Wallen at Rosewood II stating Resident A fell out of a chair and had a rug burn but was fine. She said they were going to have nurse practitioner (NP) Jessica McDiarmid check Resident A for swelling on his leg on September 9, 2022. Relative A1 told Ms. Wallen she wanted a call back the following day after the appointment because Resident A has not had swelling of his legs in the past. She did not receive a call from Ms. Wallen but on September 10, 2022 she received a call stating the swelling was getting worse and around 12:30-1:00 p.m., Relative A1 stated she went to the facility to check on the Resident A's leg swelling and noticed his legs had red splotches and he could not fit his slipper on his foot. The direct care staff members working at the time all stated they were aware of the swelling for the last three-four days. Relative A1 stated she told Resident A he was going to be sent to the hospital and he told her, "Yeah, something is not right." Relative A1 stated the hospital staff told her it was good he came in when he did as he was diagnosed with congestive heart failure. Relative A1 stated she never heard from licensee designee Grace Zimmerman until September 12, 2022 when she sent a text asking how Resident A was doing and when he was coming back to the facility. Relative A1 stated this should be a learning experience for the facility because she thinks Resident A should have received treatment sooner. Relative A1 stated Resident A needs assistance with bathing, grooming, and dressing. Relative A1 stated she asked the admitting doctor what the cause of the swelling was and if this was an allergic reaction and they said "No." Relative A1 stated Resident A's last physical exam was completed in August 2022 with NP Jessica McDiarmid. Relative A1 stated Resident A does not have a history of congestive heart failure.

On October 4, 2022, I conducted an unannounced onsite investigation at Rosewood II. I met with licensee designee Grace Zimmerman and direct care staff member, whose role is manager, Dana Wallen. Ms. Wallen stated she noticed the swelling on Resident A's feet and spoke with NP McDiarmid about it on September 8, 2022. Ms. Wallen stated that on September 8, 2022, Resident A "didn't seem to be in bad shape and complained he was a little weak." Ms. Wallen stated she thought the swelling was because his feet are often hanging down as Resident A does not like to elevate his feet.

She stated NP McDiarmid comes to the facility once per month in person or zoom however she did not come out on September 10, 2022 but stated Ms. Zimmerman talked to her on the phone and Resident A was sent to the hospital on September 10, 2022. Ms. Wallen stated she recalled it was a direct care staff member that made the decision he should be sent to the hospital for evaluation but she could not recall who made the decision. Ms. Wallen stated she spoke with Relative A1 around September 9, 2022 and let her know Resident A had swelling on his legs. Ms. Wallen denied there were any medication changes that could have caused the swelling but stated she and direct care staff member Heather Kirby thought it was an allergic reaction because he went off Oxycodone and changed to Norco which he was on for one-two weeks. Ms. Wallen stated she did not believe Resident A had heart concerns in the past.

During the onsite investigation, I was able to review Resident A's medication administration record (MAR) and physician's orders which showed Resident A was prescribed Oxycodone 5 mg, Oxycodone-Acet 10-325 mg tablet, and Hydroco/APAP tab 10-325 mg (equivalent to Norco). I was also able to review Resident A's resident record. On Resident A's resident record there is a yellow sticker that says "Allergies-Morphine, Gabapentin, Codeine, Trifluoperazine, and Nucynta."

According to Resident A's *Assessment Plan for AFC Residents*, Resident A needed assistance with toileting, bathing, grooming, dressing, and personal hygiene. According to his *Health Care Appraisal* from October 2021, Resident A has a diagnosis of obstructive airway disease, dyslipidemia, essential tremor, generalized weakness, abdominal concerns, and chronic pain. There are no documented concerns regarding congestive heart failure and his heart is marked as normal on the *Health Care Appraisal*.

I also reviewed the Sparrow Carson Hospital *Inpatient Admission Record and After Visit Summary* from Rashmi Juneja, MD which shows his admitting diagnosis as acute congestive heart failure (CHF), leg swelling, and unspecified heart failure type

On October 4, 2022, I interviewed direct care staff member, Heather Kirby. Ms. Kirby stated Resident A went to the hospital on September 10, 2022, due to swelling in his legs and this swelling was first noticed on September 6, 2022. Ms. Kirby stated Resident A was prescribed Norco for almost a month and since Resident A has a codeine allergy, she first believed this was the cause of the leg swelling because she looked this up online. Ms. Kirby stated she does not know why he was prescribed this medication since he is allergic to codeine. Ms. Kirby stated by September 7, 2022, Resident A's knees and groin area were swelling and by September 8, 2022, Resident A had swelling in his abdomen. Ms. Kirby stated Resident A seemed "out of it" and his mobility was decreased by September 7, 2022. On September 8 and 9, 2022, Ms. Kirby stated Resident A's condition seemed the same with no major changes. Ms. Kirby stated on September 10, 2022, Relative A1 came to visit with Resident A. When Relative A1 saw the swelling on Resident A, she requested for him to be sent via ambulance to the hospital for evaluation. At this point, Ms. Kirby stated Resident A's eyes were open but in a blank stare. Ms. Kirby stated Relative A1 asked Resident A if

he was hurting, and he said not really but agreed that he should go into the hospital. Ms. Kirby stated Resident A has not had a history of heart concerns. Ms. Kirby stated medical evaluation was not sought sooner for the swelling because she stated, "the hope was his swelling would go down and felt the medication change would assist with this." She stated told DCS Ms. Wallen who reported she said she was going to contact NP Jessica McDiarmid to inform her of the swelling. Ms. Kirby stated when she came into work on September 10, 2022, she stated Resident A's Norco was discontinued but there was no virtual or in person visit with Resident A's nurse practitioner to assess Resident A's swelling. Ms. Kirby stated she thought Resident A should have received medical care quicker. Ms. Kirby stated this has never happened before and typically residents receive care timely.

I was able to observe Resident A lying in a recliner in the living room. Resident A was asleep but woke up briefly to speak with me. Resident A could not recall why he was in the hospital but allowed the direct care staff member to pull up the blanket on his legs showing his legs were slightly swollen still. Resident A stated he was not feeling much better and said he wanted to go back to sleep.

On October 4, 2022, I interviewed direct care staff member, Chloe Redburn. Ms. Redburn stated Resident A went to the hospital due leg swelling which rose to his chest area. Ms. Redburn stated she came to work her shift on September 10, 2022, as Resident A was leaving for the hospital. Ms. Redburn stated she never heard Resident A complain of pain and she thought it could have been a medication reaction because Ms. Kirby told her, Ms. Zimmerman, and Ms. Wallen this was the reason for the swelling.

On October 4, 2022, I interviewed licensee designee, Grace Zimmerman. Ms. Zimmerman stated she was told about Resident A's swelling on either September 6 or September 7, 2022 and noticed Resident A was having a hard time walking. Ms. Zimmerman stated she talked to NP McDiarmid during this timeframe and Ms. Kirby pointed out Resident A was taking Norco while he had a codeine allergy. At this time, he was taken off Norco by NP McDiarmid and started Oxycodone again. Ms. Zimmerman stated due to Resident A's history of addiction, the plan with NP McDiarmid was to step down his pain medication until he was able to use Tylenol to manage pain. Ms. Zimmerman also stated Resident A had a rash on September 8, 2022, which is also why she thought he had an allergic reaction. Ms. Zimmerman stated Relative A1 came to the facility to visit on September 10, 2022 and she told her about the swelling. At that time, Relative A1 said Resident A's legs were weeping. Ms. Zimmerman stated she did not know Resident A's legs were weeping. Ms. Zimmerman stated she relied on her direct care staff to tell her what was wrong with and did not look at his legs to observe the swelling herself. Ms. Zimmerman stated she has never heard anything about Resident A experiencing heart issues in the past and most of his recent health concerns were behavioral concerns. Ms. Zimmerman stated she did not ask the staff about the weeping legs or any further questions after she heard this information from Relative A1. Ms. Zimmerman stated Relative A1 was informed about the concerns from Ms. Ruthig leading her to come visit and request Resident A be sent to the hospital. Ms.

Zimmerman also stated Resident A did not have a telehealth or in person visit with NP McDiarmid after the swelling was noticed. Ms. Zimmerman denied that she checked his weight during this time. Ms. Zimmerman stated she is now doing daily weights and he is on a fluid restriction to ensure this does not occur again.

On October 21, 2022, I interviewed NP Jessica McDiarmid from Home MD. NP McDiarmid stated she has seen Resident A as a patient for a few months. NP McDiarmid stated there could have been an appointment scheduled for him but then it was canceled but she did not have documentation of this. NP McDiarmid stated Resident A was allergic to Codeine and he was changed to Percocet. NP McDiarmid was never told he was allergic to Codeine. NP McDiarmid stated Resident A started back on Norco, which has codeine in it, on August 18, 2022, when they stopped the Oxycontin. NP McDiarmid stated Percocet was then started on September 8, 2022, after Resident A's Codeine allergy was reported. According to the hospital records, Resident A was admitted to Sparrow Carson from September 10-13, 2022, for leg swelling and congestive heart failure. NP McDiarmid stated the codeine allergy could have caused the leg swelling but there are several different reactions someone can have if allergic, so she does not believe that was the sole cause. NP McDiarmid stated the direct care staff members at Rosewood II have done a great job with the residents and in the past, there has not been a concern of residents not receiving treatment in a timely manner. NP McDiarmid stated if she would have received the information timely, then she could have treated it sooner. NP McDiarmid stated she was able to review Resident A's lab results from Great Lakes Medical laboratories showed a higher BNP (B-type natriuretic peptide) level back in June 2022 of 7620 but he did not have symptoms and his next reading was 9520 from September 2022 after the hospitalization. This level could be an indicator of CHF, but it is not the only indicator and there could be other reasons or chronic conditions like renal disease that this would show up as higher. NP McDiarmid stated she was informed Resident A went to Sparrow Carson Hospital on September 10, 2022 and stated Ms. Zimmerman and her did discuss the swelling Resident A was experiencing and that's when the medication was swapped out.

NP McDiarmid stated Resident A did receive timely medical care since he was admitted to the hospital however if Ms. Zimmerman had observed Resident A's legs this may have led to Ms. Zimmerman reporting this information to her earlier. NP McDiarmid stated they are doing weights more often with Resident A to check for swelling. NP McDiarmid also offered Relative A1 a referral for a cardiology appointment for Resident A but knows this will be a difficult appointment due to his dementia.

On October 31, 2022, I interviewed former direct care staff member, Ms. Ruthig. Ms. Ruthig stated she contacted Relative A1 on September 10, 2022, leading Resident A to be admitted to the hospital. Ms. Ruthig stated she had concerns because Resident A was not being treated by a physician and stated she told Ms. Zimmerman but she was repeatedly told by Ms. Zimmerman that Resident A was going to be seen by the house doctor for an appointment. Ms. Ruthig stated she was working at Rosewood II since the day Resident A moved in so she was familiar with his medical concerns. Ms. Ruthig

stated a visiting nurse came in on September 9, 2022, to see another resident at Rosewood II and he said NP McDiarmid was on vacation that week, so she was unable to be reached. Ms. Ruthig stated she then contacted Relative A1, informed her of the swelling and advised her Resident A needed to be evaluated by a physician leading Relative A1 to visit on September 10, 2022. During this visit, Ms. Ruthig noticed the middle of his lower left leg was weeping and breaking open and she showed this to Relative A1. Ms. Ruthig stated Relative A1 advised her she wanted Resident A to go into the hospital. Ms. Ruthig stated Ms. Kirby advised Ms. Zimmerman via telephone Resident A was going to the hospital. Ms. Ruthig stated Relative A1 told her he was in heart failure when he arrived at the hospital.

APPLICABLE RULE	
R 400.14310	Resident health care.
	(4) In case of an accident or sudden adverse change in a resident's physical condition or adjustment, a group home shall obtain needed care immediately.
ANALYSIS:	Based on multiple interviews with direct care staff members, Resident A began to experience swelling in his lower extremities on September 6, 2022. One initial response was made with Resident A's nurse practitioner to change Resident A's pain medication on/about September 8, 2022, however Resident A continued to experience swelling in his lower extremities and the swelling moved up his body to his groin and abdomen. On September 10, 2022, direct care staff member Kristy Ruthig noted one of Resident A's legs had started weeping which was a new symptom and Resident A was not himself. Based on my review of Resident A's resident record and my interview with nurse practitioner Jessica McDiarmid, Resident A was not physically seen by any medical provider between September 6 through the September 10, 2022, admission to the hospital to assess/evaluate the swelling Resident A was experiencing. This sudden adverse change in Resident A's condition needed evaluation other than a telephone call to Resident A's nurse practitioner especially as Resident A's condition worsened.
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

Upon receipt of an approved corrective action plan, I recommend no change in the license status.

Jennifer Browning 11/01/2022

Jennifer Browning Date
Licensing Consultant

Approved By:

Dawn Timm 11/07/2022

Dawn N. Timm Date
Area Manager