



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

November 17, 2022

Zachary Fisher
Randall Residence of Auburn Hills, LLC
310 White Oak Road
Lawton, MI 49065

RE: License #: AL630402684
Investigation #: 2023A0993003
Randall Residence of Auburn Hills II

Dear Mr. Fisher:

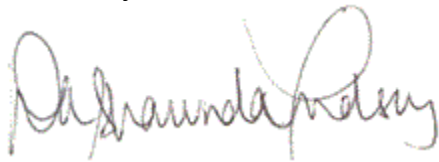
Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan is required. The corrective action plan is due 15 days from the date of this letter and must include the following:

- 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 (248) 975-5053.

Sincerely,

A handwritten signature in dark ink, appearing to read "DaShawnda Lindsey". The signature is fluid and cursive, with the first name "DaShawnda" being more prominent than the last name "Lindsey".

DaShawnda Lindsey, Licensing Consultant
Bureau of Community and Health Systems
Cadillac Place, Ste. 9-100
3026 W Grand Blvd.
Detroit, MI 48202
(248) 505-8036

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AL630402684
Investigation #:	2023A0993003
Complaint Receipt Date:	10/13/2022
Investigation Initiation Date:	10/17/2022
Report Due Date:	12/12/2022
Licensee Name:	Randall Residence of Auburn Hills, LLC
Licensee Address:	310 White Oak Road Lawton, MI 49065
Licensee Telephone #:	(248) 340-9296
Administrator:	Matthew Sufnar
Licensee Designee:	Zachary Fisher
Name of Facility:	Randall Residence of Auburn Hills II
Facility Address:	3033 N. Squirrel Rd Auburn Hills, MI 48326
Facility Telephone #:	(248) 340-9296
Original Issuance Date:	09/18/2020
License Status:	REGULAR
Effective Date:	03/18/2021
Expiration Date:	03/17/2023
Capacity:	20
Program Type:	PHYSICALLY HANDICAPPED ALZHEIMERS AGED

II. ALLEGATION(S)

	Violation Established?
On 10/10/2022, law enforcement was dispatched to the facility for neglect. Staff Danny Logan was changing Resident A in the bathroom, and Resident A became combative. Resident A punched staff Arielle Mosley. Ms. Mosley believed Resident A did this because earlier Mr. Logan placed Resident A in a headlock. Mr. Logan is described as overly aggressive.	Yes

III. METHODOLOGY

10/13/2022	Special Investigation Intake 2023A0993003
10/13/2022	APS Referral Received allegations from adult protective services (APS). The assigned APS specialist is Jonathan Johnson.
10/17/2022	Special Investigation Initiated - On Site Conducted an unannounced onsite investigation
10/18/2022	Contact - Telephone call made Telephone call made to APS specialist Jonathan Johnson
10/18/2022	Contact - Telephone call made APS specialist Jonathan Johnson and I conducted a telephone interview with staff Danny Logan
10/18/2022	Contact - Document Sent Requested a police report from Auburn Hills Police Department
10/18/2022	Contact - Telephone call made Telephone call made to business office manager Jennifer Smith
11/16/2022	Contact - Telephone call made Telephone call made to Auburn Hills police detective Metter Smith
11/16/2022	Contact - Document Received Received a copy of the police report
11/16/2022	Contact - Telephone call made Telephone call made to APS specialist Jonathan Johnson

11/17/2022	Exit Conference Attempted to hold an exit conference with licensee designee Zachary Fisher. Left a message.
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ALLEGATION:

On 10/10/2022, law enforcement was dispatched to the facility for neglect. Staff Danny Logan was changing Resident A in the bathroom, and Resident A became combative. Resident A punched staff Arielle Mosley. Ms. Mosley believed Resident A did this because earlier Mr. Logan placed Resident A in a headlock. Mr. Logan is described as overly aggressive.

INVESTIGATION:

On 10/13/2022, I received the allegations from adult protective services (APS). The assigned APS specialist is Jonathan Johnson.

On 10/17/2022, I conducted an unannounced onsite investigation. I interviewed licensee designee Zachary Fisher, staff Arielle Mosley, and supervisor Dee Jones. I attempted to interview Resident A with no success due to his limited cognitive abilities.

Mr. Fisher stated he was aware of the allegations. On 10/10/2022, Resident A was in Mr. Fisher's office. He was taken to his bedroom around 1:30pm. Around 2:30pm, while in a meeting, Mr. Fisher heard yelling near Resident A's bedroom. He saw that Resident A's bedroom door was open. Resident A was standing with his pants down near his ankles, and there was feces all over the bathroom. In Resident A's bedroom, Mr. Fisher observed Resident A, staff Danny Logan, and supervisor Dee Jones. Mr. Fisher got housekeeping to clean Resident A's bedroom. Another staff brought in towels to use to clean Resident A. Mr. Fisher observed Resident A wrestling with Mr. Logan who was about arms-length away from him. Resident A appeared very agitated. Ms. Mosley came in to attempt to calm Resident A down. She got kind of in front of Resident A. Resident A became more agitated and hit Ms. Mosley as he was swinging his arms. Ms. Mosley glasses flew off, and she appeared dazed. Ms. Mosley left out of Resident A's bedroom. Mr. Logan was asked to leave. EMS was called, and Resident A was eventually sent to the hospital for a psychiatric evaluation.

The police arrived at the facility and met with business office manager Jennifer Smith and Ms. Mosley. Mr. Fisher and Resident A walked laps around the inside of the facility to calm Resident A. After meeting with police, Mr. Fisher was informed about an earlier incident where Ms. Mosley observed Mr. Logan putting Resident A in a headlock while he was on the toilet. Ms. Mosley wrote a statement for police. Mr. Logan did not deny or admit to that the incident occurred. In addition, he refused to write a statement. Mr. Fisher stated there were other allegations in the past concerning Mr. Logan being forceful while toileting a resident and spitting at someone. An internal investigation was conducted, and no evidence of wrongdoing was found. Mr. Fisher stated Mr. Logan was suspended as of 10/10/2022 pending the outcome of the investigation.

Ms. Mosley stated she has worked in the facility for about one month. She works first shift, from 7am to 3pm. Per Ms. Mosley, between 10am and noon, she was in Resident A's bedroom with Mr. Logan. Resident A sat down and got up. He kept doing this. Mr. Logan pushed Resident A down hard and put him in a chokehold to prevent him from getting back up. Mr. Logan told Ms. Mosley to hurry up and put Resident A's brief on while he was holding him down. After lunch, around 2:30pm, Resident A had a bowel movement. Ms. Mosley stated she told Mr. Logan she would take Resident A to his bedroom to change him alone. Mr. Logan went into Resident A's bedroom anyways. Mr. Logan was aggressive towards Resident A, and Resident A became aggressive. Management (Mr. Fisher, Ms. Smith and Ms. Jones) came in. Mr. Logan tried to make it seem like Resident A was the aggressor. Ms. Mosley confirmed Resident A hit her in the face and her faces flew off. However, she stated that was the first time Resident A had ever been aggressive towards her. She denied ever witnessing Mr. Logan being aggressive with other residents but has heard Mr. Logan has been aggressive with other residents.

Ms. Smith stated she has worked in the facility for five years. She works first shift, from 8am to 4pm. On the day of the incident, she was sitting at a table when she heard yelling. She walked in Resident A's bedroom and observed Mr. Logan trying to put Resident A on the toilet. There was feces everywhere. Resident A refused to sit down. Ms. Smith yelled for help. Ms. Mosley came in and said to Resident A, "[Resident A] it's me". Resident A hit her stomach and face. Resident A also socked Mr. Logan in his head. Ms. Smith denied observing Mr. Logan being aggressive with Resident A. She observed Mr. Logan trying to hold Resident A down while Ms. Smith tried to clean him up. Ms. Smith stated Mr. Logan used to work the midnight shift. Staff have reported incidents of Mr. Logan being aggressive. However, it was found that he was just trying to stop a resident from spitting in a staff's face. Ms. Smith stated Mr. Logan has never been written up for being aggressive with any of the residents.

On 10/18/2022, APS specialist Jonathan Johnson and I conducted a telephone interview with staff Danny Logan. Mr. Logan stated he worked in the facility in the past but quit. He had been back working in the facility for approximately 1½ months. He worked the midnight shift but was transitioning to work the first shift. At the time of the interview, Mr. Logan stated he had been suspended due to allegedly choking Resident A. Mr. Logan denied choking Resident A. Per Mr. Logan, everything was going well that day, initially. Resident A socked Ms. Mosley in the face. Ms. Mosley claimed she was socked by Resident A due to Mr. Logan "choking" Resident A earlier that day. Per Mr. Logan, earlier that day, he placed his arm around Resident A's shoulder while Ms. Mosley put on Resident A's socks and shoes. Mr. Logan denied being aggressive with Resident A or any of the other residents. Mr. Logan confirmed the police were contacted and when asked, he refused to write a statement of what occurred. Mr. Logan stated he did not write the statement because he did not know why he was asked to write one.

On 10/18/2022, I conducted a telephone interview with business office manager Jennifer Smith. Ms. Smith stated she was in Mr. Fisher's office when she heard commotion and yelling down the hall. Mr. Fisher and Ms. Smith went into Resident A's bedroom and observed him in the bathroom with Mr. Logan. Resident A had urinated and defecated on the floor. Resident A was very aggressive and combative with Mr. Logan. Resident A hit Mr. Logan several times. In addition, he smacked Ms. Mosley in her face. Ms. Mosley left out and waited in Ms. Smith's office. Ms. Smith and Mr. Fisher asked Mr. Logan to leave the bathroom. The wellness coordinator cleaned Resident A and put his clothes back on. Ms. Mosley stated Mr. Logan put Resident A in a chokehold earlier while he trying to get up from the toilet. This was the reason for Resident A's aggressiveness.

On 11/16/2022, I conducted an interview with Auburn Hills police detective Metter Smith. She stated she concluded her investigation and forwarded the case to the Oakland County Prosecutor's Office. The case is pending review.

On 11/16/2022, I reviewed a copy of the Auburn Hills police report. Per the report, Auburn Hills police department was dispatched to the facility due to a cruelty/neglect complaint. The police investigation was sent over to the city's attorney's office for review.

On 11/16/2022, I conducted a follow-up interview with APS specialist Jonathan Johnson. Mr. Johnson stated he substantiated the allegations, but the report is pending his supervisor review. Mr. Johnson stated he interviewed Resident A's guardian. Per Resident A's guardian, Resident A is only assertive or aggressive with someone if they have been assertive or aggressive with him.

On 11/17/2022, I attempted to conduct an exit conference with licensee designee Zachary Fisher with no success via telephone. I left a message.

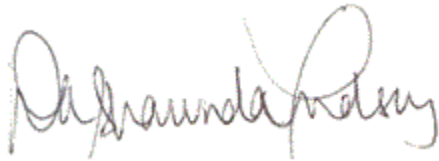
APPLICABLE RULE	
R 400.15305	Resident protection.
	(3) A resident shall be treated with dignity and his or her personal needs, including protection and safety, shall be attended to at all times in accordance with the provisions of the act.
ANALYSIS:	Ms. Mosley stated Mr. Logan pushed Resident A down hard and put him in a chokehold to prevent him from getting back up. This was the reason Resident A may have been aggressive with Mr. Logan later that day. Per Resident A's guardian, Resident A is only assertive or aggressive with someone if they have been assertive or aggressive with him. APS worker, Mr. Johnson substantiated the allegations. Detective Smith sent the report

	over to the city's attorney's office for review. Mr. Logan was suspended as of 10/10/2022 pending the investigation.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.15308	Resident behavior interventions prohibitions.
	(2) A licensee, direct care staff, the administrator, members of the household, volunteers who are under the direction of the licensee, employees, or any person who lives in the home shall not do any of the following: (a) Use any form of punishment. (b) Use any form of physical force other than physical restraint as defined in these rules.
ANALYSIS:	Ms. Mosley stated Mr. Logan pushed Resident A down hard and put him in a chokehold to prevent him from getting back up. This was the reason Resident A may have been aggressive with Mr. Logan later that day. Per Resident A's guardian, Resident A is only assertive or aggressive with someone if they have been assertive or aggressive with him.
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

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



11/17/2022

DaShawnda Lindsey
Licensing Consultant

Date

Approved By:



11/17/2022

Denise Y. Nunn
Area Manager

Date