



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

January 3, 2023

Robert Rothenberger
1050 Laberde Rd
Adrian, MI 49221

RE: License #: AF460003748
Investigation #: 2023A1032010
Whispering Pines Afc

Dear Mr. Rothenberger:

Attached is the Special Investigation Report for the above referenced facility. No substantial violations were found.

Please review the enclosed documentation for accuracy and contact me with any questions. If I am not available and you need to speak to someone immediately, please contact the local office at (616) 356-0183.

Sincerely,

A handwritten signature in black ink, appearing to read "Dwight Forde".

Dwight Forde, Licensing Consultant
Bureau of Community and Health Systems
Unit 13, 7th Floor
350 Ottawa, N.W.
Grand Rapids, MI 49503
(616)-240-3850

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AF460003748
Investigation #:	2023A1032010
Complaint Receipt Date:	11/10/2022
Investigation Initiation Date:	11/10/2022
Report Due Date:	12/10/2022
Licensee Name:	Robert Rothenberger
Licensee Address:	1050 Laberdee Rd Adrian, MI 49221
Licensee Telephone #:	(517) 263-0403
Name of Facility:	Whispering Pines Afc
Facility Address:	1050 Laberdee Rd Adrian, MI 49221
Facility Telephone #:	(517) 263-0403
Original Issuance Date:	11/02/1991
License Status:	REGULAR
Effective Date:	05/06/2022
Expiration Date:	05/05/2024
Capacity:	6
Program Type:	PHYSICALLY HANDICAPPED DEVELOPMENTALLY DISABLED MENTALLY ILL ALZHEIMERS AGED

ALLEGATION(S)

	Violation Established?
The licensee does not maintain Resident A's room in a clean fashion. There is feces smeared on the walls.	No
Additional Findings	No

II. METHODOLOGY

11/10/2022	Special Investigation Intake 2023A1032010
11/10/2022	Special Investigation Initiated - On Site
11/10/2022	Contact - Face to Face Interviews with Licensee and Resident A; observation of Resident B's room
11/14/2022	Contact - Telephone call received Call from Licensee Robert Rothenberger
11/21/2022	Contact - Document Received Incident Report on Resident A's death
12/29/2022	Exit Conference Robert Rothenberger

ALLEGATION:

The licensee does not maintain Resident A's room in a clean fashion.

INVESTIGATION:

This intake was received from Centralized Intake Unit of the Department of Health and Human Services, Adult Protective Services (APS). The intake identified that APS screened it out and did not assign it for investigation.

On 11/11/22, I interviewed licensee Robert Rothenberger at the home. Mr. Rothenberger stated that there was a gentleman who has been visiting Resident A, whom he believes is trying to financially exploit Resident A. Mr. Rothenberger stated

that he has made several attempts to address the issue with Resident A, to convince him that he might be exploited. Mr. Rothenberger denied that he had given Resident A a 30-day notice to move. He expressed his frustration that Resident A will spend hours with various visitors, and have no issues with bowel movements, but while at the home, he will smear feces around the room or urinate in a bag. He stated that the bathroom is very close to Resident A's room. He stated that he has encouraged Resident A to take steps to address possible mental health issues. He stated that Resident A has unfortunately burned some bridges with support systems in the community because of inappropriate behavior. Mr. Rothenberger gave an example of Resident A making unwanted advances toward women at Walmart.

Mr. Rothenberger provided a tour of Resident A's bedroom. He explained that the room is a bit cluttered because Resident A keeps storing items there. He explained that Resident A has his own home, but the same person who may be exploiting him has stolen items from Resident A's home in the past. Mr. Rothenberger stated that he and his employees have had to clean feces off the carpet. He stated that Resident A has also damaged the walls by scratching them. The carpet was clean and there was no evidence of fecal matter on the walls. It was noted that the bathroom was close to Resident A's bedroom.

I interviewed Resident A in the home. He stated that Mr. Rothenberger has been very supportive but was frustrated with him because of an interaction with a visitor. He stated that Mr. Rothenberger has expressed to him that the visitor might be exploiting him financially. Resident A stated that his room is somewhat cluttered because this visitor has stolen items from his house in the past and so he avoids leaving items there. Resident A stated that he does get lonely sometimes and likes to get outside the home from time to time. He acknowledged that he has had difficulty in the community and discussed being barred from the Senior Center and having troubles at Walmart. Resident A stated that he sometimes has difficulty getting to the bathroom in a timely fashion and stated that this has been going on for a few months. He stated that he recently had a gastrointestinal procedure done which he posited may have contributed to his toileting issues. He denied needing assistance with toileting.

On 11/14/22, Mr. Rothenberger called to inform me that Resident A had passed away.

On 11/21/22, I received an incident report (IR) detailing Resident A's passing away.

APPLICABLE RULE	
R 400.1426	Maintenance of premises.
	(1) The premises shall be maintained in a clean and safe condition.
ANALYSIS:	Resident A-and licensee Robert Rothenberger both explained the reason for the clutter. The room was somewhat cluttered because Resident A did not wish to store his items elsewhere. The room was not dirty with human excrement as previously reported, as it had been cleaned by the licensee.
CONCLUSION:	VIOLATION NOT ESTABLISHED

On 12/29/22, I conducted an exit conference with licensee Robert Rothenberger. I shared the results of my findings and Mr. Rothenberger agreed with the conclusions reached. He reported that as it stands, Resident A passed away of natural causes.

III. RECOMMENDATION

I recommend no change to the status of this license.

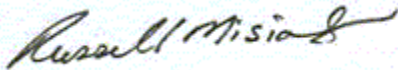


12/29/22

Dwight Forde
Licensing Consultant

Date

Approved By:



1/3/23

Russell B. Misiak
Area Manager

Date