



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
DIRECTOR

July 23, 2024

Wesley Abraham
10099 Rangeline Road
Berrien Springs, MI 49103

RE: License #: AF110377894
Investigation #: 2024A0579026
YAHWEH

Dear Mr. Abraham:

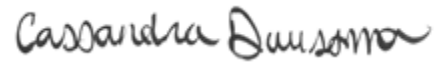
Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan is required. The corrective action plan is due 15 days from the date of this letter and must include the following:

- 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 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 (616) 356-0183.

Sincerely,

A handwritten signature in cursive script that reads "Cassandra Duursma".

Cassandra Duursma, Licensing Consultant
Bureau of Community and Health Systems
Unit 13, 7th Floor
350 Ottawa, N.W.
Grand Rapids, MI 49503
(269) 615-5050

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AF110377894
Investigation #:	2024A0579026
Complaint Receipt Date:	06/10/2024
Investigation Initiation Date:	06/10/2024
Report Due Date:	08/09/2024
Licensee Name:	Wesley Abraham
Licensee Address:	10099 Rangeline Road Berrien Springs, MI 49103
Licensee Telephone #:	(269) 815-5579
Name of Facility:	YAHWEH
Facility Address:	10099 Rangeline Road Berrien Springs, MI 49103
Facility Telephone #:	(269) 815-5579
Original Issuance Date:	12/10/2015
License Status:	REGULAR
Effective Date:	06/10/2024
Expiration Date:	06/09/2026
Capacity:	5
Program Type:	DEVELOPMENTALLY DISABLED/ AGED/ MENTALLY ILL

II. ALLEGATION(S)

	Violation Established?
Resident A does not have access to sufficient food.	No
Resident A is not treated with respect or given privacy.	No
Resident A is not adequately supervised.	No
Resident A cannot have visitors in her room.	Yes

III. METHODOLOGY

06/10/2024	Special Investigation Intake 2024A0579026
06/10/2024	Special Investigation Initiated - Letter Email to Complainant
06/13/2024	Contact- Face to Face Resident A, Resident B, Resident C, Resident D, Sophia Abraham (Responsible Person), Wesley Abraham (Licensee)
07/23/2024	Exit Conference Sophia Abraham, Responsible Person Wesley Abraham, Licensee

ALLEGATION: Resident A does not have access to sufficient food.

INVESTIGATION: On 6/10/24, I received this referral which alleged there is concern Resident A is not receiving adequate food because there is a lock on the refrigerator and Resident A is given soup for lunch.

On 6/10/24, I sent an email to the complainant confirming receipt of the allegations.

On 6/13/24, I completed an unannounced on-site investigation. Interviews were completed with Resident A, Resident B, Resident C, Sophia Abraham (Responsible Person), and Wesley Abraham (Licensee). An interview was attempted with Resident D, but he was unable to respond to questions. I observed the refrigerator and found it to have a lock on it.

Resident A, Resident B, and Resident C reported there is a lock on the refrigerator, but they are provided three meals a day and snacks. Resident A and Resident B reported they do not always like what Mr. Abraham prepares for meals, but they can ask for something else, such as a peanut butter and jelly sandwich if they do not like what is being served. They each stated they get enough to eat daily. Resident C stated Mr. Abraham asks if residents need anything before locking the refrigerator. Resident B and Resident C stated if they needed something when the refrigerator is

locked, they can ask Mr. Abraham and he will likely unlock it. Resident A stated she thinks Mr. Abraham would unlock the refrigerator if she asked between mealtimes but stated she has not asked.

Mr. Abraham and Ms. Abraham stated Resident A ate another resident's entire birthday cake overnight, so they began locking the refrigerator when they are not present in the resident area of the home. Ms. Abraham stated they intend to purchase another refrigerator to store meals and special items and then they will unlock the current refrigerator and it will include beverages and healthy items for residents to eat as they choose to. Ms. Abraham and Mr. Abraham said residents receive three meals a day and snacks and the snacks are typically served before bed so no more than 14 hours elapse between meal service. Mr. Abraham stated Resident A regularly has up to three peanut butter and jelly sandwiches after having a meal. They denied that residents do not receive enough to eat.

APPLICABLE RULE	
R 400.1419	Resident nutrition.
	(1) A licensee shall provide a minimum of 3 regular nutritious meals daily. Not more than 14 hours shall elapse between the evening and morning meal.
ANALYSIS:	<p>Resident A, Resident B, and Resident C reported there is a lock on the refrigerator, but they receive three meals and snacks daily and reported getting enough to eat.</p> <p>Ms. Abraham and Mr. Abraham reported Resident A ate another resident's birthday cake, so they began locking the refrigerator when they are not present in the resident area of the home, but residents are still given three meals a day and snacks.</p> <p>Based on the interviews completed, there is insufficient evidence that residents are not provided three meals a day and snacks.</p>
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION: Resident A is not treated with respect or given privacy.

INVESTIGATION: On 6/10/24, I received this referral which alleged there is a camera in the living room of the home violating Resident A's privacy, Resident A is called names, and Mr. Abraham would not wash Resident A's laundry for her job interview.

On 6/13/24, Resident A, Resident B, and Resident C reported there is a camera in the living room of the home. Resident B and Resident C reported Ms. Abraham and Mr. Abraham use the camera to check on residents from their living area. Resident A, Resident B, and Resident C denied concern about the camera in the living room of the home.

Resident A stated Mr. Abraham will make comments about what she eats and her gaining weight which upsets her but denied him calling her names. Resident B reported Mr. Abraham complains if resident asks for something different at mealtime or if residents ask for help from him and he complains about doing his job which she does not like but she denied him calling residents names. Resident C denied concerns for how Mr. Abraham speaks to residents.

Resident A said the evening before her job interview, she asked Mr. Abraham if she could do her laundry and he said no. She stated he complained about having to do her laundry but eventually he did wash the clothes she needed. She stated she had clean clothes for her interview.

Mr. Abraham and Ms. Abraham stated all residents are made aware when they move in that there is a camera in the living room and at the door of the home. Ms. Abraham stated the camera at the door was how she knew I was present today and came to greet me. She stated they use the camera to check on residents from their upstairs living area and to know when residents enter and exit the home.

Ms. Abraham and Mr. Abraham denied that Mr. Abraham calls residents names. Mr. Abraham said Resident A regularly overeats and they both have concern about her gaining weight given how young she is. They said Mr. Abraham will discuss making healthy food choices with Resident A but does not call her names or make rude comments about her weight. It was discussed that this upsets Resident A and maybe this is a conversation Mr. Abraham should bring to her supports coordinator or physician to address with her and not Mr. Abraham.

Mr. Abraham stated one evening at approximately 9:00 p.m. Resident A requested to do her laundry for a job interview the next day. He stated he does not want residents to break the machine, so they do not allow residents to do their laundry. He stated he discussed with Resident A that it was late, and she should have asked sooner since she knew of the job interview but ultimately, he did wash Resident A's clothing for her interview.

APPLICABLE RULE	
R 400.1409	Resident rights; licensee responsibilities.
	(1) Upon a resident's admission to the home, the licensee shall inform and explain to the resident or the resident's designated representative all of the following resident rights:

	<p>(o) The right to be treated with consideration and respect, with due recognition of personal dignity, individuality, and the need for privacy.</p> <p>(2) A licensee shall provide the resident and the resident's designated representative with a written copy of the rights outlined in subrule (1) of this rule upon a resident's admission to the home.</p>
ANALYSIS:	<p>Resident A, Resident B, Resident C, Ms. Abraham, and Mr. Abraham reported residents are aware there is a camera in the living room and door used to assist with supervising residents. Residents denied concerns for their privacy due to the camera.</p> <p>Resident A, Resident B, and Resident C denied that Mr. Abraham calls residents names, although he may make general complaints about tasks in the home around residents and comments on Resident A's eating habits. Ms. Abraham and Mr. Abraham denied calling residents names.</p> <p>Resident A and Mr. Abraham reported Resident A asked late the night prior to a job interview for her clothing to be washed. Mr. Abraham discussed that she should have asked sooner, but Mr. Abraham washed the clothing prior to Resident A's job interview.</p> <p>Based on the interviews completed, there is insufficient evidence that residents are not treated with respect and consideration for their dignity and privacy.</p>
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION: Resident A is not adequately supervised.

INVESTIGATION: On 6/10/24, I received this referral which alleged when Resident A's caseworker was present, there were no staff present. Resident A stated Mr. Abraham stays upstairs most of the time and will only come down to prepare meals or do household chores. When he is upstairs, no one is present to supervise the residents.

On 6/13/24, Resident A, Resident B, and Resident C reported Ms. Abraham and Mr. Abraham regularly come downstairs to the resident area of the home. They stated there is a call button in the hallway that residents can use if they need something, and Ms. Abraham and Mr. Abraham are in their upstairs living area. Resident A and Resident B reported they can also call Ms. Abraham or Mr. Abraham using their phone. They denied ever being in the home without Ms. Abraham or Mr. Abraham

present. They denied concern for Ms. Abraham or Mr. Abraham not responding quickly if they were to request something.

Ms. Abraham and Mr. Abraham reported one of them is always present in the home. They reported they regularly go to the resident area throughout the day to provide resident care and cleaning of the area. They reported if they are in their living area, residents can press the call button, yell up the stairs, or call/text on their phones for assistance. They reported they also use the camera in the living room and at the door to supervise residents from their living area.

I spoke to Ms. Abraham and Mr. Abraham in their living area. I observed that through the resident area and the laundry room, there was a stairway with an open door that led to Ms. Abraham and Mr. Abraham's living area.

APPLICABLE RULE	
R 400.1410	Resident protection.
	A licensee or responsible person shall always be on the premises when a resident is in the home.
ANALYSIS:	<p>Resident A, Resident B, Resident C, Ms. Abraham, and Mr. Abraham denied that residents are ever left home alone. Resident A, Resident B, and Resident C denied concern that Ms. Abraham and Mr. Abraham are not responsive when in their living area.</p> <p>Based on the interviews completed there is insufficient evidence that the licensee or responsible person are not always on the premises when a resident is in the home.</p>
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION: Resident A cannot have visitors in her room.

INVESTIGATION: On 6/10/24, I received this referral which alleged when Resident A and her caseworker were meeting, they used Resident A's bedroom for privacy. There was no one else in the room because Resident A did not have a roommate. Mr. Abraham interrupted their meeting and said they cannot use Resident A's room to meet because "people get naked and need the bedroom for privacy." Resident A reported since she's lived at this home, she has not seen anyone getting undressed.

On 6/13/24, Resident A, Resident B, and Resident C reported they cannot have visitors, including meetings with their caseworkers, in their room. Resident A and Resident B reported Mr. Abraham said residents use their bedrooms to get dressed and may be naked so visitors cannot be in resident bedrooms. Resident B stated

residents change in the bathroom and not in their bedrooms. Resident A confirmed the allegations and reported it did not make sense that she could not meet with her caseworker because she does not have a roommate and she has never seen anyone undressed in this home. Resident A and Resident B reported they have meetings with visitors in the living room if no one else is there, outside in the rain or hot/cold weather, or in their caseworker's vehicles.

Mr. Abraham reported due to residents using their bedrooms for changing, he does not allow residents to have meetings with caseworkers or any other visitors in their bedrooms. Mr. Abraham said if a resident were to be naked, it would be a violation of their rights if visitors were allowed in resident bedrooms. I advised him that Resident A does not have a roommate so no one should be undressed in her room while she is meeting with her caseworker. He responded that someone may be naked in the restroom. I advised him that if someone was walking in the home undressed, that should be addressed with the individual, but that residents should be allowed to use their bedrooms for private meetings with caseworkers if they choose to, especially in place of meeting in the living room which is not private, or outside in a vehicle or in poor weather. He expressed understanding.

APPLICABLE RULE	
R 400.1409	Resident rights; licensee responsibilities.
	<p>(1) Upon a resident's admission to the home, the licensee shall inform and explain to the resident or the resident's designated representative all of the following resident rights:</p> <p>(p) The right of access to his or her room at his or her own discretion.</p> <p>(2) A licensee shall provide the resident and the resident's designated representative with a written copy of the rights outlined in subrule (1) of this rule upon a resident's admission to the home.</p>
ANALYSIS:	<p>Resident A, Resident B, Resident C, and Mr. Abraham stated residents are not allowed to have private meetings with caseworkers in their bedrooms.</p> <p>Based on the interviews completed, there is sufficient evidence that residents were not allowed to use their bedroom at their discretion to have private meetings with caseworkers.</p>
CONCLUSION:	VIOLATION ESTABLISHED

On 7/23/24, I attempted and exit conference was attempted with Ms. Abraham and Mr. Abraham via telephone. The call was not answered so a voicemail message was

left confirming the findings of the investigation, as discussed on 6/13/24, which they did not dispute at that time.

IV. RECOMMENDATION

Contingent upon receipt of an acceptable plan of corrective action, I recommend the status of the license remain the same.

Cassandra Duursma

07/23/2024

Cassandra Duursma
Licensing Consultant

Date

Approved By:

Jerry Hendrix

07/23/2024

Russell B. Misiak
Area Manager

Date