



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

MARLON I. BROWN, DPA  
DIRECTOR

December 2, 2024

Lena Faling  
Senior Moments Assisted Living, LLC  
3200 Horton Rd  
Jackson, MI 49203

RE: Application #: AL380411533  
**Senior Moments Assisted Living, LLC**  
**Jackson**  
**3200 Horton Rd**  
**Jackson, MI 49203**

Dear Ms. Faling:

Attached is the Original Licensing Study Report for the above referenced facility. The study has determined substantial violations of applicable licensing statutes and administrative rules. Therefore, denial of issuance of a license is recommended. You will be notified in writing of the Agency's intention and your options for resolution of this matter.

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 (313) 456-0380.

Sincerely,

A handwritten signature in black ink that reads "Vanita Bouldin".

Vanita C. Bouldin, Licensing Consultant  
Bureau of Community and Health Systems  
22 Center Street  
Ypsilanti, MI 48198  
(734) 395-4037

enclosure

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

**I. IDENTIFYING INFORMATION**

<b>License #:</b>	AL380411533
<b>Licensee Name:</b>	Senior Moments Assisted Living, LLC
<b>Licensee Address:</b>	3200 Horton Rd Jackson, MI 49203
<b>Licensee Telephone #:</b>	(517) 917-3988
<b>Administrator/Licensee Designee:</b>	Lena Faling, Designee
<b>Name of Facility:</b>	Senior Moments Assisted Living, LLC
<b>Facility Address:</b>	Jackson 3200 Horton Rd Jackson, MI 49203
<b>Facility Telephone #:</b>	(517) 917-3988 01/25/2022
<b>Application Date:</b>	
<b>Capacity:</b>	14
<b>Program Type:</b>	PHYSICALLY HANDICAPPED AGED ALZHEIMERS

## II. METHODOLOGY

01/25/2022	On-Line Enrollment
03/22/2022	Application Incomplete Letter Sent
06/28/2022	Contact - Document Receive Relative 1 sent Zoning Approval Letter and Financial documents.
08/28/2022	Contact - Document Received Email received from Relative 1 - stated that application to BFS had been submitted and architectural plans had been submitted Falcon Fire Protection on Senior Moments Asst Living, LLC behalf to BFS as well.
09/14/2022	Contact - Document Received Relative 1. Building Permit sent to install sprinkler system and complete plan review to be submitted to Bureau of Fire Safety. BFS #PR2022BFS-003877 assigned project number.
02/22/2023	Contact - Document Sent Email sent to licensee designee, Lena Failing and Relative 1 - asking for update regarding Bureau of Fire Safety - where are they in the process?
03/03/2023	Contact - Document Received Email received from Lena Failing. Stated she had contact with fire marshal and received some guidance/direction. Plans should be submitted in a few weeks. Sent copy of BFS Plan Review Application. All information saved to Share Point.
11/14/2023	Contact - Telephone call made Lena Failing. Received recording stating party is not available - try to call later.
11/14/2023	Contact - Document Sent Lena Failing. Requesting contact/info within 10 business days or negative action could result.
11/24/2023	No contact received from Lena Failing within the requested 10 days.
01/25/2024	Contact - Document Sent Email sent to Lena Failing requesting an update with BFS progress.
01/29/2024	Contact - Document Received

Email received from Lena Failing stating she will send an update on the sprinkler system in a few days.

02/05/2024	<p>Contact - Document Sent</p> <p>Email sent Lena Failing, requesting update on the sprinkler system. Also asking for contact information on the representatives when working with at the sprinkler system company and BFS.</p>
02/21/2024	<p>Contact – Document Sent</p> <p>Confirming letter sent due to Lena Failing, discussing update received from BFS.</p>
03/11/2024	<p>Contact - Telephone call made</p> <p>Lena Failing, 517-917-3988, unavailable. Left voice message requesting return phone call for an update on progress with Bureau of Fire Safety – asking for documentation of submission of paperwork to BFS.</p>
03/11/2024	<p>Contact - Document Sent</p> <p>Email sent to Lena Failing and Relative 1 - requesting contact so that they can give an update.</p>
03/14/2024	<p>Contact - Document Sent</p> <p>Email sent to Lena Failing and Relative 1, requesting contact so that they can give an update on progress with BFS.</p>
03/14/2024	<p>Contact - Telephone call made</p> <p>Lena Failing. Left voice message requesting an update with the progress with BFS. Also, informed that Letter will be sent next week from our department regarding enrollment process.</p>
03/15/2024	<p>Contact - Document Sent</p> <p>Confirming letter sent via email and US Mail to Lena Failing. Corrective action plan due 03/30/2024.</p>
03/26/2024	<p>Contact - Document Received</p> <p>Corrective action plan received from Lena Failing, and Relative 1. Addressing rule noncompliance for 400.720. Reviewed and corrections needed to corrective action plan.</p>
04/02/2024	<p>Contact – Document Sent</p> <p>Corrective action plan received from Lena Failing, and Relative 1. Addressing rule noncompliance for 400.720. Reviewed and corrections needed to corrective action plan.</p>

04/10/2024	Contact – Document Received Email update received from Lena Failing, and Relative 1. Corrective action plan addressing rule noncompliance for 400.720. Approved.
04/17/2024	Contact – Document Received Email update received from Lena Failing, and Relative 1 with screen shots from BFS department – state plan review.
04/17/2024	Contact – Document Sent Email sent to Brian Byelich, BFS. Asking clarification regarding screen shots submitted by the applicant.
06/28/2024	Contact – Document Received Email received from Lena Failing, and Relative 1 reporting 2 numbers received from BFS.
08/01/2024	Contact – Document Received Email from Lena Failing, and Relative 1. Reported no contact has been received from BFS. I directed them to contact BFS. I will try to locate a contact from BFS for his area, Jackson County.
08/22/2024	Contact – Document Sent Email sent to Brian Byelich, BFS. Asking for direction – next steps needed from their department to process this project.
08/22/2024	Contact – Document Received Email received from Brian Byelich, BFS. Outlining next steps.
08/2/2024	Contact – Document Sent Email sent to Lena Failing and Relative 1 requesting architect plan review be submitted to BFS within 3 weeks and zoning/building approval for the addition to the home.
09/03/2024	Contact – Document sent Email sent to Lena Failing, and Relative 1 requesting update regarding architectural plans submission to BFS. Also reminded that license, AS380389161, on that property is due to expire on 09/24/2024. Decisions have to be made regarding large group facility application as well.
09/04/2024	Contact – Document received Email from Lena Failing, and Relative 1 attached with architectural drawings attached. Asking if drawings must be

submitted by an architectural firm or can Ms. Failing personally submit the drawings to BFS.

09/04/2024	Contact – Document sent Email sent to Lena Failing, and Relative 1, stating that architectural firm must submit the drawings as stated by Brian Byelich, BFS and email sent on 08/22/2024. They have until 09/13/2024 to provide documentation that they have obtained architectural firm and submitted drawings to BFS. If not, next steps could result in negative action recommendation.
09/05/2024	Contact – Document Received Email received from Lena Failing, and Relative 1. Submitted Occupancy/Building Permit/Zoning Approval received – copy saved in facility file.
09/05/20024	Contact – Document Received Email from Lena Failing and Relative 1. Requesting enrollment number and BFS project number.
09/05/2024	Contact – Document sent Email sent to Lena Failing, and Relative 1 giving application enrollment number from LARA and BFS project number, #PR2024BFS-003141.
09/09/2024	Contact – Document Received Email from Lena Failing, and Relative 1 stating he contacted architect firm that completed drawings – he and Ms. Failing are working with them to make submission to BFS this week.
09/15/2024	Contact – Document Received Email received from Lena Failing and Relative 1 showing screen shot from architect that drawings had not been submitted to BFS.
09/16/2024	Contact – Document Sent Email sent to Lena Failing, and Relative 1 asking them to follow-up with architect – asking for time frame of date drawings will be submitted to BFS.
09/18/2024	Contact – Document Received Email from Lena Failing, and Relative 1. Stating the architect firm is stating they are unable to submit plan review drawings to BFS.

09/18/2024	Contact – Document Sent Email sent to Brian Byelich, BFS – asking if he will meet with the applicant to give direction on this project.
09/18/2024	Contact – Document sent Team Meet invite sent- Brian Byelich, BFS, and Lena Failing, and Relative 1 for 09/24/2024 at 1:00 p.m. to discuss next steps – what needs to be submitted and who is responsible.
09/24/2024	Contact – Face to face Team Meeting held. Direction/next steps given to Lena Failing, and Relative 1 by Brian Byelich, BFS.
10/07/2024	Contact – Document Sent. Email sent to, Lena Failing and Relative 1 requesting an update on architectural drawings to BFS.
10/09/2024	Contact – Document Sent Email sent to Lena Failing, and Relative 1 reminding them that confirmation that architectural drawings was submitted to BFS for plan review is due by close of business today.
10/10/2024	Contact – Document Sent Email sent to Lena Failing, and Relative 1 stating that she missed yesterday's deadline for submitting confirmation that architectural drawings were submitted to BFS.
10/10/2024	Contact – Document Received Email forwarded from Lena Failing, and Relative 1, and Brian Byelich, BFS – email showed conversation with Brian discussing drawings submitted for plan review.
10/10/2024	Contact – Document Sent Email sent to Brian Byelich, BFS – asking him to confirm if drawings submitted for plan review and what are next steps with BFS for this project.
10/10/2024	Contact – Document Received Email from Brian Byelich, BFS – stating no architectural drawings have been submitted for plan review by Lena Failing. He has been corresponding with Relative 1 discussing questions of medium and large adult foster care group facilities.
10/11/2024	Contact – Document Sent Email sent to Lena Failing, and Relative 1 – confirmed no drawings had been submitted to BFS.

10/16/2024	Contact – Document Received Email from Lena Failing – stating she will check with Relative 1 regarding submission of drawings to BFS.
10/24/2024	Exit Conference Discussed findings with, Licensee, Lena Failing.
11/14/2024	Contact – Document sent Email to Brian Byelich, BFS –asking if architectural drawings have been submitted for plan review by Lena Failing.
11/14/2024	Contact – Document Received Email from Brian Byelich, BFS – stating no architectural drawings have been submitted for plan review by Lena Failing.

### **III. DESCRIPTION OF FINDINGS & CONCLUSIONS**

#### **A. Physical Description of Facility**

The Senior Moments Assisted Living adult foster care home is located in a residential area in Jackson, MI. The home is a single-story structure with a full basement and detached garage. The address, 3200 Horton Rd Jackson, MI 49203, is licensed as a small group home, AS380389161, with an approved capacity of 6. The licensed area of the small group home's main floor, there is a basement, consists of a living room, dining room, den/sunroom, 2 full bathroom and five bedrooms.

In 2021, the applicant, Lena Failing, added an addition to the original property consisting of a hallway with 4 bedrooms, bathroom, and kitchen/dining area. The addition allowed for 6 residents to be added to the capacity on the property. The addition to the property is not licensed.

#### **B. Rule/Statutory Violations**

On 01/25/2022, the department received an application for a large group home, on 3200 Horton Road Jackson, MI 49203, the enrollment number AL380533 was given.

On 03/18/2022, the enrolled application, AL380411533, was transferred to the Detroit field office and assigned to me as the licensing consultant. On 03/22/2024, I sent an Incomplete Application Letter to Lena Failing, stating that additional documentation was needed and thus the beginning of my correspondence for this enrolled application.



From 03/18/2022 through 10/16/2024, correspondences have transpired between me, Lena Failing and Relative 1 via emails and letters, for follow-up on the enrollment process which includes the inspection and approval from the bureau of fire service of the property 3200 Horton Road Jackson, MI 49203. Ms. Failing gave permission for Relative 1 to be contacted and speak on her behalf regarding all issues dealing with the enrollment of large group home application, AL380411533 and the property as a whole.

On 03/15/2024, I sent a confirming letter outlining the lack of enrollment progress and asking that a corrective action plan be submitted to address rule violations found. The rule violations were: MCL 400.720(1) Certificate of approval from bureau of fire services and department of human services; compliance; denial or certification with limitations; hearing – The department shall not issue a temporary, provisional, or regular license to an adult foster care facility with a capacity of more than 6 adults until the facility receives a certificate of approval from the bureau of fire services created in section 1b of the fire prevention code, 1941 PA 207, MCL 29.1b, after compliance with fire safety standards prescribed in rules promulgated by the bureau of fire services pursuant to section 10(2), and 400.15403(1) Maintenance of premises – A home shall be constructed, arranged, and maintained to provide adequately for the health, safety, and well-being of occupants.

On 04/10/2024, I received an email from Lena Failing and Relative 1 with the corrective action plan attached.

On 09/25/2024, I sent a confirming letter outlining that some enrollment progress had been made. I requested that architectural drawings be submitted to the bureau of fire service by 10/09/2024.

On 10/11/2024, I sent an email to representative of bureau fire service, Brian Byelich, asking if architectural drawings had been submitted for project #PR2024BFS-003141. On 10/11/2024, Mr. Byelich responded by stating his department had not received architectural drawings from Lena Failing.

On 10/11/2024, I sent an email to Lena Failing and Relative 1, letting them know that the deadline for submission of architectural drawings to the bureau of fire service had been missed. I asked for an update regarding the submission of the architectural drawings.

On 10/16/2024, I received an email from Lena Failing, stating she would contact Relative 1 for an update on submission of architectural drawings to bureau of fire service.

As of 11/25/2024, the applicant, Lena Failing, has not obtained a certificate of approval from the bureau of fire services documenting compliance with fire safety standards. According to Public Act 218 MCL 400.720 (1): The department shall not issue a temporary, provisional, or regular license to an adult foster care facility with a capacity

of more than 6 adults until the facility receives a certificate of approval from the bureau of fire services

Therefore, the enrollment process is incomplete and the following rule violations are found:

**MCL 400.720      Certificate of approval from bureau of fire services and department; compliance; denial or certification with limitations; hearing.**

**(1) The department shall not issue a temporary, provisional, or regular license to an adult foster care facility with a capacity of more than 6 adults until the facility receives a certificate of approval from the bureau of fire services created in section 1b of the fire prevention code, 1941 PA 207, MCL 29.1b, after compliance with fire safety standards prescribed in rules promulgated by the bureau of fire services pursuant to section 10(2).**

On 10/24/2024, I observed 9 bedrooms and licensee designee, Lena Failing reported 14 residents are placed in the facility. An inspection and approval from bureau of fire services has not been completed and received on the property, therefore fire safety rules and regulations have been met.

**VIOLATION ESTABLISHED**

**R 400.15403      Maintenance of premises.**

**(1) A home shall be constructed, arranged, and maintained to provide adequately for the health, safety, and well-being of occupants.**

On 10/24/2024, I observed 9 bedrooms and licensee designee, Lena Failing reported 14 residents placed in the facility. An inspection and approval from bureau of fire services has not been completed and received on the property, fire safety rules and regulations have been met. Therefore, the home is not constructed,

arranged, nor maintained to provide adequate for the health, safety, and well-being of occupants.

**VIOLATION ESTABLISHED**

**IV. RECOMMENDATION**

I recommend denial of issuance of a license.



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Vanita C. Bouldin  
Licensing Consultant

Date: 11/25/2024

Approved By:



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Ardra Hunter  
Area Manager

Date: 12/2/2024