



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

SHELLY EDGERTON  
DIRECTOR

July 15, 2016

Mya Ndiaye  
16320 E. Nine Mile  
Eastpointe, MI 48021

RE: Application #: AS500353234  
Roseville Chateau  
16667 Waterman  
Roseville, MI 48066

Dear Mrs. Ndiaye:

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 (248) 975-5053.

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Williams".

Stephanie A. Williams, Licensing Consultant  
Bureau of Community and Health Systems  
4th Floor, Suite 4B  
51111 Woodward Avenue  
Pontiac, MI 48342  
(586) 256-2097

Enclosure

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

**I. IDENTIFYING INFORMATION**

<b>License #:</b>	AS500353234
<b>Licensee Name:</b>	Mya Ndiaye
<b>Licensee Address:</b>	16320 E. Nine Mile Eastpointe, MI 48021
<b>Licensee Telephone #:</b>	(586) 307-6921
<b>Administrator/Licensee Designee:</b>	N/A
<b>Name of Facility:</b>	Roseville Chateau
<b>Facility Address:</b>	16667 Waterman Roseville, MI 48066
<b>Facility Telephone #:</b>	(586) 871-2237
<b>Application Date:</b>	12/06/2013
<b>Capacity:</b>	5
<b>Program Type:</b>	AGED TRAUMATICALLY BRAIN INJURED ALZHEIMERS DEVELOPMENTALLY DISABLED MENTALLY ILL

## II. METHODOLOGY

12/06/2013	On-Line Enrollment
12/09/2013	Contact - Document Sent Rules & Act booklets
01/21/2014	Application Incomplete Letter Sent
01/21/2014	Inspection Completed On-site
01/21/2014	Inspection Completed-BCAL Sub. Compliance
05/28/2014	Contact - Document Received Supportive documents received.
05/30/2014	Contact - Telephone call received Spoke with Mrs. Ndaiye. She will now be both the licensee designee/administrator.
06/12/2014	Contact - Telephone call received Spoke with Ms. Roeiah Epps, licensing consultant in regards to her exit conference with Mrs. Ndaiye.
06/24/2014	Contact - Telephone call received Spoke with Mrs. Ndaiye in regards to pending unlicensed investigation (UA500361065) and status of enrollment.
07/07/2014	Contact - Document Sent Email sent to Mrs. Ndaiye.
07/10/2014	Contact - Document Received Supportive documents received.
12/18/2015	Contact - Document Received Received notification that Mrs. Ndaiye's unlicensed facility was sent to the Attorney General's Office for Injunctive Relief.
04/21/2016	Inspection Completed On-site
05/18/2016	Exit Conference- Spoke with Mrs. Ndaiye by telephone.
05/20/2016	Inspection Completed-BCAL Sub. Non-Compliance

### III. DESCRIPTION OF FINDINGS & CONCLUSIONS

#### A. Rule/Statutory Violations

On 03/25/2011, Heaven Open's Door a corporation operated by Mr. Amadou Ndiaye, licensee designee and his wife (Mya Ndiaye) were substantiated for operating an unlicensed adult foster care facility (UA630312438). An application (AS630312762) Open Door Family Centers, LLC submitted for licensure which continued operating by Mr. and Mrs. Ndiaye, was subsequently administratively closed on 11/06/2013, per the settlement agreement.

On 03/26/2012, Mrs. Ndiaye was substantiated for operating an unlicensed adult foster care facility. Mrs. Ndiaye submitted an application for licensure with Mr. Amadou Ndiaye as licensee designee and Mrs. Ndiaye as administrator; (AS500328933)/Roseville Chateau/Open Door Family Centers, LLC. This application (AS500317733 known as Eastpointe Villa) for licensure was closed as a result of a signed settlement agreement for disciplinary action by Mr. Ndiaye stating that he would not apply for a license for an adult foster care facility for five years.

On 12/06/2013, Mrs. Ndiaye submitted an application for licensure (AS500353234 known as Roseville Chateau). On 01/21/2014, I completed an onsite to ensure that there were no longer residents living in the home. I informed Mrs. Ndiaye that residents could not live in the home unless a license has been issued.

On 05/16/2014, an unlicensed complaint was received (UA500361085 known as Unlicensed Linda) which was determined to be operated by Mr. and Mrs. Ndiaye. Mrs. Ndiaye returned the Unlicensed Facility Response form stating, "*On 02/20/2015 online application to begin at end of residents lease agreement 05/21/2015.*" A referral was made to the Attorney General's Office for injunctive relief on 12/18/2015 and on 01/29/2016, this investigation was closed as there were no residents in care and the home appeared vacant and no longer operating.

On 04/21/2016, an unlicensed complaint was received for Mr. and Mrs. Ndiaye for the application (AS500353234) stating that unlicensed adult foster care services were being provided. During the investigation of the unlicensed (UA500382450) I determined that some of the residents that lived at the "Unlicensed Linda facility" were currently living in this home and Mr. Ndiaye was still assisting in the operation of the facility under Open Door Living Services, LLC. I substantiated that unlicensed adult foster care services were being provided at this location.

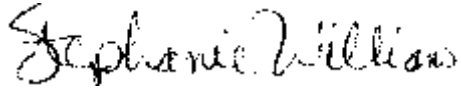
On 05/17/2016, I obtained a copy of Open Door Living Services, LLC's limited liability company details from the Department of Licensing and Regulatory Affairs Corporation Division Business Entity Search. The documented indicated Mr. Amadou Ndiaye as the Resident Agent/Executive Director and Mrs. Mya Ndiaye as the Program Director, created October 4, 2013.

<b>MCL 400.722</b>	<b>Denying, suspending, revoking, refusing to renew, or modifying license; grounds; notice; hearing; decision; protest; receiving or maintaining adults requiring foster care as felony; penalty; relocation services; emergency license.</b>
	(1) The department may deny, suspend, revoke, or refuse to renew a license, or modify a regular license to a provisional license, if the licensee falsifies information on the application for license or willfully and substantially violates this act, the rules promulgated under this act, or the terms of the license.
<p>Mrs. Ndaiye was instrumental in the operation as the administrator in the previously licensed facility (Heaven's Open Door) and is aware of the requirement of a license when receiving or maintaining adults requiring adult foster care. Since 2011, Mrs. Ndaiye has willfully continued to operate unlicensed adult foster care facilities in Oakland and Macomb Counties with her husband.</p>	
<b>MCL 400.722</b>	<b>Denying, suspending, revoking, refusing to renew, or modifying license; grounds; notice; hearing; decision; protest; receiving or maintaining adults requiring foster care as felony; penalty; relocation services; emergency license.</b>
	<p>(2) The department may suspend, revoke, or modify a license of an applicant if the department determines that the applicant has a relationship with a former licensee whose license under this act has been suspended, revoked, or nonrenewed under this section or section 13(9) or a convicted person to whom a license has been denied under section 13(9). This subsection applies for 5 years after the suspension, revocation, or nonrenewal of the former licensee's license or the denial of the convicted person's license. As used in this subsection, an applicant has a relationship with a former licensee or convicted person if the former licensee or convicted person is involved with the facility in 1 or more of the following ways:</p> <ul style="list-style-type: none"> <li>(a) Participates in the administration or operation of the facility.</li> <li>(b) Has a financial interest in the operation of the facility.</li> <li>(c) Provides care to residents of the facility.</li> <li>(d) Has contact with residents or staff on the premises of the facility.</li> <li>(e) Is employed by the facility.</li> </ul>

Mrs. Ndaiye submitted an application for licensure 12/2013, however Open Door Living Services, LLC was created 10/04/2013. Mr. Ndaiye has continued to assist and operate unlicensed adult foster care facilities with his wife and is currently assisting her in the operation of this facility. Mr. Ndaiye is unable to provide any of the above referenced ways in the rule, for the required five years as agreed upon in the signed settlement agreement.

#### IV. RECOMMENDATION

I recommend denial of this AFC adult small group home application.




06/10/2016

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Stephanie A. Williams  
Licensing Consultant

Date

Approved By:



06/16/2016

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Denise Y. Nunn  
Area Manager

Date