



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

June 8, 2021

David Powell
Spectrum Community Services
Suite 700
185 E. Main St
Benton Harbor, MI 49022

RE: License #: AS630397224
Investigation #: 2021A0605027
Lake Braemar Home

Dear Mr. Powell:

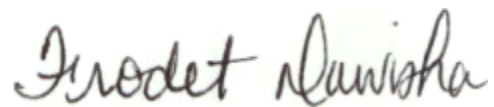
Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan is required. The corrective action plan is due 15 days from the date of this letter and must include the following:

- 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 black ink that reads "Frodet Dawisha". The signature is written in a cursive style with a light green highlight behind the name.

Frodet Dawisha, Licensing Consultant
Bureau of Community and Health Systems
4th Floor, Suite 4B
51111 Woodward Avenue
Pontiac, MI 48342
(248) 303-6348

enclosure

**MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF COMMUNITY AND HEALTH SYSTEMS
SPECIAL INVESTIGATION REPORT
QUOTED PROFANITY IS USED IN THIS REPORT**

I. IDENTIFYING INFORMATION

License #:	AS630397224
Investigation #:	2021A0605027
Complaint Receipt Date:	04/26/2021
Investigation Initiation Date:	04/27/2021
Report Due Date:	06/25/2021
Licensee Name:	Spectrum Community Services
Licensee Address:	28303 Joy Rd. Westland, MI 48185
Licensee Telephone #:	(269) 927-3472
Administrator:	Kimberly Martin
Licensee Designee:	David Powell
Name of Facility:	Lake Braemar Home
Facility Address:	1255 East Davisburg Road Holly, MI 48442
Facility Telephone #:	(248) 369-8663
Original Issuance Date:	06/06/2019
License Status:	REGULAR
Effective Date:	12/06/2019
Expiration Date:	12/05/2021
Capacity:	6
Program Type:	PHYSICALLY HANDICAPPED DEVELOPMENTALLY DISABLED MENTALLY ILL

II. ALLEGATION(S)

	Violation Established?
On 4/25/2021 Resident A assaulted direct care staff (DCS) Christine Wolf, because she assaulted him.	No
Resident A has a diaper rash and wears depends. He sometimes requires assistance.	Yes
Additional Findings	Yes

III. METHODOLOGY

04/26/2021	Special Investigation Intake 2021A0605027
04/26/2021	APS Referral Adult Protective Services (APS) referral made.
04/27/2021	Special Investigation Initiated - On Site I conducted an unannounced on-site investigation and interviewed direct care staff (DCS) Marissa Knox and attempted to interview Resident B and observed Residents C, D, and E. I reviewed Resident A's chart sheet for reminders on changing his adult briefs.
04/27/2021	Referral - Recipient Rights I made a referral to Oakland County Office of Recipient Rights (ORR) worker Sondra Knisely.
04/27/2021	Contact - Telephone call made I contacted ORR Sondra Knisely who stated she will be investigating these allegations.
04/27/2021	Contact - Face to Face I interviewed Resident A and his special education teacher Deanna Hayden at the Holly School District regarding the allegations.
04/27/2021	Contact - Telephone call received I received a telephone call from Spectrum's Director of Training, Tree Lipar regarding the allegations.

05/03/2021	Contact - Telephone call made DCS Christine Wolf was interviewed regarding the allegations in collaboration with ORR Sondra Knisely.
05/05/2021	Contact - Telephone call made I interviewed Resident A's father/legal guardian regarding the allegations.
05/05/2021	Contact - Face to Face I interviewed the home manager Marty Singleton at Lake Braemar Home regarding the allegations.
05/06/2021	Contact - Document Received Resident A's father forwarded the emails sent to him by Resident A's teacher regarding the diaper rash.
06/02/2021	Exit Conference I conducted the exit conference with licensee designee David Powell and shared my findings.

ALLEGATION:

On 4/25/2021 Resident A assaulted direct care staff (DCS) Christine Wolf, because she assaulted him.

INVESTIGATION:

On 04/26/2021, intake #179079 was assigned for investigation regarding Resident A hitting DCS Christine Wolf after she hit him. Resident A has a diaper rash and sometimes requires assistance changing his depends. I initiated the investigation by making a referral to Adult Protective Services (APS) and Office of Recipient Rights (ORR).

On 04/27/2021, I conducted an unannounced on-site investigation at Lake Braemar Home. Present was temp staff Marissa Knox along with Residents B, D, E, and F. Ms. Knox stated the home manager Marty Singleton stepped out and went to the grocery store. Resident A was at school; Karl Richter Campus and Resident C was at New Horizon Rehabilitation workshop. Residents B, D, and E are non-verbal; therefore, they were not interviewed. Resident F was sleeping during this visit; therefore, he too was not interviewed.

I interviewed Ms. Knox regarding the allegations. On 04/25/2021, Ms. Knox was working with DCS Christine Wolf during the morning shift; 6AM-2PM. Resident A's brief soiled through his pants, so Ms. Knox asked him to change his brief and pants. Resident A went into the bathroom to take a shower. After 30 minutes, Resident A was still in the

shower, so Ms. Knox went into the shower asking him to get out of the shower and to get dressed. Resident A refused and continued to shower. About 10 minutes later, she returned to the bathroom and observed him getting dressed. Resident A came out of the bathroom and went into the dining room where a water dispenser sits next to the dining table. Ms. Wolf walked into the dining room and observed Resident A sitting on the floor, in front of the water dispenser drinking water directly from the spout. Ms. Wolf told Resident A, "don't do that." Resident A got mad, got up off the floor and grabbed his toy cars from the table and threw them at Ms. Wolf. Resident A was yelling, heading toward the living room and Ms. Wolf followed behind him when Resident A swung his arm and side swept the 3-hole puncher off the counter onto the floor. Resident A continued to walk into the living room where Residents C, D, and E were sitting. Resident A was still yelling and screaming at Ms. Wolf. Ms. Knox heard Ms. Wolf cry and went to the living room where both Resident A and Ms. Wolf were separated. She stated she did not witness Resident A hit Ms. Wolf nor Ms. Wolf hitting Resident A. She stated that Resident D was standing holding her ears and yelling. Residents C and E were very anxious because Resident A was screaming and yelling. Ms. Knox stated that Ms. Wolf immediately went outside and called the home manager Marty Singleton and the acting licensee designee, Tree Lipar. Ms. Wolf came back inside and told Ms. Knox that Mr. Singleton was coming to Lake Braemar Home. Resident A calmed down after Mr. Singleton arrived and Ms. Knox went to the hospital to get checked out as Resident A hit her. Ms. Knox stated she did not see Resident A hit Ms. Wolf, nor did she see Ms. Wolf hit Resident A. Ms. Wolf told Ms. Knox that Resident A hit her. Ms. Knox stated she completed a body scan of Resident A and did not observe any marks or bruises.

On 04/27/2021, I interviewed Resident A at Karl Richter Campus located in Holly. Resident A was observed to have blotchy red marks around his ears and both his hands. He was scratching his hands during this interview. Resident A stated he does not like living at Lake Braemar Home because of "Marty." He stated, "I want Marty to quit, I can't handle him no more." Resident A was unable to provide any details as to why he wants "Marty," to quit or why Resident A "can't handle him no more." Resident A denied Marty hitting or yelling at him. Resident A stated he likes Christine Wolf because, "she's nice." He denied Ms. Wolf hitting him, denied arguing with Ms. Wolf and denied that he hit Ms. Wolf.

I interviewed Resident A's special education teacher at Karl Richter Campus. The teacher has known Resident A since the 6th grade. She reported that Resident A has not made any statements to her regarding being hit by any staff at Lake Braemar Home. The teacher stated the issues she has with Lake Braemar Home is when the school sends Resident A's clothes with him when they are soiled, the home does not return them to the school. The teacher stated she has noticed a change with Resident A's demeanor within the last few months. Resident A has been "more aggressive," as Resident A has "swatted at staff." The teacher stated last week she observed Resident A hitting his head and broke skin. She reported this to Resident A's parents who are his legal guardians only. She did not report this to Lake Braemar Home. The teacher stated she has always reported issues with Resident A to the parents and she believes the parents relay the information to Lake Braemar Home. The teacher stated Resident A's

aggressive behaviors may be the result of his medication change which recently occurred.

On 04/27/2021, I received a telephone call from acting licensee designee Tree Lipar. Ms. Lipar stated she is resigning from Spectrum and her last day is on 04/30/2021. She stated David Powell will then become acting licensee designee. The allegations were discussed. Ms. Lipar stated she was informed that Ms. Knox and Ms. Wolf were working the shift when an alleged incident occurred between Resident A and Ms. Wolf. She stated that Resident A was in the shower too long when Ms. Knox tried to get him out after being in the bathroom for over 30 minutes. Ms. Lipar stated when Resident A got out of the bathroom, Ms. Wolf observed Resident A drinking water directly from the water dispenser spout. Ms. Wolf asked Resident A to stop and then Resident A threw his toy cars off the table and then threw a punch hole off the counter. Ms. Lipar stated Resident A hit Ms. Wolf on the head and Ms. Wolf denied hitting Resident A. Ms. Wolf was seen at the hospital and took a couple of days off. She had a bruise on her face. Ms. Lipar stated Resident A is not appropriate for Lake Braemar Home and that Resident A was provided with a discharge notice 30 days ago; however, Macomb-Oakland Regional Center (MORC) has had difficulty locating placement. Resident A has sensory needs and requires a more inclusive home given Resident A's young age of 19 and the other residents being much older than he is. She stated the other residents are afraid of Resident A as Resident A has hit residents as well as staff. Ms. Lipar stated DCS have quit because of Resident A's aggressive behaviors. She stated Resident A punches holes in the walls of his bedroom and Resident A's father makes the repairs. Ms. Lipar stated DCS take really good care of Resident A given all his behaviors, but the parents continue making complaints about Resident A being abused and/or neglected. Ms. Lipar stated Resident A's mother expressed her concerns via Zoom to Resident A's psychiatrist during a medication review with Mr. Singleton present. She stated Mr. Singleton told Resident A's mother, "If you believe Resident A is being abused, then why don't you take him home." Ms. Lipar stated after Mr. Singleton made that statement to Resident A's mother, the mother has not contacted Mr. Singleton with her concerns which she used to do, but instead calls APS.

On 05/03/2021, I interviewed DCS Christine Wolf via telephone in collaboration with ORR Sondra Knisely. The allegations were discussed. Ms. Wolf stated she was employed by Ladd for many years before Spectrum took over in 2019. She has been working at Lake Braemar Home since 07/2020. On 04/25/2021, Ms. Wolf was working with Marissa Knox when Ms. Knox asked Resident A to get out of the shower after he was in the shower for over 30 minutes. Resident A refused, so after 10 additional minutes, Ms. Wolf went into the shower, and asked Resident A to get out. Resident A got out of the shower, dressed, and came into the dining room. Ms. Wolf came into the dining room and observed Resident A drinking directly from the water dispenser spout. Ms. Wolf had to ask Resident A three times to stop before he did. He then got up and threw everything off the kitchen counter. He then began walking towards the living room where Ms. Wolf followed behind him. As Resident A got to the living room, he then turned around and began hitting her. She put both her arms up, but Resident A was able to punch her face and hit her on the head. This resulted in Ms. Wolf sustaining a

swollen cheekbone and knots on her head. Resident A began yelling and screaming at her. Residents C, D, and E were present in the living room and began holding their ears and becoming extremely anxious. Resident D was “freaking out hysterically,” and rocking back and forth. Ms. Knox was in the kitchen picking up the things Resident A threw on the floor. Ms. Wolf stated she was crying when Ms. Knox came into the living room and then she went outside to call the home manager, Marty Singleton who came to the home so she can go to the hospital. She was examined at the hospital and told to follow-up with her PCP. Ms. Wolf denied hitting Resident A and stated, “I did not hit him on top of his head. I put my hands up to block him from hitting me. If I would not have done that, he would have gotten my eyes.”

On 05/05/2021, I conducted a follow-up on-site investigation. I interviewed the home manager Marty Singleton regarding the allegations. Mr. Singleton received a telephone call from David Powell stating that Resident A “jumped on Christine Wolf.” Mr. Singleton also received a telephone call from Ms. Wolf after the incident but that he was busy and could not answer the call. Ms. Wolf left him a message stating that Resident A “hit her on her head.” Mr. Singleton arrived at the home and was told by Ms. Wolf that Resident A hit her on her head and face. Mr. Singleton stayed at the home and Ms. Wolf went to the hospital. Mr. Singleton stated Resident A had a medication review with the psychiatrist, parents, and Mr. Singleton via Zoom. Mr. Singleton was reporting Resident A’s behaviors to the psychiatrist and that is when the mother reported to the psychiatrist that “staff hit Resident A.” Resident A told the psychiatrist that “staff hit him,” but Mr. Singleton is not sure if Resident A stated it was Ms. Wolf or not. Mr. Singleton asked Ms. Wolf if she hit Resident A and Ms. Wolf stated, “No.” Mr. Singleton also asked Resident A if Ms. Wolf hit him and Resident A stated, “No.” Mr. Singleton stated staff are babysitting Resident A instead of providing care to all the residents due to Resident A’s behaviors. He stated that Lake Braemar Home have provided parents with an emergency discharge and placement is being actively searched, but not found.

On 05/05/2021, I interviewed Resident A’s father/guardian regarding the allegations. Resident A’s Father stated Resident A’s mother called him on 04/25/2021 saying, “Something happened. One staff got hit him over the head by Resident A and had to go to the hospital.” Resident A’s Mother then told the father, “Chris hit Resident A over the head.” Resident A’s Father believes that Resident A’s mother received this information from Marty Singleton, but he is not sure. Resident A’s Father stated he has not been out to visit with Resident A since 04/20/2021 due to Covid-19 as he is in isolation until 05/02/2021.

APPLICABLE RULE	
R 400.14308	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:

	(b) Use any form of physical force other than physical restraint as defined in these rules.
ANALYSIS:	Based on my investigation, DCS Christine Wolf did not use any form of physical force towards Resident A. On 04/25/2021, Resident A hit DCS Ms. Wolf on her head and face. To avoid being hit, Ms. Wolf put her hands up to block Resident A from hitting her. Resident A was interviewed and denied that Ms. Wolf hit him. Ms. Wolf denied hitting Resident A.
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION:

Resident A has a diaper rash and wears depends. He sometimes requires assistance.

INVESTIGATION:

Ms. Knox was interviewed regarding Resident A’s diaper rash. Ms. Knox stated she did not know anything about Resident A’s diaper rash. She stated Resident A wears adult briefs and only requires reminders to go to the bathroom or to change his briefs. Ms. Knox stated that Resident A receives reminders immediately after waking up and then every two hours. She stated Lake Braemar Home has a tracking sheet referred to as “Checks and Changes Data Sheet.” I reviewed the data sheet for the month of April 2021 and there were missing staff initials every two hours on the following dates and times:

04/06/2021 (10AM-10PM), 04/07/2021-04/09/2021 (12AM-6AM), 04/11/2021 (8AM-6AM), 04/12/2021, 04/14/2021 and 04/17/2021 (12AM-6AM), 04/18/2021 (8AM-2PM), 04/19/2021, 04/20/2021 and 04/23/2021 (2PM-8PM), 04/21/2021 (8AM-5PM), 04/24/2021 (8AM-12PM), 04/25/2021 (8AM-12PM and 8PM-6AM) and 04/26/2021 (8AM-8PM).

Resident A’s special education teacher at Karl Richter Campus was interviewed regarding Resident A’s diaper rash. She stated last week, Resident A’s clothes smelled of urine and the school did not have any clean clothes. The teacher called acting licensee designee Tree Lipar instead of Lake Braemar Home. The teacher received a telephone call from the home manager Marty Singleton asking her why she not called him and instead contacted his supervisor, Ms. Lipar. The teacher told Mr. Singleton, “No, I emailed the parents about Resident A’s clothes smelling of urine and the parents may have contacted Ms. Lipar.” The teacher stated, “Marty was defensive.” She stated Resident A can toilet himself but requires assistance with wiping if he has a bowel movement (BM). The teacher reported that Resident A requires reminders to go to the bathroom because if not, he will sit with a soiled brief.

Tree Lipar was interviewed regarding the diaper rash. She stated when she visited Lake Braemar Home, she observed DCS encourage and prompt Resident A to use the bathroom, but sometimes Resident A refuses to go. Resident A can change his own briefs and toilet himself but requires assistance with wiping when he has a BM. Ms. Lipar did not observe the diaper rash but stated that could have happened if Resident A refuses to go to the bathroom and change his brief after being prompted several times. Ms. Lipar stated the parents contacted her stating that Resident A was sent to school smelling of urine. She stated if the school had contacted Mr. Singleton, clothes would have been sent to the school. Ms. Lipar stated according to Mr. Singleton, Resident A is showered every morning and there are times that Resident A will put his soiled briefs on his clean clothes.

Christine Wolf was interviewed regarding the diaper rash. Ms. Wolf stated Resident A can toilet himself and change his own briefs, but requires reminders and only requires assistance to wipe after a BM. She stated Resident A will sit at the dining table, soil himself and not get up to use the bathroom. She stated, "If we're not on his butt every couple of hours, he will sit there and pee in his briefs." Ms. Wolf stated she has never seen the Checks and Change Data Sheet; therefore, she has never utilized the sheet. Ms. Wolf stated she has noticed that Resident A will not listen to the female DCS when he is asked to do something, like go to the bathroom, but as soon as a male DCS or Mr. Singleton asks him, Resident A will immediately respond and do it. Ms. Wolf stated she did not observe the diaper rash; however, if Resident A had a diaper rash it was because he continues to sit soiled in his briefs even after being asked to go to the bathroom several times by staff.

Marty Singleton was asked about the diaper rash. He stated Resident A's mother called him about the diaper rash stating that Resident A's physician prescribed an ointment that must be used for 14 days. He stated staff are applying the ointment as the rash is clearing up. Mr. Singleton stated if Resident A is not reminded to go to the bathroom, Resident A will soil his briefs and sit in his soiled briefs without letting any staff know. Mr. Singleton stated he has observed staff tell Resident A to go to the bathroom and to change his briefs, but that Resident A will refuse and then sit in his soiled briefs.

Resident A's Father stated that Resident A was at his home on 04/18/2021 and he helped Resident A change his soiled brief and observed a "nasty diaper rash." He stated he told Mr. Singleton about the rash on 04/18/2021 and then Resident A's father received emails from Resident A's school about Resident A's diaper rash. The mother took Resident A to his primary care physician (PCP) who prescribed an ointment cream. Resident A's Father stated although Resident A can change his brief, giving him only reminders and/or prompts is not working. He stated that Resident A requires more than a prompt and needs DCS to follow through with making sure Resident A goes to the bathroom and while in the bathroom, doing what Resident A needs to do, change briefs. Resident A's Father was told by Mr. Singleton that DCS tries to get Resident A to change his brief and to toilet, but that Resident A refuses sometimes. Mr. Singleton told

Resident A's father that DCS remind Resident A every one-two hours to go to the bathroom.

On 05/06/2021, the father forwarded the email he received from Resident A's teacher regarding the diaper rash. The following is the email dated 05/03/2021:

“Earlier today Resident A went to the bathroom, he did not ask for any assistance, he did change his clothes. At the end of the day, Resident A was refusing to get up to go to the bathroom before he got on the bus. I waited it out and eventually he got up. He needed assistance in the bathroom. Two paraprofessionals helped him. They reported two things back to me. Resident A had fecal matter on his legs. They do not know if that is from when he went to the bathroom earlier or if he came in like that. Also, Resident A was observed by two different staff members with a very bad case of diaper rash. They said it was bad and he should probably take an oatmeal bath tonight. I spoke with mother and expressed my concerns but am sending an email too.”

APPLICABLE RULE	
R 400.14314	Resident hygiene.
	(1) A licensee shall afford a resident the opportunity, and instructions when necessary, for daily bathing and oral and personal hygiene. A licensee shall ensure that a resident bathe at least weekly and more often if necessary.
ANALYSIS:	Based on my investigation and information gathered, DCS are not ensuring that Resident A's personal hygiene is being met. Resident A can toilet himself and change his own briefs; however, he requires reminders every two hours and staff must initial the Check and Change Data Sheet. However, according to the April 2021 Check and Change Data Sheet, DCS are not reminding/prompting Resident A to toilet every two hours as evident by the missing initials during the month of April 2021.
CONCLUSION:	VIOLATION ESTABLISHED

ADDITIONAL FINDINGS:

INVESTIGATION:

On 04/26/2021, during the unannounced on-site investigation, Marissa Knox reported she had not completed any of her required training except for her CPR/First Aid. Ms. Knox was left unsupervised with four residents after the home manager Marty Singleton left Ms. Knox alone while going to the grocery store.

I contacted Mr. Singleton on the telephone advising him that Ms. Knox cannot be left alone with the residents due to her not being fully trained. Mr. Singleton stated he thought if Ms. Knox had her CPR/First Aid training, she can be left unsupervised with the residents. Mr. Singleton understands that Ms. Knox cannot be left alone; therefore, he stated he is returning to the home. After I left, I received a telephone call from Mr. Singleton stating he had returned to the home and that he will not leave Ms. Knox alone with the residents.

Tree Lipar was advised that on 04/26/2021, Marissa Knox who is a temp and had not completed her trainings were left alone with Residents B, D, E, and F. Ms. Lipar stated that per Spectrum's policy, even if temps such as Ms. Knox is fully trained, all temps cannot be left unsupervised with residents. Ms. Lipar stated that Mr. Singleton is aware of Spectrum's policy and will be addressing this with Mr. Singleton.

Christine Wolf stated she has never left Ms. Knox or any other temp staff unsupervised with the residents. She stated policy is that even if they are fully trained, they cannot be left alone with the residents.

APPLICABLE RULE	
R 400.14204	Direct care staff; qualifications and training.
	(3) A licensee or administrator shall provide in-service training or make training available through other sources to direct care staff. Direct care staff shall be competent before performing assigned tasks, which shall include being competent in all of the following areas: (a) Reporting requirements. (d) Personal care, supervision, and protection. (e) Resident rights. (f) Safety and fire prevention. (g) Prevention and containment of communicable diseases.
ANALYSIS:	During the unannounced on-site investigation on 04/27/2021, temp staff Marissa Knox did not possess the qualifications and training when she was left unsupervised with Residents B, D, E, and F. Ms. Knox did not complete her training in reporting requirements, personal care, supervision, and protection, resident rights, safety and fire prevention and prevention and containment of communicable diseases when the home manager Marty Singleton left her alone at Lake Braemar Home.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.14206	Staffing requirements.
	(2) A licensee shall have sufficient direct care staff on duty at all times for the supervision, personal care, and protection of residents and to provide the services specified in the resident's resident care agreement and assessment plan.
ANALYSIS:	During my unannounced on-site investigation on 04/27/2021, there was insufficient DCS on duty for the supervision, personal care, and protection of Residents B, D, E, and F as Marissa Knox the temp staff who is not fully trained was left unsupervised. The home manager Marty Singleton left Ms. Knox alone with the residents while he went grocery shopping. According to Tree Lipar, even if temp staff is fully trained, they are not to be left unsupervised as that is Spectrum's policy.
CONCLUSION:	VIOLATION ESTABLISHED

INVESTIGATION:

The teacher from Karl Richter Campus stated she needed to report a concern she had regarding Lake Braemar Home that occurred around the last week of March 2021. The teacher was on vacation during this time; therefore, the students had virtual learning class conducted by paraprofessionals via Zoom. The paraprofessionals reported to the teacher that during Zoom, they observed Resident A's iPad facing towards the ceiling and can hear someone yelling at Resident A stating, "open your eyes, open your eyes." Then the paraprofessionals as well as the other students on Zoom heard a DCS say to Resident A, "He's such a Fucker." Then the iPad was muted and then turned off. The teacher stated the paraprofessionals did not see the DCS who made this statement.

Tree Lipar stated she was aware of the concern regarding one of Lake Braemar Home's DCS made a derogatory statement to Resident A. Ms. Lipar stated around the end of March about 03/25/2021, she received a telephone call from Resident A's parents. The parents informed her that during Resident A's virtual learning via Zoom, the paraprofessionals overheard one of the DCS say, "open your eyes, open your eyes, "and then the DCS stated, "He's such a Fucker." Ms. Lipar stated she conducted her own investigation and found that the DCS was Christine Wolf. She interviewed Ms. Wolf who stated that Resident A was sleeping during the virtual learning and she told him to "open your eyes, open your eyes," which he was not doing. Ms. Wolf then told Ms. Lipar that she may have said, "He's such a Fucker," but that she could not remember. Ms. Lipar stated that Resident A says "Fucker," all day long to DCS and that Ms. Lipar has witnessed Resident A falling asleep during virtual learning. Ms. Lipar reprimanded Ms. Wolf by writing her up for this incident.

Christine Wolf stated on 03/25/2021, she worked that shift along with Marissa Knox. Resident A had virtual learning via Zoom that day, but he was not wanting to learn. She stated Resident A was sitting in front of iPad sleeping. She asked Resident A to “open his eyes, open his eyes,” which he refused. Resident A then opened his eyes and gave her his “middle finger.” She then said, “I was upset he did that and I said, you’re a little Fucker.” Ms. Wolf stated, “I know I should not have said that to him, but I did.” Ms. Wolf stated she was not aware the paraprofessionals and other students heard her. She stated, “never in my 20 years of employment have I experienced a person like Resident A. Since I have been at this house, the drywall in his bedroom had been replaced several times because he punches the walls.” Ms. Wolf stated this was an isolated incident regarding the statement she said to Resident A.

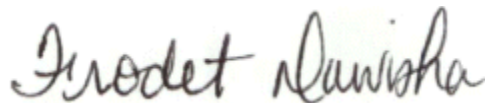
Marty Singleton stated he was not aware that Ms. Wolf said, “you’re a little Fucker,” to Resident A. He stated, “If I would have known, I would have addressed it with Ms. Wolf.

On 06/02/2021, I conducted the exit conference with acting licensee designee David Powell with my findings. Mr. Powell agreed to submit a corrective action plan.

APPLICABLE RULE	
R 400.14308	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: (f) Subject a resident to any of the following: (iii) Derogatory remarks about the resident or members of his or her family.
ANALYSIS:	Based on my investigation, derogatory remarks were made by DCS Christine Wolf to Resident A. Ms. Wolf stated on 03/25/2021, during Resident A’s virtual learning via Zoom, Resident A gave her the middle finger and then Ms. Wolf said to Resident A, “you’re a little Fucker.”
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

Contingent upon receiving an acceptable corrective action plan, I recommend that this special investigation be closed and no change to the status of the license.

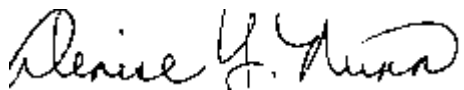


06/08/2021

Frodet Dawisha
Licensing Consultant

Date

Approved By:



06/08/2021

Denise Y. Nunn
Area Manager

Date