



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

July 26, 2021

Deborah Daly
Summertree Residential Centers, Inc.
210 N Lake Street
Boyer City, MI 49712

RE: License #: AS400395304
Investigation #: 2021A0870033
Summer Pines

Dear Ms. Daly:

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 (231) 922-5309.

Sincerely,

A handwritten signature in dark ink, appearing to read "Bruce A. Messer".

Bruce A. Messer, Licensing Consultant
Bureau of Community and Health Systems
Suite 11
701 S. Elmwood
Traverse City, MI 49684
(231) 342-4939

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AS400395304
Investigation #:	2021A0870033
Complaint Receipt Date:	07/19/2021
Investigation Initiation Date:	07/19/2021
Report Due Date:	09/17/2021
Licensee Name:	Summertree Residential Centers, Inc.
Licensee Address:	210 N Lake Street Boyne City, MI 49712
Licensee Telephone #:	(231) 582-2225
Administrator:	Carol Pratt
Licensee Designee:	Deborah Daly
Name of Facility:	Summer Pines
Facility Address:	1965 Darke Road Kalkaska, MI 49646
Facility Telephone #:	(231) 564-4033
Original Issuance Date:	10/03/2018
License Status:	REGULAR
Effective Date:	04/03/2021
Expiration Date:	04/02/2023
Capacity:	4
Program Type:	PHYSICALLY HANDICAPPED, DEVELOPMENTALLY DISABLED

II. ALLEGATION(S)

	Violation Established?
Staff member Aden Szymchack used marijuana during his work shift while he was providing Adult Foster Care services to three facility residents.	Yes

III. METHODOLOGY

07/19/2021	Special Investigation Intake 2021A0870033
07/19/2021	APS Referral This referral came from APS, Central Intake.
07/19/2021	Special Investigation Initiated - Telephone Telephone call with Licensee Designee Deborah Daly.
07/20/2021	Contact - Telephone call made Telephone call with Brandy Marvin, NCCMH ORR.
07/20/2021	Contact - Telephone call made Telephone interviews with staff.
07/20/2021	Contact - Telephone call made Telephone call with LD Deb Daley.
07/22/2021	Inspection Completed On-site Interviews conducted with staff. Meeting with Deborah Daly and facility Administrator Carol Pratt.
07/22/2021	Inspection Completed-BCAL Sub. Compliance
07/22/2021	Exit Conference Exit Conference completed with Licensee Designee Deborah Daly.
07/26/2021	Corrective Action Plan Requested and Due on 08/11/2021

ALLEGATION: Staff member Aden Szymchack used marijuana during his work shift while he was providing Adult Foster Care services to three facility residents.

INVESTIGATION: On July 19, 2021, I received the above stated allegation from the Michigan Department of Health and Human Services, Protective Services

Centralized Intake unit. The referral noted that MDHHS had “denied” investigating this allegation.

On July 19, 2021, I telephoned Licensee Designee Deborah Daly and informed her of the above allegation. Ms. Daly noted she was aware of the allegation and was informed by assistant home manager Jodi Wieling that staff member Aden Szymchack had admitted to her that he “took a hit off a bong” while at work on Sunday July 18, 2021. Ms. Daly stated that facility Administrator Carol Pratt spoke with Mr. Szymchack who admitted to using marijuana and Ms. Pratt had Mr. Szymchack inform North County Community Mental Health Authority, Office of Recipient Rights, of his actions.

On July 20, 2021, I spoke with Brandy Marvin, Recipient Rights Advisor for NCCMH. We discussed the above allegation. Ms. Marvin stated that she spoke with staff member Aden Szymchack, and he admitted to her that he had used marijuana, while at work on Sunday July 18, 2021. She further noted he stated that he has used marijuana many times prior to going to work at the Summer Pines AFC home, as it relieves his anxiety. Ms. Marvin stated she also spoke with staff member Megan Ruff. She noted Ms. Ruff informed her that she worked the evening of Sunday July 18, 2021, relieving staff member Ashley Klien at 7:00 p.m. Ms. Marvin stated Ms. Ruff told her that Mr. Szymchack stated to her that both he and Ms. Klien used Marijuana during their work shift the afternoon of July 18, 2021. Ms. Marvin stated she did speak with Ms. Klien and Ms. Klien denied using marijuana.

On July 20, 2021, I conducted a telephone interview with staff member Megan Ruff. Ms. Ruff stated that she worked at the Summer Pines AFC home on Sunday July 18, 2021, arriving at 7:00 p.m. She noted she relieved staff member Ashely Klien, who left the facility once shift change procedures were completed. Ms. Ruff noted that staff member Aden Szymchack worked with her until the end of his shift at 11:00 p.m. Ms. Ruff stated that upon her arrival at the Summer Pines AFC home, she noted that the house “smelled like a skunk” which she commented to Mr. Szymchack and Ms. Klien. She noted that both Mr. Szymchack and Ms. Klien “laughed to each other” when she made the comment. Ms. Ruff stated Mr. Szymchack, later in the shift, admitted to her that he had his girlfriend come to the house earlier that afternoon and “bring his bong, a dab, and his torch” to the AFC home. She further stated that Mr. Szymchack informed her that he had asked Ms. Klien if she “wanted a hit” and Ms. Klien told him “yes”, and they went out on the porch for approximately 30 minutes and “got high.” Ms. Ruff noted that the facility had two residents’ home at the time. Ms. Ruff stated that Mr. Szymchack told her that he and Ms. Klien “get high all the time” whenever they have a shift together.

On July 22, 2021, I conducted an on-site special investigation at the Summer Pines AFC home. I met with Ms. Daly and Ms. Pratt. They provided me with a copy of the Summertree Residential Services Inc. “substance screen policy” which we reviewed. I noted that this policy states, “The on-duty use of alcohol, marijuana or

other illegal drugs is strictly prohibited. Anyone testing positive for alcohol, marijuana or other illegal drugs while on duty is ineligible for continued employment.”

On July 22, 2021, I conducted an in-person, private, interview with staff member Aden Szymchack. Ms. Szymchack stated that on Sunday July 18, 2021, he worked the 3:00 p.m. to 11:00 p.m. shift. He noted he worked from 3:00 p.m. to 7:00 p.m. with staff member Ashley Klein and from 7:00 p.m. to 11:00 p.m. with staff member Megan Ruff. He further noted two facility residents were at the home during his shift. Mr. Szymchack stated that at approximately 6:00 p.m. on Sunday, July 18, 2021, his girlfriend arrived, bringing him some food. He stated he went outside to her vehicle to get the food and “did a dab” of marijuana wax by sticking his head through the vehicle window. He noted he “took one hit from the bong.” Mr. Szymchack stated that Ms. Klein “did not know” he used marijuana, although he noted she did wave hello to his girlfriend. Mr. Szymchack stated he did not tell anyone that Ms. Klein used marijuana with him. He further stated that he has used “a dab”, “less than a hand full of times, an hour or two” before reporting for his shift, and this was the first time he had used while at work. Mr. Szymchack stated he has worked for Summertree Residential Services for “about one month.”

On July 22, 2021, I conducted an in-person, private, interview with staff member Ashley Klein. Ms. Klein stated she worked at the Summer Pines AFC home on Sunday July 18, 2021, from 7:00 a.m. to 7:00 p.m. She noted she worked with Mr. Szymchack from his arrival at 3:00 p.m. until the end of her shift at 7:00 p.m. Ms. Klein noted she was relieved by Ms. Ruff at 7:00 p.m. Ms. Klein stated she was unaware of Mr. Szymchack’s use of marijuana and “did not hear about it until the next day.” She stated Mr. Szymchack informed her on July 19, 2021, that he had called “rights” (NCCMH ORR) and told them that he “did a dab.” Ms. Klein stated that Mr. Szymchack “owned up to it” and told her that he “leaned into the truck and hit the wax.” Ms. Klein stated she did not know that Mr. Szymchack’s girlfriend was coming to the AFC home and does not believe that Mr. Szymchack knew his girlfriend was coming to the facility. She described that upon his girlfriend’s arrival Mr. Szymchack went outside, for five- or six-minutes tops. Ms. Klein noted that Mr. Szymchack came back into the facility carrying a pizza, at which time she walked outside into the garage, waved at Mr. Szymchack’s girlfriend, and then came back inside. She denied walking to the girlfriends’ vehicle and denied “hitting the bong” or using marijuana. Ms. Klein stated Mr. Szymchack did not say anything to her about “hitting a bong” and she did not notice Mr. Szymchack “acting odd” or any unusual smells.

APPLICABLE RULE	
R 400.14205	Health of a licensee, direct care staff, administrator, other employees, those volunteers under the direction of the licensee, and members of the household.
	A licensee, direct care staff, administrator, other employees, those volunteers under the direction of the

	licensee, and members of the household shall be in such physical and mental health so as not to negatively affect either the health of the resident or the quality of his or her care.
ANALYSIS:	Staff member Aden Szymchack stated that he used marijuana during his work shift on Sunday, July 18, 2021. He stated two facility residents were present at the time. Direct Care staff member Aden Szymchack, when using marijuana on Sunday July 18, 2021, was in a physical and/or mental health condition that his ability to provide for the health and quality of care for the facility residents was compromised.
CONCLUSION:	VIOLATION ESTABLISHED

On July 22, 2021, I conducted an exit conference with Licensee Designee Deborah Daly and facility Administrator Carol Pratt. I explained my finding as noted above. Ms. Daly stated she understood and agreed with the finding. She further stated she would submit a corrective action plan addressing above cited rule violation. Ms. Daly had no further questions pertaining to this special investigation.

IV. RECOMMENDATION

I recommend, contingent upon the submission of an acceptable corrective action plan, that the status of the license remain unchanged.

 July 26, 2021

Bruce A. Messer Date
Licensing Consultant

Approved By:

 July 26, 2021

Jerry Hendrick Date
Area Manager