



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

August 25, 2021

Kimberly Nichols
Joyner Home LLC
PO Box 04030
Detroit, MI 48204

RE: License #: AS820290866
Investigation #: 2021A0992027
Joyner Home II

Dear Ms. Nichols:

Attached is the Special Investigation Report for the above referenced facility. No substantial violations were found.

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, appearing to read "Denasha Walker".

Denasha Walker, Licensing Consultant
Bureau of Community and Health Systems
Cadillac Pl. Ste 9-100
3026 W. Grand Blvd
Detroit, MI 48202
(313) 300-9922

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AS820290866
Investigation #:	2021A0992027
Complaint Receipt Date:	08/05/2021
Investigation Initiation Date:	08/06/2021
Report Due Date:	10/04/2021
Licensee Name:	Joyner Home LLC
Licensee Address:	PO Box 04030 Detroit, MI 48204
Licensee Telephone #:	(313) 570-6006
Administrator:	Kimberly Nichols
Licensee Designee:	Kimberly Nichols
Name of Facility:	Joyner Home II
Facility Address:	7429 East Robinwood Street Detroit, MI 48234
Facility Telephone #:	(313) 891-6897
Original Issuance Date:	11/06/2007
License Status:	REGULAR
Effective Date:	06/02/2020
Expiration Date:	06/01/2022
Capacity:	4
Program Type:	DEVELOPMENTALLY DISABLED MENTALLY ILL AGED

II. ALLEGATION(S)

	Violation Established?
There was a physical altercation between Resident A and staff Tynita Mitchell and Johnisha Pannell.	No
Tynita Mitchell and Johnisha Pannell stole Resident A's wallet with her identification and social security card.	No

III. METHODOLOGY

08/05/2021	Special Investigation Intake 2021A0992027
08/06/2021	Special Investigation Initiated - Telephone Resident A
08/10/2021	Contact - Telephone call made Marcella Harris, Resident A's guardian with Faith Connection.
08/10/2021	Contact - Telephone call made Lakieta Spears, area manager
08/10/2021	Contact - Telephone call made Kim Nichols, licensee designee
08/10/2021	Contact - Document Received Resident A's emergency discharge, behavior plan, incident reports, hospital discharge and individual plan of service.
08/11/2021	Contact - Telephone call made Lakemia Jones, home manager
08/11/2021	Inspection Completed On-site Residents B and C
08/13/2021	Contact - Telephone call made Resident A, not available. No answer, unable to leave a message
08/17/2021	Contact - Telephone call made Johnisha Pannell, direct care staff
08/25/2021	Exit Conference Ms. Nichols

ALLEGATION:

- **There was a physical altercation between Resident A and staff Tynita Mitchell and Johnisha Pannell**
- **Tynita Mitchell and Johnisha Pannell stole Resident A's wallet with her identification and social security card.**

INVESTIGATION: On 8/06/2021, I contacted Resident A and interviewed her regarding the allegations. Resident A said she got into an argument with direct care staff Tynita Mitchell because Ms. Mitchell was threatening her. Resident A stated she walked up and got in Ms. Mitchell's face and they started fighting. She said Ms. Mitchell hit her causing her nose ring to come out and scratch her nose. She said she was beating up Ms. Mitchell, so direct care staff Johnisha Pannell jumped in and grabbed her around her neck and slung her to the ground. Resident A said Ms. Mitchell called the police and she did too. She said the police arrived and the emergency medical services (EMS) and she was transported to the hospital. She said when she arrived at the hospital, the hospital staff said they weren't getting involved. She said the hospital staff gave her pain medication and she was admitted for observation and discharged the next day. I asked Resident A if she obtained any marks or bruises and she said yes, a scratch on her neck. Resident A said Ms. Mitchell and Pannell also stole her wallet with her social security card and identification in it. Resident A said they stole her belongings because they are trying to proceed with filing her lawsuits. I asked Resident A where her wallet was when it was stolen, and she said in her bedroom. I further asked Resident A if she has a guardian and she said yes, Marcell Harris with Faith Connection. Resident A said the staff are very abusive towards her. I asked her if she has expressed her concerns with Ms. Harris and she said yes. She said she is working on moving her to a new placement.

On 8/10/2021, I contacted Ms. Harris and interviewed her regarding the allegations. Ms. Harris stated she was previously made aware of the allegations and that she has had an opportunity to speak with Resident A and licensee designee Kim Nichols regarding this matter. Ms. Harris said Resident A has been exhibiting some severe behaviors including physical aggression and has been back and forth to the hospital on several occasions. Ms. Harris said at this point Ms. Nichols is issuing an emergency discharge because in addition to Resident A's aggression, the other residents in the home are fearful of her as well. As far as Resident A's current whereabouts, she said as of 8/08/2021 she was in Receiving Hospital but she's uncertain if she is still there or not.

On 8/10/2021, I contacted home manger Lakieta Spears and interviewed her regarding the allegations. Ms. Spears said she was not on shift when the incident occurred, but the behaviors reported doesn't describe Ms. Mitchell or Ms. Pannell. Ms. Spears said Ms. Mitchell and Ms. Panell are both very attentive, caring and professional. She said they would never attack a resident. Ms. Spears said Resident

A on the other hand can be very aggressive. She said she was recently discharged from Joyner I (high behavior home) due to behaviors and admitted into Joyner II (moderate/low behavior home) for a change of atmosphere, hoping it would help her with her behaviors. She said once Resident A targets a staff, she accuses them of assaulting her or stealing her belongings. Ms. Spears said Resident A also accused Ms. Mitchell and Ms. Pannell of stealing her wallet, which is not true. She said Resident A has a history of the reported behaviors including aggression and making false accusations. She said she did the same thing at Joyner I and the staff quit. However, Ms. Spears said as it pertains to the allegations, Resident A attacked Ms. Mitchell, scratched her face, and hit her with a pot. She said Ms. Mitchell had to seek medical treatment and Resident A was not injured. She said because of the incident Ms. Panell resigned due to being overwhelmed. Ms. Spears said Resident A doesn't behave like that with all the staff. She said it's like she knows who she can intimidate. Ms. Spears said she is aware the police were called, along with EMS and Resident A was transported to the hospital due to her behaviors. She said Resident A was returned to the home and there was another incident on 8/7/2021. She said on 8/7/2021, Resident A threatened her roommate, Resident B and she started self-inflicting injuries. Ms. Spears said the police were called again and Resident A was removed from the premises by the police and was hospitalized. Ms. Spears said Resident A has not returned to the home. I asked if she received a card from the police or a police report number and she said no. I requested a copy of Resident A's IPOS, behavior and/or crisis plan; in which Ms. Spears agreed to provide.

On 8/10/2021, I contacted Kim Nichols, licensee designee and interviewed her regarding the allegations. Ms. Nichols confirmed she is familiar with the allegations. However, she said she wasn't there when the incident occurred so for details, she suggested I contact Ms. Jones, Ms. Mitchell and/or Ms. Pannell. Ms. Nichols said Resident A was previously at her Joyner I home and exhibited some of the same issues and behaviors. She said she met with Ms. Harris, and they discussed discharging Resident A from Joyner I and admitting her into the current home to hopefully modify her behaviors but obviously it didn't help. Ms. Nichols said she has had staff quit because Resident A becomes fixated with them and continuously makes false allegations of stealing and/or assaulting her. Ms. Nichols said she tried to help Resident A but at this time she can no longer provide care for her. She said the other residents in the home recently expressed being fearful of Resident A and that is unacceptable. Ms. Nichols said she is issuing an emergency discharge and she has made the placing agency and Ms. Harris aware. Ms. Nichols agreed to provide me with a copy of the discharge as well.

On 8/10/2021, I received Resident A's emergency discharge, behavior plan, individual plan of service (IPOS), incident reports and hospital discharge. Resident A's hospital discharge documents didn't outline any injuries but states she was treated for Schizophrenia, general type disorder. I reviewed Resident A's behavior plan and IPOS to grasp a better understanding of her triggers, behaviors, and concerns. Per the behavior plan, her behavior concerns are as follows: delusions of housemates stealing her items even though they are not; incidents of physical and

verbal aggression; and false allegations (fabrication and embellishment) about the staff to get them in trouble. The stealing is a false allegation however a deeply embedded thought Resident A has had for years.

On 8/11/2021, I interviewed Lakemia Jones, home manager regarding the allegations. Ms. Jones said she was not present when the incident occurred, but she's had a chance to speak with the other residents, staff, and she's familiar with what happened. Ms. Jones said Resident A was agitated and she attacked Ms. Mitchell. Ms. Jones said Ms. Mitchell required medical attention, Resident A didn't have any injuries. Ms. Jones said there was a separate incident on 8/7/2021 when Resident A tried to attack Resident B. She said Resident A accused Resident B of stealing her belongings and got in her face. She said Ms. Pannell intervened by verbally redirecting Resident A. She said Resident A became belligerent and self-injured her hand, somehow cutting her finger. Ms. Jones said the police were called and Resident A was escorted to the hospital by the police, and she hasn't returned to the home. Ms. Jones said Resident A is always accusing somebody of stealing from her, although nobody does. She said she has offered to keep Resident A's belongings locked-up for safe keeping and she still alleges her belonging are being stolen by the other residents or staff. Ms. Jones said since Resident A was admitted into the home there has been complete chaos and the other residents recently expressed being afraid of her.

On 8/11/2021, I interviewed Residents B and C regarding the allegations. Resident B said she's very familiar with Resident A because she was her roommate. Resident B said she was afraid of Resident A because she always accused her of stealing and threatened to beat her up. I asked Resident B if she witnessed the incident between Resident A and Ms. Mitchell and she said yes. She said Resident A was sitting on the couch and she got up and walked into the dining room area and hit Ms. Mitchell in her face. She said she grabbed Ms. Mitchell's hair and wouldn't let it go. She said Resident A was hitting Ms. Mitchell and Ms. Mitchell was trying to get Resident A to turn her loose. She said they fell on the floor and somehow Ms. Mitchell was able to get up. She said the police came and took Resident A away. I asked if she knew what prompted Resident A to hit Ms. Mitchell and she said no; she said Ms. Mitchell was in the dining room. I asked Resident B if any other residents were present and Resident B said yes, Resident C.

I proceeded to interview Resident C. Resident C said she observed the reported incident. She said Resident A walked up to Ms. Mitchell and hit her in the face. She said Resident A was choking Ms. Mitchell and scratching her in the face. She said Ms. Pannell tried to intervene, but Resident A wouldn't let Ms. Mitchell's hair go. She said they fell on the floor and somehow Ms. Mitchell was able to get up. Resident C said Ms. Mitchell was injured badly. She said the police came and Resident A went with them. She said Resident A was always threatening people and it made her uncomfortable.

On 8/17/2021, I interviewed direct care staff Johnisha Pannell. Ms. Pannell said on the day in question, Resident A was agitated, and she had been walking around

talking to herself all day. Ms. Pannell said she was tearing up some paper and Resident A accused her of tearing up her mail. She said out of nowhere, Resident A hopped up and grabbed the pot off the stove and started hitting Ms. Mitchell. Ms. Pannell said the pot had water in it, so there was water everywhere. She said she tried to gather the other residents and get them to the back so they would be safe and by that time Ms. Mitchell and Resident A were on the floor. Ms. Panell said she didn't intervene, she called 911 because Resident A was swinging the pot and she didn't want to get injured as well. Ms. Panell said the police arrived and Resident A was petitioned. She said she didn't observe any injuries on Resident A, but Ms. Mitchell suffered injuries and needed medical attention. Ms. Pannell said Resident A's behavior has gotten progressively worse. She said Resident A accused her and Ms. Mitchell of stealing her wallet which is not true. She said Resident A has attacked her roommate and accused her of stealing too. Ms. Pannell said she believes Resident A's needs are beyond the scope of adult foster care.

On 8/23/2021, I interviewed direct care staff Tynita Mitchell. Ms. Mitchell stated she was very upset and has never been assaulted by a resident. She said Resident A hit her out of nowhere and pulled her hair out from the scalp. Ms. Mitchell said she scratched her in her face and severely injured her hand. She said she had to seek medical treatment and she has pictures of her injuries. Ms. Mitchell said she doesn't know what provoked Resident A, she just knows she attacked her with a pot and wouldn't let her go. She said Resident A is always alleging somebody is stealing from her and they're not. She said she alleged her, and Ms. Pannell stole her wallet and that's not true. Ms. Mitchell provided me with pictures of her injuries. Based on the pictures I observed, her face was scratched multiple times and her hand is bandaged.

On 8/23/2021, I made follow-up contact with Ms. Harris regarding the current whereabouts of Resident A. Ms. Harris said Resident A was admitted into Pontiac General Hospital and placed on a psychiatric hold. She said she's been there for the last ten days.

On 8/25/2021, I conducted an exit conference with Ms. Nichols and explained the investigative findings and the fact that there is insufficient evidence to support the allegations. Ms. Nichols stated she does not have any questions.

It should also be noted that I have investigated other special investigations involving Resident A, reporting false allegations has been an ongoing behavior of hers.

APPLICABLE RULE	
R 400.14308	Resident behavior interventions prohibitions.
	(1) A licensee shall not mistreat a resident and shall not permit the administrator, direct care staff, employees, volunteers who are under the direction of the licensee, visitors, or other occupants of the home to mistreat a

	resident. Mistreatment includes any intentional action or omission which exposes a resident to a serious risk or physical or emotional harm or the deliberate infliction of pain by any means.
ANALYSIS:	<p>Resident A reported staff Tynita Mitchell hit her and staff Johnisha Pannell jumped in and grabbed her around her neck and slung her to the ground. Resident A also stated Ms. Mitchell and Pannell stole her wallet.</p> <p>Licensee Designee, Kim Nichols; Area Manager, Lakieta Spears; Home Manager, Lakemia Jones; Direct Care Staff Tynita Mitchell and Johnisha Pannell; Guardian, Marcella Harris; and Residents B and C all denied the allegations happened in the manner reported. None of these individuals reported that either staff hit or physically mistreated Resident A. Both Ms. Mitchell and Ms. Pannell denied stealing Resident A's wallet.</p> <p>According to Resident A's behavior plan she continuously makes false allegations about the staff to get them in trouble. The stealing is a false allegation however a deeply embedded thought Resident A has had for years.</p> <p>Based on the investigative findings, I am unable to determine Resident A was mistreated and the allegation is unsubstantiated.</p>
CONCLUSION:	VIOLATION NOT ESTABLISHED

IV. RECOMMENDATION

I recommend the status of the license remain unchanged.

08/25/2021

Denasha Walker, Licensing Consultant Date

Approved By:

08/25/2021

Jerry Hendrick, Area Manager Date

