



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

December 7, 2022

Florence Baroi
536 Cherry St.
Niles, MI 49120

RE: License #: AF110316992
Investigation #: 2023A1030005
Roy AFC Home

Dear Ms. Baroi:

Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan was required. On 11/21/2, you submitted an acceptable written corrective action plan.

It is expected that the corrective action plan be implemented within the specified time frames as outlined in the approved plan.

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 (616) 356-0183.

Sincerely,

A handwritten signature in black ink that reads "Nile Khabeiry, LMSW".

Nile Khabeiry, Licensing Consultant
Bureau of Community and Health Systems
Unit 13, 7th Floor
350 Ottawa, N.W.
Grand Rapids, MI 49503

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AF110316992
Investigation #:	2023A1030005
Complaint Receipt Date:	10/31/2022
Investigation Initiation Date:	11/01/2022
Report Due Date:	12/30/2022
Licensee Name:	Florence Baroi
Licensee Address:	536 Cherry St. Niles, MI 49120
Licensee Telephone #:	(269) 687-7265
Administrator:	N/A
Licensee Designee:	Florence Baroi
Name of Facility:	Roy AFC Home
Facility Address:	536 Cherry Street Niles, MI 49120
Facility Telephone #:	(269) 687-7265
Original Issuance Date:	06/06/2012
License Status:	REGULAR
Effective Date:	12/19/2022
Expiration Date:	12/18/2024
Capacity:	6
Program Type:	PHYSICALLY HANDICAPPED DEVELOPMENTALLY DISABLED MENTALLY ILL AGED TRAUMATICALLY BRAIN INJURED

II. ALLEGATION(S)

	Violation Established?
Resident A was not given his medication for three days.	No
Resident A is not provided three meals per day.	Yes
Resident A does not have clean clothes to wear.	No
The home's bathroom is dirty.	Yes
Additional Findings	No

III. METHODOLOGY

10/31/2022	Special Investigation Intake 2023A1030005
11/01/2022	Special Investigation Initiated - Telephone Interview with complainant
11/09/2022	Contact - Face to Face Interview with licensee
11/09/2022	Contact - Face to Face Interview with Resident B
11/09/2022	Contact - Telephone call made Interview with Resident A
11/09/2022	Contact - Telephone call made Interview with Kyle Abbott
11/11/2022	Contact - Document Received Received pictures from licensee
11/21/2022	Contact - Telephone call made Interview with Payee A1
11/21/2022	Contact – Face to face Interview with Licensee
11/21/2022	Exit Conference Exit conference in person

ALLEGATION:

Resident A was not given his medication for 3 days.

INVESTIGATION:

On 11/18/22, I received additional allegations regarding Resident A not receiving his medication for three days.

On 11/21/22, I interviewed Resident A's payee by phone. Payee A1 reported she is aware of the concerns at the home and has been in contact with Resident A, the licensee, and his case manager from Community Mental Health. Payee A1 reported she was in favor of moving Resident A as the home is not good fit for him. Payee A1 reported she contacted an AFC in Berrien County and made a referral as they have an opening, and she plans to move Resident A.

On 11/28/22, I spoke with licensee Florence Baroi at the home regarding additional allegations. Ms. Baroi reported they dispense medications daily and indicated Resident A did not take his medication on 11/11, 11/12 and 11/13/22 because he was in the hospital. Ms. Baroi reported Resident A was discharged on 11/13/22 but did not come home until 1:00am Monday morning. I reviewed the medication administration record (MAR) and noted medications were passed to Resident A every day except for 11/11, 11/12 and 11/13/22. Ms. Baroi reported she believes Resident A is making false allegations to "get her in trouble."

APPLICABLE RULE	
R 400.1418	Resident medications.
	(2) Medication shall be given pursuant to label instructions.
ANALYSIS:	It was alleged Resident A was not given his medication for three days. Based on review of Resident A's MAR he received his medications every day except for the days he was in the hospital.
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION:

Resident A is not provided three meals per day.

INVESTIGATION:

On 11/9/22, I interviewed Ms. Baroi at the home. Ms. Baroi reported Resident A is provided three meals and two snacks per day, but he is often not home when they serve food. Ms. Baroi reported she asked Resident A to let her know when he will not be home and she will set aside food for him, however he does not let her know. Ms. Baroi reported the house rules indicate a meal will be saved for residents that are not home during mealtimes. Ms. Baroi reported Resident A has come home at midnight and demand food even though he did not ask her to save him some of the dinner. Ms. Baroi reported she is happy to provide Resident A lunch to take with him when he goes to his day program but again, he does not ask. Ms. Baroi reported she is aware that he needs lunch and asked him yesterday and he said, "I've got my own food."

On 11/10/22, I received and reviewed the home's House Rules (HR) and noted the home provides meals at 7:30am, 12:30pm and 5:30pm. The HR did not indicate the home will save a meal for a resident that cannot be present during mealtimes. I informed Ms. Baroi of the rules discrepancy between what she said was in the HR and what is in writing. I informed Ms. Baroi that she needs to amend the HR to include a provision that they will save a meal for a resident who is not present. Ms. Baroi agreed and updated the HR.

On 11/9/22, I interviewed Resident A by phone. Resident A reported he is his own guardian but has a payee. Resident A reported he does not like living in the home. Resident A reported he does not always get a meal saved for him when he is not there for a meal. Resident A reported he always gets a meal when he is home when the meal is served. Resident A reported he has trouble communicating with Ms. Baroi however reported he is not always able to bring a lunch when he asks Ms. Baroi.

On 11/9/22, I interviewed MI Journeys executive director, Kyle Abbott by phone. Mr. Abbott reported Resident A attends their day program Monday through Thursday. Mr. Abbott reported he spoke with Ms. Baroi on the phone about the need for Resident A to bring a lunch as the program does not provide meals to the participants and Resident A has still come to the come to the program without a lunch on some of the days he attends.

APPLICABLE RULE	
R 400.1419	Resident nutrition.
	(1) A licensee shall provide a minimum of 3 regular nutritious meals daily. Not more than 14 hours shall elapse between the evening and morning meal.

ANALYSIS:	It was alleged that the home does not provide three meals a day for Resident A. Based on interviews and review of the home's house rules the home did not provide Resident A with three nutritious meals per day or make accommodations for Resident A to have a meal when he was not home during mealtimes. Ms. Baroi acknowledged the violation and has made changes to the house rules to reflect that a meal will be saved for a resident if they are not home.
CONCLUSION:	VIOLATION ESTABLISHED

ALLEGATION:

Resident A does not have clean clothes to wear.

INVESTIGATION:

Ms. Baroi reported they do laundry during the week for the residents during daytime hours and everyone gets a day to have their laundry washed. Ms. Baroi reported she will do laundry on the weekends or in the evening if the residents need something washed. Ms. Baroi reported Resident A asked her to wash his clothes last night at 9:30pm and she washed his clothes. Ms. Baroi reported she does not want the residents doing their own laundry due to possible damage to the machine and always provides for the residents to have clean clothes. Ms. Baroi allowed me to enter Resident A's bedroom and I noted he had clean clothes in his dresser.

I interviewed Resident B at the home. Resident B reported the home washes clothes for residents, and they have no problems getting their clothes washed when needed. Resident B reported Resident A is the "main problem" as he treats the owners very rudely and "does not follow the rules."

Resident A reported that the homeowner does not always do his laundry when he asks but confirmed she washes his clothes last night.

Mr. Abbott reported Resident A attends the program four days per week and always wears clean clothes.

APPLICABLE RULE	
R 400.1420	Resident hygiene.
	(5) A licensee shall afford a resident who is capable, opportunities, or instructions when necessary, to routinely

	laundry clothing. Clean clothing shall be available at all times.
ANALYSIS:	It was alleged Resident A does not have clean clothes to wear due to the home not doing his laundry. Based on interviews and observations, Resident A does have clean clothes and the home ensures Resident A has clean clothes.
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION:

The home's bathroom is dirty.

INVESTIGATION:

On 11/1/22, I spoke with the complainant by phone. The complainant reported she has not been inside the home but did have pictures of the bathroom and emailed me the pictures. The pictures showed the shower, and the toilet were dirty and stained. The complainant reported the licensee knows a formal complaint was made and will be cleaning the bathroom.

I conducted an on-site inspection including the bathroom and noted the shower and toilet was clean however the bathroom mirror and window were dusty and stained. Ms. Baroi was informed of the pictures I received and that she will be cited. Ms. Baroi agreed to clean the entire bathroom.

APPLICABLE RULE	
R 400.1426	Maintenance of premises.
	(1) The premises shall be maintained in a clean and safe condition.
ANALYSIS:	The resident bathroom was alleged to be dirty. Based on pictures and an on-site inspection the bathroom was noted to be unclean. Ms. Baroi acknowledged the need for the bathroom to be cleaned and the bathroom was cleaned.
CONCLUSION:	VIOLATION ESTABLISHED

On 11/21/22, I shared the findings of my investigation with the licensee, Ms. Baroi and that she will be cited. Ms. Baroi acknowledged and completed a corrective action plan on-site.

IV. RECOMMENDATION

Based on the acceptance of an approved corrective action plan, I recommend no change to the current license status.

Nile Khabeiry, LMSW

12/12/22

Nile Khabeiry
Licensing Consultant

Date

Approved By:

Russell Misiak

12/13/22

Russell B. Misiak
Area Manager

Date