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GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
ACTING DIRECTOR

August 22, 2023

Felicia Evans
Community Living Options
626 Reed Street
Kalamazoo, MI 49001

RE: License #: AS390250889
Investigation #: 2023A1024043
Transitions of Kalamazoo

Dear Felicia Evans:

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 (616) 356-0183.

Sincerely,

A handwritten signature in black ink that reads "Ondrea Johnson". The signature is written in a cursive style with a large initial "O".

Ondrea Johnson, Licensing Consultant
Bureau of Community and Health Systems
427 East Alcott
Kalamazoo, MI 49001

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AS390250889
Investigation #:	2023A1024043
Complaint Receipt Date:	06/30/2023
Investigation Initiation Date:	06/30/2023
Report Due Date:	08/29/2023
Licensee Name:	Community Living Options
Licensee Address:	626 Reed Street Kalamazoo, MI 49001
Licensee Telephone #:	(269) 343-6355
Administrator:	Fiorella Spalvieri
Licensee Designee:	Felicia Evans
Name of Facility:	Transitions of Kalamazoo
Facility Address:	1353 Oakland Drive Kalamazoo, MI 49008
Facility Telephone #:	(269) 743-2248
Original Issuance Date:	10/23/2002
License Status:	REGULAR
Effective Date:	07/06/2023
Expiration Date:	07/05/2025
Capacity:	6
Program Type:	DEVELOPMENTALLY DISABLED MENTALLY ILL

II. ALLEGATION(S)

	Violation Established?
Direct care staff member Saheed Sarumi hit Resident A in the upper body area.	Yes

III. METHODOLOGY

06/30/2023	Special Investigation Intake 2023A1024043
06/30/2023	Special Investigation Initiated – Telephone with Recipient Rights Officer (RRO) Michele Schiebel
06/30/2023	APS Referral-APS denied investigating allegation
06/30/2023	Contact - Document Reviewed-email correspondence with administrator Fiorella Spalvieri
07/03/2023	Contact - Document Received- <i>AFC Licensing Division Incident/Accident Reports</i>
07/11/2023	Inspection Completed On-site with staff members Taylor Murray, Sam Lane, Doug Schroeder
08/18/2023	Contact-Telephone call received-from Saheed Sarumi
08/18/2023	Exit Conference with licensee designee Felicia Evans

ALLEGATION: Direct care staff member Saheed Sarumi hit Resident A in the upper body area.

INVESTIGATION:

On 6/30/2023, I received this complaint through the Bureau of Community and Health Systems (BCHS) online complaint system. This complaint alleged staff member Saheed Sarumi hit Resident A in the upper body area.

On 6/30/2023, I conducted an interview with RRO Michele Schiebel who stated she had also conducted an investigation regarding this allegation and found substantial evidence to support the allegation. Michele Schiebel stated although direct care staff member Saheed Sarumi denied hitting Resident A, there is a video recording of the incident from the facility’s camera that recorded Saheed Sarumi physically assaulting Resident A in the face after Resident A hit Saheed Sarumi. Michele Schiebel further stated direct care

staff member Taylor Murray witnessed the incident and confirmed Saheed Sarumi hit Resident A.

On 6/30/2023 I reviewed email correspondence from administrator Fiorella Spalvieri dated 6/28/2023 which stated that on 6/26/2023 in “responding to an agitated resident it appears that a staff member reached out towards the resident with his hand however the staff member denies making physical contact with the resident with his hand and stated he had no intention of harming the resident.” Fiorella Spalvieri stated the incident was recorded on the facility’s camera however it is unclear if the staff member actually made physical contact with the resident based on the video footage. Fiorella Spalvieri stated although Saheed Sarumi stated he only reached out his hand to direct the resident to stop, Saheed Sarumi was suspended from working with residents pending investigation.

On 7/3/2023, I reviewed *AFC Licensing Division Incident/Accident Report* dated 6/26/2023 written by staff member Amy Thill. According to this report, Resident A became agitated and while exiting towards the south side of the facility, he noticed staff member Saheed Sarumi in the kitchen window of the north side of the facility where Resident A reached through the window to hit/slap/pull at Saheed Sarumi. The report stated Saheed Sarumi hit Resident A back however Amy Thill did not observe if contact was made with the resident.

I also reviewed *AFC Licensing Division Incident/Accident Report* dated 6/26/2023 written by staff member Danielle Griffen. This report stated that Resident A was trying to “swat” at Saheed Sarumi through the window and staff member Taylor Murray reported that Saheed Sarumi “swatted back at him.” The report stated Danielle Griffen reviewed the video camera footage, and it appeared that Saheed Sarumi did swing at the resident however not sure if Saheed Sarumi “connected the hit.”

On 7/11/2023, I conducted an onsite investigation at the facility with staff members Taylor Murray, Sam Lane, and Doug Schroeder. Taylor Murray stated on 6/26/2023, Resident A became physically aggressive towards direct care staff members in the home and put his hand through the kitchen window in an attempt to hit Saheed Sarumi. Taylor Murray stated she then saw Saheed Sarumi and Resident A hitting each other with their hands through the kitchen window which resulted in Resident A holding his face screaming “you let Saheed hit me.” Taylor Murray stated she did not observe Resident A to have any injury however observed him holding the side of his face. Taylor Murray stated she immediately contacted her supervisor and after her supervisor watched the video camera it showed that Saheed Sarumi did hit Resident A, therefore Saheed Sarumi was asked to leave the facility until further notice and was eventually his employment was terminated. Taylor Murray stated no other residents witnessed the incident.

Direct care staff member Sam Lane stated she heard of the incident involving Saheed Sarumi hitting Resident A however was not present for the incident. Sam Lane further

stated she has never witnessed Saheed Sarumi be inappropriate or mistreat any of the residents in the facility.

Direct care staff member Doug Schroeder stated it was reported to him that Saheed Sarumi hit Resident A after Resident A hit him and the incident was recorded on the facility's video camera. Doug Schroeder stated he believes Saheed Sarumi is a good staff member however made a poor decision by swinging his hand back through the window after being hit by Resident A through the window. Doug Schroeder stated after Recipient Rights Office found substantial findings in their investigation of the incident, Saheed Sarumi's employment was terminated.

While at the facility, I reviewed the facility's video footage of the incident from two different angles involving staff member Saheed Sarumi and Resident A. According to my observation of the facility video footage, it showed Resident A swinging his hands through the indoor kitchen window to hit Saheed Sarumi and Saheed Sarumi swinging back through the kitchen window hitting Resident A. It should be noted, I was not able to determine the description of the hitting from the video footage such as if the staff member used a closed hand or open hand when swinging his hands through the kitchen window to hit Resident A. I was also not able to tell where exactly contact was made from the hit, the force of the hit and or if any injury was sustained from the hit.

On 8/18/2023, I conducted an interview with Resident A who stated that he "attacked" Saheed Sarumi and Saheed Sarumi "attacked" him back by hitting him in the face. Resident A stated he did not sustain injury from the hit. Resident A stated the other residents were not present however he believes another staff member witnessed the incident. Resident A stated he has never been hit by a staff member before and he has not worked with Saheed Sarumi since the incident. It should be noted Resident A was not observed to have any injury after the alleged incident.

On 8/18/2023, I conducted an interview with Saheed Sarumi who stated that he was hit in the chest by Resident A while he was standing at the kitchen window. Saheed Sarumi stated he tried to redirect Resident A by raising his hand to tell Resident A to stop. Saheed Sarumi denies hitting or trying to hit Resident A and stated he was terminated because the facility's video camera showed that he hit Resident A according to his supervisor.

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:	Based on my investigation which included interviews with direct care staff members Taylor Murray, Sam Lane, Doug Schroeder, and Saheed Sarumi, administrator Fiorella Spalvieri, RRO Michele Schiebel, Resident A, and review of incident reports there is evidence direct care staff member Saheed Sarumi hit Resident A by swatting at him through a kitchen window. Resident A stated that he attacked Saheed Sarumi and Saheed Sarumi attacked him back by hitting him in the face. Taylor Murray witnessed this incident and also stated she observed Saheed Sarumi hit Resident A in the face at which time Resident A also stated to her that Saheed Sarumi hit him in the face. I observed the facility's video footage recording of the incident from two separate camera angles which showed that Saheed Sarumi hit Resident A after Resident A hit him. Resident A was mistreated by direct care staff member Saheed Sarumi who has since been terminated from working in this facility.
CONCLUSION:	VIOLATION ESTABLISHED

On 8/18/2023, I conducted an exit conference with licensee designee Felicia Evans. I informed Felicia Evans of my findings and allowed her an opportunity to make comments or ask questions.

IV. RECOMMENDATION

Upon an acceptable corrective action plan, I recommend the current license status remain unchanged.



Ondrea Johnson
Licensing Consultant

08/18/2023

Date

Approved By:



08/22/2023

Dawn N. Timm
Area Manager

Date