



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
ACTING DIRECTOR

October 6, 2023

Jinesh Chheda
Varishy Senior Living, LLC.
1527 John R Rd
Rochester Hills, MI 48307

RE: License #: AS630391506
Investigation #: 2023A0611030
Varishy Senior Living

Dear Mr. Chheda:

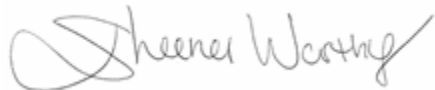
Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan is required. The corrective action plan is due 15 days from the date of this letter and must include the following:

- 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 cursive script that reads "Sheena Worthy". The signature is written in a light grey or blue ink.

Sheena Worthy, Licensing Consultant
Bureau of Community and Health Systems
Cadillac Place
3026 W. Grand Blvd, Suite 9-100
Detroit, MI 48202

enclosure

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

I. IDENTIFYING INFORMATION

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|---------------------------------------|---|
| License #: | AS630391506 |
| Investigation #: | 2023A0611030 |
| Complaint Receipt Date: | 09/05/2023 |
| Investigation Initiation Date: | 09/05/2023 |
| Report Due Date: | 11/04/2023 |
| Licensee Name: | Varishy Senior Living, LLC. |
| Licensee Address: | 1527 John R Rd Rochester Hills, MI 48307 |
| Licensee Telephone #: | (248) 688-6617 |
| Administrator: | Jinesh Chheda |
| Licensee Designee: | Jinesh Chheda |
| Name of Facility: | Varishy Senior Living |
| Facility Address: | 1527 John R Rd Rochester Hills, MI 48307 |
| Facility Telephone #: | (248) 688-6617 |
| Original Issuance Date: | 02/12/2019 |
| License Status: | REGULAR |
| Effective Date: | 08/12/2023 |
| Expiration Date: | 08/11/2025 |
| Capacity: | 6 |
| Program Type: | PHYSICALLY HANDICAPPED AGED TRAUMATICALLY BRAIN INJURED ALZHEIMERS |

II. ALLEGATION(S)

| | Violation Established? |
|--|-----------------------------------|
| The group home has continued to provide Resident B with normal meals that have not been pureed. Resident B has had no known issues, but is at risk of choking, or food going into her lungs, which could cause pneumonia or death. | No |
| Additional Findings | Yes |

III. METHODOLOGY

| | |
|------------|---|
| 09/05/2023 | Special Investigation Intake 2023A0611030 |
| 09/05/2023 | APS Referral An Adult Protective Services (APS) referral was made. |
| 09/05/2023 | Special Investigation Initiated – Telephone A voice message was left for the reporting source requesting a call back. |
| 09/14/2023 | Inspection Completed On-site I completed an unannounced onsite. I interviewed staff member, Latifah Mann, staff member Courtney Chance, and I observed Resident B sitting in the living room eating lunch. |
| 09/20/2023 | Contact - Telephone call made I left a voice message for Nurse Shannon from Compassus hospice requesting a call back. |
| 09/20/2023 | Contact - Telephone call received I received a return phone call from Nurse Shannon. The allegations were discussed. |
| 09/20/2023 | Contact - Telephone call made I made a telephone call to Resident B's daughter. The allegations were discussed. |
| 09/22/2023 | Contact - Telephone call made A voice message was left for Nurse Shannon requesting a copy of the doctor's order. |

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| 09/26/2023 | Contact - Telephone call received I received a return phone call from the reporting source. The allegations were discussed. |
| 09/26/2023 | Contact - Telephone call made I made a telephone call to Nurse Shannon regarding a copy of the doctor's order and a fax confirmation page confirming that the doctor's order was sent to the AFC group home. Nurse Shannon stated she will send a copy of the requested documents to me. |
| 09/26/2023 | Contact - Telephone call made I contacted Compassus Hospice and requested a copy of the doctor's order regarding Resident B's pureed diet. The receptionist took a message and stated someone will contact me. |
| 09/28/2023 | Contact - Telephone call made I made a telephone call to Nurse Shannon. Nurse Shannon stated she will contact the office again and ask someone to send me a copy of the doctor's order and a fax confirmation page to confirm the order was sent to the AFC group home. |
| 09/28/2023 | Contact - Telephone call made I contacted Compassus Hospice and requested a copy of the doctor's order regarding Resident B's pureed diet. Another message was taken by the receptionist and; I was informed someone will call me back. |
| 09/28/2023 | Contact - Document Received On 09/28/23, I received a copy of the doctor's order regarding Resident B's pureed diet from Nurse Shannon. On 09/29/23, I received a second copy of the same order from the Hospice Director of Clinical Services, Melissa Bryan. |
| 09/29/2023 | Contact - Telephone call made I made a telephone call to the Hospice Director of Clinical Services, Melissa Bryan and inquired about the fax confirmation page to confirm a copy of the doctor's order was sent to the AFC group home. Ms. Bryan stated when she returns to the office today she will provide the requested document. |
| 10/02/2023 | Contact - Telephone call made I attempted to contact Melissa Bryan however; there was no answer. |

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| 10/02/2023 | Contact - Telephone call made I made a telephone call to Nurse Shannon. Nurse Shannon confirmed that she did not directly fax a copy of Resident B's doctor's order to the AFC group home as it was done by someone in her office. I informed Nurse Shannon that a fax confirmation page has not been provided by her office. |
| 10/03/2023 | Contact - Telephone call made I left a voice message for the home manager, Star Dorsey requesting a call back. |
| 10/03/2023 | Contact - Telephone call made I made a telephone call to the licensee designee, Jinesh Chheda. The allegations were discussed. |
| 10/03/2023 | Contact – Telephone call made I made a telephone call to the Administrator, Mitesh Patel. The allegations were discussed. |
| 10/03/2023 | Contact – Telephone call made I left a voice message for the Adult Protective Services worker, Sara Peoples inquiring about the outcome of her investigation. |
| 10/03/2023 | Contact – Telephone call received I received a return phone call from the home manager, Star Dorsey. The allegations were discussed. |
| 10/03/2023 | Exit Conference I completed an exit conference with the licensee designee, Jinesh Chheda via voice mail. Mr. Chheda was informed of the outcome of my investigation. |

ALLEGATION:

The group home has continued to provide Resident B with normal meals that have not been pureed. Resident B has had no known issues, but is at risk of choking, or food going into her lungs, which could cause pneumonia or death.

INVESTIGATION:

On 09/05/23, a complaint was received and assigned for investigation alleging that Resident B has dementia and is on hospice care. Resident B has aphasia, which affects her swallowing ability. Resident B doctor ordered that all of her meals be pureed as of 08/07/2023. The group home has continued to provide Resident B with normal meals

that have not been pureed. Resident B has had no known issues, but is at risk of choking, or food going into her lungs, which could cause pneumonia or death.

On 09/14/23, I completed an unannounced onsite. I interviewed staff member, Latifah Mann, staff member Courtney Chance, and I observed Resident B sitting in the living room eating lunch.

On 09/14/23, I interviewed staff member, Latifah Mann. Ms. Mann stated she normally doesn't work this shift as she usually works the afternoon shift. Ms. Mann stated when Resident B was discharged from the hospital she was placed on hospice, and it was recommended for her food to be pureed. Ms. Mann stated she does not know why Resident B was placed in hospice or why changes were made to her diet. Ms. Mann stated Resident B's daughter created a pureed menu for Resident B when she returned to the AFC group home from the hospital. Resident B's daughter also provide the AFC group home with meals that were already pureed for Resident B. The staff fed Resident B the pureed food. Ms. Mann stated when the AFC group home ran out of the pureed food about three weeks later, they started feeding Resident B regular food. Ms. Mann stated when Resident B's daughter visited the home and saw the staff were feeding Resident B regular food, she took the pureed menu off the refrigerator.

Ms. Mann contacted staff member Courtney Chance to provide more information. Ms. Chance advised that the AFC group home has not received an order from a doctor stating Resident B's food has to be pureed. An Adult Protective Services worker came to the home on Friday before the holiday. Ms. Chance informed the Adult Protective Services worker that Nurse Shannon from hospice was informed that an order was needed. Ms. Chance stated the AFC group home was informed by their licensing consultant, that staff had to take classes to be properly trained on how to puree food.

Ms. Chance stated Resident B was transported to the emergency room for a UTI. The ER doctor recommended Resident B's food to be pureed. Resident B's daughter informed Ms. Chance that the doctor wrote in the discharge paperwork that Resident B's food should be pureed. Ms. Chance informed Resident B's daughter that the discharge paperwork is not considered a doctor's order. Ms. Chance provided Nurse Shannon with the fax number to the AFC group home and a fax number to the home manager to send a doctor's order. Resident B's daughter never gave the AFC group home a copy of the discharge paperwork.

Ms. Chance stated Resident B has lived at the AFC group home for four years and she never had a choking problem, and she was always fed a regular diet. Resident B's daughter is moving Resident B out of the AFC group home on 09/18/23.

I observed Ms. Mann feeding Resident B lunch. Resident B was eating a grill cheese sandwich and potato salad. I also observed Ms. Mann put a piece of bread in Resident B's hand and she fed herself. I attempted to engage Resident B but she would not respond.

On 09/20/23, I made a telephone call to Resident B's daughter. Regarding the allegations, Resident B was moved into a new AFC group home called Sun valley Senior Living due to the former AFC group home not pureeing her food. Resident B's daughter stated prior to moving Resident B, she went to the AFC group home last week and saw her mom in the living room chewing. The staff stated that Resident B was given chicken nuggets and mac-n-cheese for lunch. Resident B's daughter could not get the rest of the food out of Resident B's mouth because she would not open her mouth. Ms. Chance advised Resident B's daughter to lean her back in a chair and close her nose which will force Resident B's mouth open. Resident B's daughter did not agree to do that.

Resident B's daughter has been supplying the AFC group home with pureed food since June when Resident B was discharged from the hospital. Resident B's discharge paperwork stated her food should be pureed. Nurse Shannon from hospice faxed a letter to the AFC group home regarding pureeing Resident B's food. Resident B's daughter does not know if the letter was an actual order from a doctor. Resident B's daughter stated the AFC group home had a copy of the discharge paperwork.

On 09/20/23, I received a return phone call from Nurse Shannon Harrison from Compassus hospice. Regarding the allegations, Nurse Shannon stated she faxed a doctor's order regarding pureeing Resident B's food to the AFC group home two separate times. Nurse Shannon stated one of the faxes were sent to the AFC group home on 08/07/23. A few days later, Ms. Chance confirmed with Nurse Shannon that she received the doctor's order. Nurse Shannon stated the AFC group home was still not pureeing Resident B's food. Nurse Shannon asked Ms. Chance why Resident B's food was not pureed, and her response was that Resident B is able to feed herself and doesn't have any problems. Nurse Shannon stated Ms. Chance would be very short with her and would also walk away from her. Nurse Shannon has witnessed Ms. Chance speak rudely to Resident B's daughter on more than one occasion.

Nurse Shannon stated she contacted the owner of the home Mitesh and informed him that Resident B is ordered to have a pureed diet and a 1:1 feed. Nurse Shannon stated Mitesh did not acknowledge the information she provided to him but instead he stated he was going to increase Resident B's rate as she now requires more care by being in hospice. Resident B has been in hospice since she was discharged from the hospital on 06/29/23. The staff have continued to feed Resident B regular food since her discharge from the hospital. The staff will feed Resident B sandwiches or other foods that she cannot chew. Nurse Shannon was visiting the home once a week and her aid would visit the home once a week. A social worker would visit the home once every other week. Nurse Shannon stated she will email me a copy of the doctor's order.

On 09/26/23, I received a return phone call from the reporting source. The reporting source confirmed that Resident B's food was expected to be pureed per a doctor's order. The reporting source does not know the date of the doctor's order. The reporting source stated the staff would voluntarily tell her that they were feeding Resident B a

regular diet such as; a grill cheese sandwich and crackers. The reporting source would remind the staff that Resident B is ordered to be on a pureed diet. The staff would respond by saying Resident B is doing fine the way she is. The reporting source does not remember the names of the staff members.

On 09/28/23, I received a copy of Resident B's doctor order. According to the doctor order, it was ordered on 08/07/23 for Resident B to have a pureed diet due to having Dysphagia. The order was signed by Dr. Saleh on 08/22/23. There is no indication that this order was provided to the AFC group home.

On 10/03/23, I made a telephone call to the licensee designee, Jinesh Chheda. Regarding the allegations, Mr. Chheda stated Resident B was doing fine at the AFC group home however; the doctor placed her in hospice due to her age. Resident B's daughter decided to move Resident B into a specialized hospice home. Mr. Chheda stated the staff are capable of preparing pureed meals as they have done so in the past for other residents. Mr. Chheda stated Resident B's daughter never mentioned a doctor's order pertaining to Resident B being on a pureed diet. Mr. Chheda stated he will have to check with the home manager, Star Dorsey to confirm that the AFC group home never received a doctor's order regarding a pureed diet for Resident B.

On 10/03/23, I made a telephone call to the administrator, Mitesh Patel. Regarding the allegations, Mr. Patel stated he was informed that when Resident B was discharged from the hospital in June, it was recommended for her diet to be pureed. Mr. Patel stated Nurse Shannon was informed that the AFC group home will need a doctor's order before they can change Resident B's diet. Mr. Patel also explained to Resident B's daughter that a doctor's order is required before her diet can be changed. Mr. Patel stated the AFC group home never received a doctor's order regarding Resident B requiring a pureed diet.

Mr. Patel stated Resident B's daughter insisted on feeding Resident B a pureed diet. Therefore, Resident B's daughter provided pureed meals to the home for Resident B. The home put a sign on the refrigerator stating the pureed meals were for Resident B. Mr. Patel stated during the AFC group home renewal, they were informed by their licensing consultant that they cannot provide pureed meals without a doctor's order and; the staff have to be trained on how to prepare pureed meals. As a result, Resident B was being fed a regular diet again. Mr. Patel stated Nurse Shannon was asked again to provide a doctor's order for a pureed diet for Resident B. Mr. Patel stated when Nurse Shannon would visit the home every week, the staff would ask for a doctor's order. Mr. Patel stated the reason Resident B was moved out of the AFC group home was due to the constant debate with Resident B's daughter regarding Resident B's diet.

On 10/03/23, I received a return phone call from the home manager, Star Dorsey. Regarding the allegations, Ms. Dorsey stated Nurse Shannon never provided a copy of a doctor's order regarding a pureed diet for Resident B. Nurse Shannon was provided with the AFC group home fax number to send a copy of the doctor's order. Nurse Shannon visited the AFC group home once a week and never provided a doctor's order

during her visits. Ms. Dorsey stated she explained to Resident B's daughter that her staff is not trained to provide a pureed diet and; she could provide pureed meals for Resident B if she wanted to. Ms. Dorsey stated the home has provided thickened liquids for a resident, but they have never pureed food for a resident before. Ms. Dorsey reiterated that she knows for certain that a doctor's order was not received for Resident B because this issue was discussed during the renewal for the AFC group home with the licensing consultant.

| APPLICABLE RULE | |
|------------------------|---|
| R 400.14313 | Resident nutrition. |
| | (3) Special diets shall be prescribed only by a physician. A resident who has been prescribed a special diet shall be provided such a diet. |
| ANALYSIS: | Based on my findings and information gathered, there is not sufficient information to confirm the allegations. The home manager Star Dorsey, staff member, Courtney Chance, and the administrator Mitesh Patel all confirmed that the AFC group home never received a doctor's order for Resident B regarding a pureed diet. On 09/28/23, following several requests to receive a copy of the doctor's order and confirmation that it was faxed to the AFC group home, I received a copy of the doctor's order for Resident B to receive a pureed diet. However, I never received a fax confirmation that the doctor's order was sent to the AFC group home. Nurse Shannon confirmed that she did not fax the doctor's order to the AFC group home but, she believes someone in her office did. |
| CONCLUSION: | VIOLATION NOT ESTABLISHED |

ADDITIONAL FINDINGS:

INVESTIGATION:

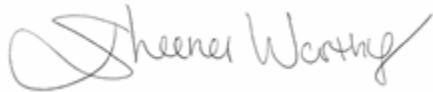
On 09/14/23, during my onsite, I went into the kitchen and saw there was no menu posted. Ms. Mann did not know what happened to the menu.

On 10/03/23, I completed an exit conference with the licensee designee, Jinesh Chheda via voice mail. Mr. Chheda was informed that the AFC group home will be cited regarding not having a menu posted. Mr. Chheda was advised that a corrective action plan will be required.

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| R 400.14313 | Resident nutrition. |
| | (4) Menus of regular diets shall be written at least 1 week in advance and posted. Any change or substitution shall be noted and considered as part of the original menu. |
| ANALYSIS: | During my onsite, there was no menu posted for any of the residents in the AFC group home. |
| CONCLUSION: | VIOLATION ESTABLISHED |

IV. RECOMMENDATION


Contingent upon receipt of an acceptable corrective action plan, I recommend no change in the license status.



Sheena Worthy
Licensing Consultant

10/03/23
Date

Approved By:



10/06/2023

Denise Y. Nunn
Area Manager

Date