



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
ACTING DIRECTOR

December 20, 2023

Paula Barnes
Central State Community Services, Inc.
Suite 201
2603 W Wackerly Rd
Midland, MI 48640

RE: License #: AS500404109
Investigation #: 2024A0990003
Brandenburg

Dear Ms. Barnes:

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.
- Indicate how continuing compliance will be maintained once compliance is achieved.
- Be signed and dated.

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.

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 "L. Reed".

LaShonda Reed, Licensing Consultant
Bureau of Community and Health Systems
Cadillac Place, Ste 9-100
Detroit, MI 48202
(586) 676-2877

enclosure

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

**THIS REPORT CONTAINS QUOTED PROFANITY AND SEXUALLY EXPLICIT
LANGUAGE**

I. IDENTIFYING INFORMATION

License #:	AS500404109
Investigation #:	2024A0990003
Complaint Receipt Date:	10/31/2023
Investigation Initiation Date:	10/31/2023
Report Due Date:	12/30/2023
Licensee Name:	Central State Community Services, Inc.
Licensee Address:	Suite 201 - 2603 W Wackerly Rd Midland, MI 48640
Licensee Telephone #:	(989) 631-6691
Administrator:	Paula Barnes
Licensee Designee:	Paula Barnes
Name of Facility:	Brandenburg
Facility Address:	50351 Jefferson Chesterfield, MI 48047
Facility Telephone #:	(586) 273-7015
Original Issuance Date:	01/19/2021
License Status:	REGULAR
Effective Date:	07/19/2023
Expiration Date:	07/18/2025
Capacity:	6
Program Type:	PHYSICALLY HANDICAPPED DEVELOPMENTALLY DISABLED MENTALLY ILL

II. ALLEGATION(S)

	Violation Established?
Resident A was made to perform fellatio on Resident B and staff were unaware.	Yes

III. METHODOLOGY

10/31/2023	Special Investigation Intake 2024A0990003
10/31/2023	APS Referral Adult Protective Services (APS) complaint denied at intake.
10/31/2023	Special Investigation Initiated - Letter I emailed Jamilla Banister, program manager requesting a copy of the emergency discharge notice for Resident B that was initially sent via email on 10/26/2023 (read on 10/31/2023).
11/03/2023	Contact - Face to Face I conducted an unannounced onsite investigation. I interviewed home manager Jessica Davis, direct care staff Quinshana Wilson. A new staff person was in training and present named Richard Barnette. Resident A was not present. I requested several documents. Documents were received 11/27/2023 via email.
11/27/2023	Contact - Telephone call made I conducted a phone interview with Carrie Styers, from Training and Treatment Innovations.
11/28/2023	Contact - Telephone call made I left a detailed message with Chesterfield Police Department.
11/30/2023	Contact - Telephone call made I left a detailed message with Detective Walsh.
11/30/2023	Contact - Face to Face I conducted an interview with Resident A.
12/07/2023	Contact - Telephone call made I left a detailed message with Detective Walsh.

12/07/2023	Contact - Telephone call made I conducted a phone interview with Brittany Scruggs, Resident B's case manager. I requested documents that were reviewed.
12/08/2023	Contact - Telephone call received I conducted a phone interview with Detective Walsh.
12/14/2023	Contact – Telephone call made I conducted a phone interview with Relative B1.
12/14/2023	Contact – Telephone call made I conducted an interview with Amy McQueen, licensed therapist from Hope Network for Resident B.
12/00/2023	Exit conference I conducted an exit conference with Paula Barnes, licensee designee.

ALLEGATION:

Resident A was made to perform fellatio on Resident B and staff were unaware.

INVESTIGATION:

On 10/31/2023, I received the complaint via email. In addition to the above allegation, it was reported that Resident A is a 51-year-old male and is diagnosed with bipolar disorder and intellectual disability. Resident A shares a bedroom with Resident B. For the past couple of days Resident B has been making Resident A perform fellatio on him. It was reported that the staff were unaware of this until yesterday. Resident B was removed from the home yesterday due to another incident and is not allowed to return to the home.

On 11/03/2023, I conducted an unannounced onsite investigation. I interviewed home manager Jessica Davis. Resident A was not present. Ms. Davis has been the manager for about two years.

Ms. Davis said that on 10/25/2023, Resident B had a manic episode in which, he tried to physically attack her. Resident B threw a dining room chair at her and charged at her with his fist as if he was going to punch her. Ms. Davis said that Resident B was angry at her because the day prior, she took him to visit his case manager Brittany Scruggs to discuss his poor diet and his refusal to attend workshop. Ms. Davis said that on the day of the attack, she called 911 and Resident B was transported to McLaren Hospital. Ms. Davis said that Resident B was discharged from McLaren Hospital on 10/27/2023 and is now at Stonecrest Psychiatric Hospital.

Ms. Davis said that Resident B was issued an emergency discharge notice due to that incident. Resident B has had violent outbursts prior to this. Ms. Davis said that the sexual abuse disclosure occurred on 10/26/2023, the following day after Resident B's aggressive episode. Ms. Davis said that Resident A overheard staff talking about Resident B's discharge from the home because he was sitting at the dining room table. Resident A began to cry and said that he was happy that Resident B was not coming back to the home. Resident A then disclosed that Resident B made him perform fellatio on him twice. Ms. Davis said that prior to Resident A's disclosure on 10/26/2023, there was no indication of inappropriate sexual contact between the two residents. Ms. Davis described that Resident B was higher functioning and management has had discussions with Resident B's case manager about the home not being the appropriate placement for him. Ms. Davis spoke with Resident B's case manager Brittany Scruggs in the past about moving him out of the home. One issue is that Resident B does not have guardian but has family support. Ms. Davis said that Resident B is higher functioning and threatens to call Recipient Rights for minor issues. Resident B is noncompliant with attending workshop and had aggressive outbursts in the past. Resident B does not take medication. Ms. Davis expressed her displeasure with Resident B's services. Ms. Davis said that there are five residents in the home and only Resident A and Resident B are verbal.

Ms. Davis said that the Detective Walsh is assigned to the investigation from Chesterfield Police Department, and they are in the process of scheduling a Care House interview for Resident A due to his developmental disabilities.

On 11/03/2023, I interviewed direct care staff Quinshana Wilson. Ms. Wilson said she was present on 10/26/2023 when Resident A disclosed the sexual abuse. Ms. Wilson and Ms. Davis were informing Resident A that Resident B was not returning to the home because they were roommates and thought to be close friends. Ms. Wilson said that Resident A began to cry and then said that he did not want Resident B to come back to the home. When Resident A was asked why, he then disclosed that Resident B made him perform fellatio on him two times. Ms. Wilson said after the disclosure, an incident report was written, and the police were called. When the police interviewed Resident A, he told the officers that Resident B ejaculated into his mouth two different times. According to Ms. Wilson, Resident A said that this happened twice at night and Resident B would not allow Resident A to leave their bedroom. Resident A told the officers that he had to urinate one of the nights that Resident B trapped him in their room. Resident B told him that he could not leave and told him to urinate in a bottle. Ms. Wilson recalls finding a bottle of urine in their bedroom recently. She asked Resident A at that time why he had done this; he began to cry but did not disclose the sexual abuse. Ms. Wilson said it was concerning behavior because Resident A had never done this before. Resident A does have accidents at times and urinates in his bed. Ms. Wilson said that when she talked to Residents A about urinating in the bottle, he seemed to be very embarrassed about it. Ms. Wilson said that Resident B has been in multiple placements prior to this home.

Ms. Wilson and Ms. Davis both said that Resident A and Resident B were friends and roommates. They often times sat in the living room area watching television together. Ms. Davis said that Resident B does not attend workshop most days and they noticed that Resident A would not go to workshop to stay home with Resident B. Ms. Wilson said that Resident A would also buy Resident B food with his money.

On 11/27/2023, I conducted a phone interview with Carrie Styers, from Training and Treatment Innovations. Ms. Styers is Resident A's case manager. Ms. Styers is aware of the allegations. Ms. Styers said that she does not know how long the abuse had been happening. Her only recent concern prior to this sexual abuse disclosure was that Resident A told the staff that Resident B locked him inside of their bedroom.

On 11/30/2023, I conducted an interview with Resident A privately. Resident A said, Resident B "made me suck his dick". Resident A said that he is not aware if Resident B had done this to other residents. Resident A said that he told staff about it after Resident B moved out of the home. Resident A said, Resident B "told me to piss in the bottle" because "he did not want me to leave the bedroom". Resident A said that the sexual encounter happened twice, and he was forced to do this and did not want to. Resident A said that he now feels safe in the home.

On 12/07/2023, I conducted a phone interview with Brittany Scruggs, Resident B's case manager. Ms. Scruggs said that Resident B will be released from Stonecrest Psychiatric hospital today, but he does not have an adult foster care placement due to the recent sexual abuse allegations. No other homes will accept him. Ms. Scruggs said that Resident B will be discharged to Riverfront End Motel until placement is found. Resident B will not have supervision while at the motel. Ms. Scruggs said that there was an emergency guardianship hearing and Heitmanis Public guardian will be granted guardianship of Resident B.

Ms. Scruggs said that she was informed on 12/4/2023, by Detective Walsh that Resident B will be charged with sexual assault against Resident A. The charges were sent to the District Attorney's office and is in review. Ms. Scruggs said that she has interviewed Resident B and he said that the sexual acts were consensual. Ms. Scruggs said that prior to this recent disclosure, she was informed by the home manager Ms. Davis during a visit at her office on 9/13/2023, she observed while entering their bedroom that Resident A had a white substance all over his face that looked like semen. Ms. Scruggs said that Ms. Davis asked what was on his face and Resident B told her that he masturbated and ejaculated on Resident A's face. Ms. Scruggs said that she immediately informed Resident B's therapist of this information and documented this in her notes. Ms. Scruggs agreed to send verification of this information. Ms. Scruggs said that Resident B and Ms. Davis said that it was consensual. Ms. Scruggs said that 30 days later, Resident A disclosed this again after Resident B has an episode. Ms. Scruggs said that there is no history of sexual aggressive behaviors from Resident B. Resident B has contact with his biological father and him biological mother and her wife who are involved. Ms. Scruggs said that there is a history of Resident B

having physical aggressive episodes with his family specifically, Relative B1 which is, his stepmother/mother's wife. Ms. Scruggs said that there is a referral for placement for Resident B but the discharge plan initially from the hospital she thought would be to jail.

On 12/07/2023, I reviewed documents that were emailed from Ms. Scruggs. I reviewed a progress note dated 09/13/2023 at 12:30PM that Ms. Scruggs met with Resident B and Ms. Davis in her office. During this meeting Ms. Davis brought to her attention that Resident B told her that he was "squirting stuff" on Resident A's face. Initially, Resident B denied that this occurred but then later disclosed this to his therapist. Ms. Scruggs asked Ms. Davis to complete an incident report and to report future incidents. I reviewed an email from therapist Amy McQueen to Ms. Scruggs dated 10/04/2023, that Ms. McQueen talked to Resident B about the sexual incident during a session and was sorry that it happened. I observed Ms. Scruggs' reply to Ms. McQueen as follows: "Jeez, yeah I literally am unable to place him because he isn't facing eviction, and he is approved for specialized residential and there are few that have openings or that would even accept him due to the behaviors while being in this home."

On 12/08/2023, I conducted a phone interview with Detective Walsh. Detective Walsh said that the charges were sent up to the Macomb County Prosecutors Office on 11/9/2023. The charges are Criminal Sexual Conduct Third degree. A warrant has not been issued and Detective Walsh will follow-up. Detective Walsh conducted a phone interview with Resident B, and he denied the allegations. Detective Walsh said that he admitted that he did it to his therapist.

On 12/13/2023, I reviewed Resident A and Resident B's resident record. I reviewed two incident reports for Resident B. I reviewed the incident report regarding the sexual abuse disclosure dated 10/26/2023. I reviewed Resident A and Resident B's Individual Plan of Service (IPOS) and there was no documentation of history of inappropriate sexual behaviors. Resident A is diagnosed with developmental delay, autism disorder, mood disorder and schizophrenia.

On 12/14/2023, I conducted a phone interview with Relative B1. I initially called to speak with Relative B (Resident A's biological mother) but Relative B1 said that she would rather speak on her wife's behalf. Relative B1 said that she was aware of the allegations and that she was also told that Resident B was locking Resident A in their bedroom and making him urinate in a bottle. Relative B1 said that Ms. Scruggs informed her of this. Relative B1 said that Resident B does not have prior sexual deviant behaviors. Relative B1 said that Resident B was a victim of sexual abuse when he was incarcerated some years ago and caught mononucleosis. Relative B1 said that Resident B has a long history of physical aggressive behavior towards her and her wife. He has been convicted of domestic violence three times against her. Relative B1 said they filed for an emergency guardianship that was granted last Thursday. Resident B now has a public guardian. Relative B1 said that they cannot be his guardian due to his violent behavior towards them and they have a young child at home to protect as well. Resident B was released from Stonecrest Psychiatric and stayed in a hotel one night unsupervised until the guardianship was granted. Resident B is now back at McLaren

Hospital until a placement is found. Resident B is not capable of living alone and when he was discharged from Stonecrest Psychiatric Hospital with medications and insulin, he did not know how to administer his own medications. Relative B1 said that she had to assist him with his medication administration for that one day.

Relative B1 said that Brandenburg was not an appropriate placement for Resident B. Relative B1 and Relative B advocated to his case manager Ms. Scruggs to have Resident B moved to a different setting, to no avail. Relative B1 has spoken to many supervisors at Hope Network and he was never moved to a more appropriate setting. Relative B1 said that Brandenburg was “too calm” for him, and he was aggressive towards the staff in the home. Relative B1 said that she does not believe the sexual abuse incident occurred and Resident B denied it to her.

On 12/14/2023, I conducted an interview with Amy McQueen, licensed therapist from Hope Network for Resident B. Ms. McQueen has been Resident B’s therapist for one year. Ms. McQueen said that she is leaving the agency therefore, Resident B will be assigned a new therapist soon. Ms. McQueen became aware that Resident B was masturbating and ejaculating on Resident A. Resident B’s last therapy session with her was held on 9/20/2023. Due to his limited cognitive abilities, Ms. McQueen discussed with Resident B that if he chooses to masturbate it should be done in private and he should not touch others while doing this. Ms. McQueen said that Resident B did not say if the incident was consensual or not. There is no documented history of inappropriate sexual behavior. There is documented physical aggression in which Resident B has assaulted several other housemates in prior placements.

On 12/14/2023, I conducted an exit conference with Paula Barnes, licensee designee. Ms. Barnes was informed that Ms. Davis became aware of inappropriate sexual conduct between Resident A and Resident B in September 2023 when reported to Ms. Scruggs. Ms. Barnes agreed that this should have been addressed sooner if staff were aware. Ms. Barnes agreed to send a corrective action plan.

APPLICABLE RULE	
R 400.14305	Resident protection.
	(3) A resident shall be treated with dignity and his or her personal needs, including protection and safety, shall be attended to at all times in accordance with the provisions of the act.
ANALYSIS:	Based on the investigation there is sufficient evidence to support that Resident A was not protected by staff and was a victim of sexual abuse by his roommate Resident B. Resident A admitted that Resident B made him perform fellatio on him twice and locked him inside of their bedroom in which he had to urinate in a bottle. Resident A is diagnosed with developmental delay and mental health issues and requires specialized care.

	<p>Ms. Davis, the home manager did not become aware of the sexual inappropriate behavior until Resident A's disclosure on 10/26/2023. This disclosure occurred after Resident A was told that Resident B was not returning to the home due to a violent episode with her.</p> <p>According to Resident B's case manager Brittany Scruggs, she was told by Ms. Davis on 9/13/2023, that she observed Resident A with semen on his face. Ms. Davis told Ms. Scruggs that Resident B ejaculated on Resident A's face. Resident B does not have a documented history of inappropriate sexual conduct in his file however, he does have a long history of physical violence towards others. Resident B has pending criminal charges in Macomb County and is currently hospitalized.</p> <p>Furthermore, Ms. Scruggs informed Resident B's therapist Ms. McQueen that Resident B ejaculated on Resident A's face on 09/13/2023. Ms. McQueen confirmed having this conversation with Ms. Scruggs. I observed an email chain between Ms. McQueen and Ms. Scruggs on 10/4/2023 regarding the masturbation incident.</p>
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

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

L. Reed

12/14/2023

LaShonda Reed
Licensing Consultant

Date

Approved By:

Denise Y. Nunn

12/20/2023

Denise Y. Nunn
Area Manager

Date