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GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
DIRECTOR

June 14, 2024

Leonardo Marino-Ochoa
Hearthstone Communities Macomb I, LLC
Unit 1712
2844 Livernois Road
Troy, MI 48099

RE: License #: AS500393440
Investigation #: 2024A0617012
Hearthstone Communities Macomb I

Dear Mr. Marino-Ochoa:

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 black ink, appearing to be 'EJ', written in a cursive style.

Eric Johnson, Licensing Consultant
Bureau of Community and Health Systems
Cadillac Place, Ste 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

License #:	AS500393440
Investigation #:	2024A0617012
Complaint Receipt Date:	01/16/2024
Investigation Initiation Date:	01/17/2024
Report Due Date:	03/16/2024
Licensee Name:	Hearthstone Communities Macomb I, LLC
Licensee Address:	Unit 1712 - 2844 Livernois Road Troy, MI 48099
Licensee Telephone #:	(248) 812-9410
Administrator:	Angelyth Marino
Licensee Designee:	Leonardo Marino-Ochoa
Name of Facility:	Hearthstone Communities Macomb I
Facility Address:	50036 Barrett Drive Macomb, MI 48044
Facility Telephone #:	(248) 812-9410
Original Issuance Date:	11/29/2018
License Status:	REGULAR
Effective Date:	05/29/2023
Expiration Date:	05/28/2025
Capacity:	6
Program Type:	PHYSICALLY HANDICAPPED ALZHEIMERS AGED

II. ALLEGATION(S)

	Violation Established?
No English-speaking staff in the home. There are concerns that the staff were labeled as volunteers.	Yes

III. METHODOLOGY

01/16/2024	Special Investigation Intake 2024A0617012
01/17/2024	Special Investigation Initiated - Letter Email sent to LD Mr. Leonardo Marino-Ochoa
01/22/2024	Inspection Completed On-site I conducted an unannounced onsite investigation at the Hearthstone Communities facility. I interviewed staff Flaminia Nieto, Administrator Angelyth Marino, Resident A, Resident B and Resident C. Resident D was cognitively impaired and unable to answer questions.
01/22/2024	Contact - Face to Face I completed an interview with Mr. Jairo Pernia
03/27/2024	Contact - Telephone call made TC with Maria Parra
03/28/2024	Exit Conference I held an exit conference with licensee designee Mrs. Marino informing her the findings of the investigation.

ALLEGATION:

No English-speaking staff in the home. There are concerns that the staff were labeled as volunteers.

INVESTIGATION:

On 01/16/24, I received a complaint regarding the Hearthstone Communities facility. The complaint indicated that at the facility does not have English speaking staff in the home. There are concerns that the staff were labeled as volunteers.

On 01/22/24, I conducted an unannounced onsite investigation at the Hearthstone Communities facility. I interviewed staff Flaminia Nieto, Administrator Angelyth Marino, Resident A, Resident B and Resident C. Resident D was cognitively impaired and unable to answer questions.

During the onsite investigation, I interviewed Mrs. Marino. According to Mrs. Marino, Ms. Nieto is normally not working alone. However, she has worked extremely hard on her English fluency, and she is now able to communicate efficiently.

During the onsite investigation, I completed an interview with Ms. Nieto. Ms. Nieto was able to effectively communicate with me with no issues.

During the onsite investigation, I interviewed Resident A. According to Resident A, she has no issues living in the home and she is well cared for.

During the onsite investigation, I interviewed Resident B. According to Resident B, some staff have limited English skills, but everything is fine, and she communicates with staff fine. She stated that she loves living in the home and the staff that cares for her.

During the onsite investigation, I interviewed Resident C. According to Resident C, she has no issues living in the home and she is well cared for. Resident C reported no issues with communicating with staff however English is limited with some staff.

During the onsite investigation, I inspected the facility. The home was clean and there were no concerns to report. Residents appeared to be clean and did not have a noticeable odor. During the onsite investigation, I reviewed several resident files, and the facility appears to be properly caring for the residents. I also reviewed staff files and staff included all required documentation.

On 01/22/24, I completed an interview with Mr. Jairo Pernia. Mr. Pernia spoke very limited English and was not able to communicate with me. He was not able to tell me his name or answer any of my questions. Due to Mr. Pernia's limited English, Ms. Vanessa Lopez had to translate my questions and Mr. Pernia's answers. Mr. Pernia usually works with another person who is more fluent in English. Mr. Pernia was not able to tell me how he would contact emergency services if there were an emergency, and he was the only staff working.

On 03/27/24, I received and reviewed the staff schedules for the month of March 2024. According to the staff schedules, Mr. Pernia worked alone from 6pm to 7am on the following dates: 3/4, 3/6, 3/7, 3/11, 3/13, 3/14, 3/18, 3/20, 3/21, 3/25, 3/27, 3/28

On 03/28/24, I held an exit conference with licensee designee Mrs. Marino informing her the findings of the investigation. Mrs. Marino understood the findings of the investigations and stated that she would provide a corrective action plan once the report is received.

APPLICABLE RULE	
R 400.14204	Direct care staff; qualifications and training.
	(1) Direct care staff shall not be less than 18 years of age and shall be able to complete required reports and follow written and oral instructions that are related to the care and supervision of residents.
ANALYSIS:	Mr. Pernia spoke very limited English and was not able to communicate with me. He was not able to tell me his name or answer any of my questions. Due to Mr. Pernia's limited English, Ms. Lopez had to translate my questions and Mr. Pernia's answers. Mr. Pernia was not able to tell me how he would contact emergency services if there were an emergency, and he was the only staff working. According to the staff schedules, Mr. Pernia worked alone from 6pm to 7am on the following dates: 3/4, 3/6, 3/7, 3/11, 3/13, 3/14, 3/18, 3/20, 3/21, 3/25, 3/27, 3/28
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.14204	Direct care staff; qualifications and training.
	(2) Direct care staff shall possess all of the following qualifications: (a) Be suitable to meet the physical, emotional, intellectual, and social needs of each resident. (b) Be capable of appropriately handling emergency situations.
ANALYSIS:	Mr. Pernia spoke very limited English and was not able to communicate with me. He was not able to tell me his name or answer any of my questions. Due to Mr. Pernia's limited English, Ms. Lopez had to translate my questions and Mr. Pernia's answers. Mr. Pernia was not able to tell me how he would contact emergency services if there were an emergency, and he was the only staff working. According to the staff schedules, Mr. Pernia worked alone from 6pm to 7am on the following dates: 3/4, 3/6, 3/7, 3/11, 3/13, 3/14, 3/18, 3/20, 3/21, 3/25, 3/27, 3/28
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

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

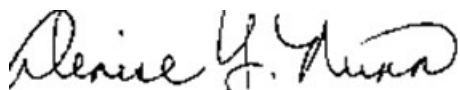


03/28/24

Eric Johnson
Licensing Consultant

Date

Approved By:



06/14/2024

Denise Y. Nunn
Area Manager

Date