



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
DIRECTOR

December 16, 2024

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

RE: License #: AS320379301
Investigation #: 2025A0623005
Hurford CLF

Dear Paula 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.
- 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 (517) 643-7960.

Sincerely,

A handwritten signature in cursive script that reads "Cynthia Badour".

Cynthia Badour, Licensing Consultant
Bureau of Community and Health Systems
411 Genesee
P.O. Box 5070
Saginaw, MI 48605
(517) 648-8877

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 #: | AS320379301 |
| Investigation #: | 2025A0623005 |
| Complaint Receipt Date: | 10/23/2024 |
| Investigation Initiation Date: | 10/24/2024 |
| Report Due Date: | 12/22/2024 |
| Licensee Name: | Central State Community Services, Inc. |
| Licensee Address: | Suite 201 2603 W Wackerly Rd Midland, MI 48640 |
| Licensee Telephone #: | (989) 631-6691 |
| Administrator: | Kelly Lambert |
| Licensee Designee: | Paula Barnes |
| Name of Facility: | Hurford CLF |
| Facility Address: | 2199 Hurford Drive Ubly, MI 48475 |
| Facility Telephone #: | (989) 631-6691 |
| Original Issuance Date: | 01/26/2016 |
| License Status: | REGULAR |
| Effective Date: | 07/26/2024 |
| Expiration Date: | 07/25/2026 |
| Capacity: | 6 |
| Program Type: | DEVELOPMENTALLY DISABLED MENTALLY ILL |

II. ALLEGATION(S)

| | Violation Established? |
|--|-----------------------------------|
| Resident A disclosed sexual abuse by staff Michael Miller. | Yes |
| Additional Findings | Yes |

III. METHODOLOGY

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|------------|---|
| 10/23/2024 | Special Investigation Intake 2025A0623005 |
| 10/24/2024 | APS Referral |
| 10/24/2024 | Special Investigation Initiated - Telephone I contacted APS worker Brandon Fanion |
| 10/25/2024 | Contact - Document Received I received a copy of the Huron County Sheriff's Department Case Report No. 240008949 |
| 10/25/2024 | Contact - Telephone call made I contacted home manager Kelly Lambert |
| 10/25/2024 | Contact- Document Received Resident A Plan of Care |
| 10/30/2024 | Inspection Completed On-site Observation and Interviews |
| 10/30/2024 | Inspection Completed-BCAL Sub. Compliance |
| 10/30/2024 | Contact - Telephone call made I contacted direct care worker Michael Miller. |
| 11/01/2024 | Contact - Telephone call made I contacted Huron County Recipient Rights Cathy Jaskowski |
| 12/06/2024 | Contact - Telephone call made I contacted the Administrator/Home Manager Kelly Lambert |
| 12/09/2024 | Contact - Document Received |

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| | Documentation from public court website |
| 12/09/2024 | Contact - Telephone call made I contacted direct care worker Lindsey Berens. |
| 12/10/2024 | Exit Conference I contacted Licensee Designee Paula Barnes |
| 12/11/2024 | Corrective Action Plan Requested and Due on 12/26/2024 |
| 12/12/2024 | Contact – Telephone call made I contacted Guardian A |
| 12/16/2024 | Contact – Document Received Michigan Workforce Background Check |
| 12/16/2024 | Contact – Telephone call made I contacted Huron County Recipient Rights Cathy Jaskowski |

ALLEGATION:

Resident A disclosed sexual abuse by staff Michael Miller.

INVESTIGATION:

On 10/24/2024, I contacted Adult Protective Service (APS) worker Brandon Fanion. I discussed the allegations. APS Fanion stated that staff Michael Miller was suspended from the home on 10/20/24. APS Fanion stated that law enforcement has completed a report.

On 10/25/2024 I received a copy of the Huron County Sheriff's Department case Report No. 240008949, 10/20/2024, Offense CSC 2nd degree-Forcible Contact.

Resident A disclosed oral and anal sex acts and that they said “no”, however staff Michael Miller persuaded them to participate. Resident A stated that they finally decided to confide in another staff and disclosed the sexual abuse to staff Lindsey Berens. Resident A was transported to McLaren Thumb Region for an examination, however hospital staff reported that a SANE nurse conducted an examination, however no sexual assault kit was completed.

On 10/25/2024 I contacted Home Manager (HM) Kelly Lambert. HM Lambert stated that DCW Miller had been suspended from the home and there has been no contact between DCW Miller and Resident A.

On 10/25/2024 I received a copy of Resident A's Plan of Care. I observed the following information.

Resident A has a history of physical abuse, aware sister sexually abused and domestic violence by mother's boyfriend. Resident A has a history of self-injurious behavior, physically assaulting family members and abusing the family animals. Resident A has a report of a past incident of sexually touching another child (3200 filed).

On 10/30/2024 I conducted an unscheduled onsite inspection of the home. I interviewed (HM) Lambert and Resident A. I attempted to interview Resident A regarding the allegations, however they appeared agitated, and I did not want their behaviors to escalate so I asked if there had been any contact with DCW Miller and was told "no". I asked if they felt safe in the home now and they replied "yes". I observed Resident A appeared restless and was helping move Halloween and other outdoor items around the yard. I observed Resident A to be clean, neatly groomed and dressed for the weather.

On 10/30/2024 I interviewed HM Lambert. HM Lambert reported that Resident A moved to the home in August and is diagnosed with Autism spectrum disorder, Major depressive disorder and Oppositional defiant disorder. HM Lambert stated that Resident A has a public guardian through Huron County. HM Lambert stated that Resident A has limitations with their ability to care for themselves, provide for themselves and capacity for independent living. HM stated that since the disclosure about the abuse, Resident A has been more agitated and harder to redirect and keep calm.

On 10/30/2024, I contacted DCW Michael Miller. I identified myself and asked if he would know why I would be contacting him. DCW Miller stated that it was probably due to his "having sexual relations with a consumer." DCW Miller stated that he has worked for Central State Community Services for 3 years. DCW Miller stated that he has had no sexual contact or relationship with any other AFC home resident during his 3 years of employment, prior to this incident. DCW Miller stated that he believed the relationship with Resident A was consensual. DCW Miller stated that Resident A would ask for sexual things to be done to him. DCW Miller stated that he wanted to stop but felt trapped as he had feelings for Resident A. DCW Miller stated that Resident A would sometimes ask to stop any sexual contact and then would change their mind. DCW Miller denied coercing Resident A and stated that "initially I thought it would help him somehow", "I'm an idiot". DCW Miller stated that he would like to file for guardianship over Resident A.

On 11/01/2024, I contacted Huron County Recipient Rights (RR) officer Cathy Jaskowski. RR Jaskowski stated that they were able to interview DCW Miller and he admitted to her he was in a sexual relationship with Resident A. RR Jaskowski stated she is substantiating Abuse 1, sexual abuse.

On 12/6/2024, I contacted HM Kelly Lambert. HM Lambert reported that she has not heard from law enforcement. HM Lambert stated that DCW Miller's employment was

terminated on 10/28/2024. HM Lambert stated that there have been no reports of any attempted contact between Resident A and DCW Miller.

On 12/9/2024, I obtained Huron County court information on a public website, vinelink.com. The reporting Agency is Huron County Prosecuting Attorney's Office. Michael Shannon Miller, Preliminary hearing scheduled 73B District Court Bad Axe December 13, 2024, at 10:30 am.

On 12/9/2024, I contacted direct care worker (DCW) Lindsey Berens. DCW Berens stated that Resident A disclosed to her that DCW Miller had been kissing him and performing sexual acts on him at 5:45 pm. The police were over later that evening, she immediately notified management and DCW Miller was told to leave and not come back to the home. DCW Berens reported no observation of any inappropriate behavior by DCW Miller. DCW Berens stated that she talked with other home staff and no other staff witnessed any inappropriate behavior by DCW Miller.

On 12/12/2024, I contacted Resident A's guardian, Guardian A. Guardian A stated that they are aware of the allegations and that the perpetrator staff's employment with the home has been terminated. Guardian A reported no known history of Resident A being sexually abused. Guardian A stated that they do not believe there has been any further contact between Resident A and that staff.

On 12/16/2024, I received a copy of the Michigan Workforce Background Check for DCW Miller. DCW Miller was found to be eligible for employment dated 5/5/2022. Preliminary Decision registries: Office of Inspector General, Sanctioned Provider List, Nurse Aide Abuse List, Public Sex Offender Registry, Offender Tracking Information System, all found no exclusionary findings on 5/3/2022. ICHAT search found no criminal record on 5/3/2022. ICHAT search found no criminal record on 4/19/2023. ICHAT search found no record on 3/26/2024. No reports of any documented incidents or disciplinary action for DCW Miller.

On 12/16/2024, I contacted Recipient Rights (RR) officer Cathy Jaskowski. RR Jaskowski stated that the other residents in the home are non-verbal so interviews could not be conducted. RR Jaskowski stated that she interviewed several staff members, however no one reported seeing any inappropriate behavior or any knowledge of DCW Miller being inappropriate with anyone prior to the disclosure by Resident A.

On 12/10/2024, I conducted an exit conference with Licensee Designee (LD) Paula Barnes. Discussed the investigation findings and which rule violations I am substantiating. LD Barnes stated that DCW Michael Miller employment was terminated. I asked LD Barnes to complete and submit a corrective action plan upon receipt of my investigation report.

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| 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: | <p>On 10/20/24, Resident A disclosed to DCW Berens that DCW Miller was having sex with them, and it was nonconsensual. DCW Berens notified management and DCW Miller was sent home. Law enforcement was notified and came to the home on 10/20/24. On 10/28/24 DCW Miller was terminated from his employment with Central State Community Services Inc. Michael Miller currently has been charged by the Huron County Prosecutor's office and a preliminary hearing is scheduled for 12/13/2024. The charge is criminal sexual conduct (CSC) 2nd degree-forcible contact. Resident A continues to reside at the home with no contact from DCW Miller.</p> <p>I conclude that there is sufficient evidence to substantiate this rule violation.</p> |
| CONCLUSION: | VIOLATION ESTABLISHED |

ADDITIONAL FINDINGS:

INVESTIGATION:

While conducting this investigation upon interviewing DCW Michael Miller, he admitted to having "sexual relations with a consumer".

On 10/30/2024, I contacted DCW Michael Miller. I identified myself and asked if he would know why I would be contacting him. DCW Miller stated that it was probably due to his "having sexual relations with a consumer." DCW Miller stated that he has worked for Central State Community Services for 3 years. DCW Miller stated that he has had no sexual contact or relationship with any other AFC home resident during his 3 years of employment, prior to this incident. DCW Miller stated that he believed the relationship with Resident A was consensual. DCW Miller stated that Resident A would ask for sexual things to be done to him. DCW Miller stated that he wanted to stop but felt trapped as he had feelings for Resident A. DCW Miller stated that Resident A would sometimes ask to stop any sexual contact and then would change their mind. DCW Miller denied coercing Resident A and stated that "initially I thought it would help him somehow", "I'm an idiot". DCW Miller stated that he would like to file for guardianship over Resident A.

On 12/12/2024 I contacted Resident A's guardian, Guardian A. Guardian A stated that they are aware of the allegations and that the perpetrator staff's employment with the home has been terminated. Guardian A reported no known history of Resident A being sexually abused. Guardian A stated that they do not believe there has been any further contact between Resident A and that staff.

On 12/10/2024 I conducted an exit conference with Licensee Designee (LD) Paula Barnes. Discussed the investigation findings and which rule violations I am substantiating. LD Barnes stated that DCW Michael Miller was employment was terminated. I asked LD Barnes to complete and submit a corrective action plan upon receipt of my investigation report.

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| 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. |
| ANALYSIS: | <p>On 10/20/24, Resident A disclosed to DCW Berens of sexual contact between them and DCW Michael Miller. DCW Berens notified management and DCW Miller was sent home. Law enforcement was notified and came to the home on 10/20/24. On 10/28/24 DCW Miller was terminated from his employment with Central State Community Services Inc. Michael Miller currently has been charged with criminal sexual conduct, CSC 2nd degree-forcible contact, by the Huron County Prosecutor's office and a preliminary hearing is scheduled for 12/13/2024. Michael Miller is not suitable to be employed as direct care staff due to the pending criminal charge of criminal sexual conduct CSC 2nd degree-forcible contact against Resident A. Resident A continues to reside at the home with no contact with DCW Miller.</p> <p>I conclude that there is sufficient evidence to substantiate this rule violation.</p> |
| CONCLUSION: | VIOLATION ESTABLISHED |

IV. RECOMMENDATION

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



12/16/2024

Cynthia Badour
Licensing Consultant

Date

Approved By:



12/16/2024

Mary E. Holton
Area Manager

Date