



COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE  
PO BOX 2675  
HARRISBURG, PENNSYLVANIA 17105-2675

ADULT RESIDENTIAL LICENSING

PHONE: (717) 783-3670  
FAX: (717) 783-5662

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**  
**MAILING DATE: JUL 11 2011**

Mr. David Barnes, Authorized Agent  
Watermark Operator, LLC  
2020 West Rudasill Road  
Tucson, Arizona 85704

RE: Rose Tree Place  
500 Sandy Bank Road  
Media, Pennsylvania 19063

Dear Mr. Barnes:

On May 23, 2011, the Department of Public Welfare (Department) issued a notice of its intent to assess a fine for regulatory violations with 55 Pa.Code Ch. 2600 (relating to personal care homes) for the above personal care home.

Pursuant to 62 P.S. §§ 1085-1087 and 55 Pa.Code §§ 2600.261-268 (relating to enforcement), the Department hereby assesses a fine for the following uncorrected violations.

55 Pa.Code Chapter 2600 Section no.	Class of Violation	Census at Inspection X	Fine Per resident Per day	Calculated Fine = Per day	Initial Fine Assessment
187d	II	108	\$5	\$540	\$16,200
187a	III	108	\$3	\$324	\$9,720
187b	III	108	\$3	\$324	\$9,720
225c	III	108	\$3	\$324	\$9,720
227c	III	108	\$3	\$324	<u>\$9,720</u>

Total Fine Assessment for period May 24, 2011 through June 22, 2011 = \$55,080.

The enclosed Invoice for Personal Care Home Fine specifies the total amount of the fines for the period following the Department's notice of intent to assess a fine. The invoice is payable within 30 days from the mailing date of this letter. The fines will continue to accumulate and will be recalculated at the end of each month until all violations are fully corrected. You must notify the Department's Regional Adult Residential Licensing office in writing as soon as each violation is fully corrected and submit written documentation of each correction. Even if you pay the full amount of this invoice, fines will continue to accumulate for each violation until you have provided written notice of full correction and the Department has verified that the violations are fully corrected.

In accordance with §2600.268 (relating to notice of violations), the personal care home administrator shall immediately post this written notice in a conspicuous and public place in the home, if this notice includes a Class II violation

If you disagree with the decision to assess a fine, you have the right to appeal through hearing before the Bureau of Hearings and Appeals, Department of Public Welfare in accordance with 1 Pa.Code Part II, Chs. 31-35 and 62 P.S. §1086(f). If you decide to appeal, a written request for an appeal with a check made payable to the "Commonwealth of Pennsylvania" for the total monthly fine amount or \$500, whichever is less, must be received within 30 days of the mailing date of this letter by:

Anita Shafer, Unit Supervisor  
Bureau of Financial Operations  
Financial Reporting and Payments Section  
Department of Public Welfare  
1401 North 7<sup>th</sup> Street  
Harrisburg, Pennsylvania 17105

This decision to assess a fine is final 31 days from the date of this letter, or if you decide to appeal, upon issuance of a decision by the Bureau of Hearings and Appeals.

If you have any questions regarding this invoice please contact Kevin Brumbach, Adult Residential Licensing, at 717-783-3670.

Sincerely,

Ronald Melusky  
Acting Director

Enclosure  
Personal Care Home Fine Invoice

# Personal Care Home Invoice

PA Department of Public Welfare  
 Bureau of Financial Operations  
 Financial Reporting and Payment Section  
 1401 North Seventh Street, 3rd Floor Bertolino Bldg  
 Harrisburg, Pennsylvania 17102  
 Fax: 717-772-2501

**Assessment #:** S00141

**Invoice Date:** JUL 11 2011

**Bill To:**

Watermark Operator LLC  
 2020 West Rudasill Road  
 Tucson, AZ 85704

Re: Rose Tree Place  
 500 Sandy Bank Road  
 Media, PA 19063

**Contact Name** Mr. David Barnes

**License Number** 13281

Fine/Appeal	Description - 55 Pa.Code § 2600.	From:	To:	Fine Imposed	Line Total
Class III	187a	5/24/2011	6/22/2011	\$9,720.00	\$9,720.00
Class III	187b	5/24/2011	6/22/2011	\$9,720.00	\$9,720.00
Class II	187d	5/24/2011	6/22/2011	\$16,200.00	\$16,200.00
Class III	225c	5/24/2011	6/22/2011	\$9,720.00	\$9,720.00
Class III	227c	5/24/2011	6/22/2011	\$9,720.00	\$9,720.00
<b>Invoice Total</b>					<b>\$55,080.00</b>

Please remit this portion with payment to ensure proper credit

Watermark Operator LLC  
 2020 West Rudasill Road  
 Tucson, AZ 85704

**Assessment #:** S00141

Re: Rose Tree Place  
 500 Sandy Bank Road  
 Media, PA 19063

**Please make checks payable to:**  
**Commonwealth of Pennsylvania**  
**Remit to:**  
**Bureau of Financial Operations**  
**Bertolino Bldg, 3rd Floor**  
**1401 North 7th Street**  
**Harrisburg, PA 17102**  
**Attn: Anita Shafer**

**Total Due** \$55,080.00

**Payment Enclosed**

**cc: file - Open Fines**