



**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE**

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Pittsburgh, Pennsylvania 15222

ADULT RESIDENTIAL LICENSING

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Mailing Date: **AUG 19 2011**

Sister Phyllis McCracken, President/CEO
Saint Mary's Home of Erie
Saint Mary's at Asbury Ridge
4855 West Ridge Road
Erie, Pennsylvania 16505

Dear Sister McCracken:

As a result of the Department of Public Welfare's licensing inspection on July 29, 2011 of the above personal care home, the violations with 55 Pa.Code Ch. 2600 (relating to Personal Care Homes) specified on the enclosed Violation Report were found.

All violations specified on the enclosed Violation Report must be corrected by the dates specified on the Violation Report and continued compliance with 55 Pa.Code Ch. 2600 must be maintained. As soon as each violation is corrected, notify the Department's Regional Office of Adult Residential Licensing so that compliance can be verified.

Sincerely,

A handwritten signature in cursive script that reads "Jill Pezzino".

Jill Pezzino
Regional Licensing Administrator

Enclosure(s)

VIOLATION REPORT
PERSONAL CARE HOMES - 55 Pa.Code Chapter 2600

NAME AND ADDRESS OF PERSONAL CARE HOME Saint Mary's at Asbury Ridge, 4855 West Ridge Rd Erie, PA 16506		CURRENT LICENSE NUMBER 413420	
INSPECTION DATES (Include all dates of the inspection) 07/29/2011		REGIONAL REPRESENTATIVE Jason Williams, Joe Phillips	
PRINTED NAME AND TITLE OF LEGAL ENTITY REPRESENTATIVE SIGNING PLAN OF CORRECTION (Required on FIRST PAGE only unless multiple representatives produce the plan) Saint Mary's Home of Erie db/a Saint Mary's at Asbury Ridge Sister Phyllis McCracken, President/CEO			
SIGNATURE OF LEGAL ENTITY <i>Sister Phyllis McCracken</i>	DATE 08/16/2011	REGIONAL LICENSING APPROVAL OF PLAN OF CORRECTION <i>Joe L. Perzino (JLP)</i>	DATE 8-17-11

REGULATION 55 Pa.Code §2600	VIOLATION	DATE COMPLIANCE VERIFIED BY	PLAN OF CORRECTION (include a step-by-step plan to correct the specific violation, as well as a plan to assure the violation does not recur)	DATE COMPLIANCE VERIFIED BY
15b If there is an allegation of abuse of a resident involving a home's staff person, the home shall immediately develop and implement a plan of supervision or suspend the staff person involved in the alleged incident.	On 7/24/2011, Staff person A was overheard by 2 other staff members yelling at Resident #1 in the resident's room. Staff person A told the resident repeatedly "shut up" and "I don't care" when the resident asked to use the bathroom. Staff person A also threatened to shove something in the resident's mouth if the resident didn't shut up. The 2 other staff members immediately reported what was heard to Staff person B who was one of the in-charge nurses on that night. Staff person B did not immediately suspend or develop a plan of supervision for Staff person A but rather directed Staff person A to go back to assist Resident #1.	8-16-11	<ol style="list-style-type: none"> Staff person A assisted Resident 1 to the bathroom under the direction of Staff person B (the nurse). For the remainder of the shift, Staff person A did not care for Resident 1, care was provided by another CNA. Staff person A was suspended from working on 7/25/2011 and then called into the facility on 7/27/2011 and terminated. GECAC the Erie County AAA was notified on 7/25/2011 and an Act 13 was completed. Staff person B was immediately counseled on 7/25/2011 for sending the CNA back into the work environment instead of an immediate suspension. The RN Charge Nurse (not listed) was immediately counseled on 7/25/2011 and a written warning and suspension was given for failing to follow thru with facility policy. Staff nurses will be re-educated on the Regulation and the Facility policy: #39: Alleged Resident Abuse, Neglect, Misappropriation of Property dealing with the reporting requirement and removal of staff member under allegation. 	8-17-11

Western Region
AUG 16 2011
Adult Residential Licensing

Immediately
If any future allegations of abuse occur, the holder will immediately place the accused staff person on a plan of supervision which includes not having access to any residents without the presence of another qualified direct care staff person or suspend the staff person or persons involved. 8-17-11 JLP

Steps have been taken to correct violation; full compliance is not verifiable
8-17-11
JLP
Date Initials (DPW)

Aug-16-11 11:39 From-SAINT MARY'S AT ASBURY RIDGE 18148365926 T-888 P.03/07 F-808

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SIGNATURE OF LEGAL ENTITY <i>Sister Phyllis McCracken</i>	DATE 08/16/2011	REGIONAL LICENSING APPROVAL OF PLAN OF CORRECTION <i>JJP</i>	DATE 8-17-11

REGULATION 55 Pa.Code §2600	VIOLATION	DATE COMPLIANCE VERIFIED BY	PLAN OF CORRECTION (include a step-by-step plan to correct the specific violation, as well as a plan to assure the violation does not recur)	DATE COMPLIANCE VERIFIED BY
42b A resident may not be neglected, intimidated, physically or verbally abused, mistreated, subjected to corporal punishment or disciplined in any way.	On 7/24/2011, Staff person A was overheard by 2 other staff members yelling at Resident #1 in the resident's room. Staff person A told the resident repeatedly "shut up" and "I don't care" when the resident asked to use the bathroom. Staff person A also threatened to shove something in the resident's mouth if the resident didn't shut up. <div style="border: 1px solid black; padding: 5px; text-align: center;"> Western Region AUG 16 2011 Adult Residential Licensing </div>	8-31-11	1. Staff members from Residential Living will participate in a Mandatory re-education on resident rights and resident abuse. This will include: #43: Freedom from Abuse #42: Mandatory Reporting of Alleged Abuse (Act 13/1997) as outlined by the Pennsylvania Department of Aging (PDA) #66: Personal Care: Mandatory Prevention, Reporting, Notification, Investigation, & Management of Reportable Incidents and Conditions in Personal Care This will be completed by August 31st. 2. Mock Resident Abuse Role Playing will take place once per week rotating on all 3 shifts for the next 12 months. The results of this will be reported to the QA Committee on a quarterly basis. The Director of Personal Care Services will be responsible. The Director of Nursing will oversee this. <i>All direct care staff and management staff including the administrator will receive training in abuse reporting and prevention from a Department approved outside source. Documentation of training was kept 8-17-11 JJP</i>	Steps have been taken to correct violation; full compliance is not verifiable 8-17-11 Date <i>JJP</i> Initials (DPW)
		9-30-11		