



pennsylvania
DEPARTMENT OF PUBLIC WELFARE

Mailing Date: **AUG 31 2012**

Ms. Jean LaFuria, Administrator
Ball Pavillion, Inc.
Barnabas Court at Brevillier Village
5416 East Lake Road
Erie, Pennsylvania 16511

RE: Barnabas Court at Brevillier Village
5456 East Lake Road
Erie, Pennsylvania 16511

Dear Ms. LaFuria:

As a result of the Department of Public Welfare's licensing inspection on July 20, 2012, 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 black ink that reads "Jill Pezzino/Adm".

Jill Pezzino
Regional Licensing Administrator

Enclosure(s)

AUG 29 2012

Violation Report: 45306 - 07/20/2012 - Marini, Michael
PCH Name: BARNABAS COURT AT BREVILLIER VILLAGE

Western Field Office
Adult Residential Licensing

1. REGULATION 55 Pa.Code §2600

2600.15(a) - The home shall immediately report suspected abuse of a resident served in the home in accordance with the Older Adults Protective Services Act (35 P.S. Sections 10225.701 - 10225.707) and 6 Pa. Code Sections 15.21 - 15.27 (relating to reporting suspected abuse) and comply with the requirements regarding restrictions on staff persons.

2a. DESCRIPTION OF VIOLATION

On or about 10 AM on 6-28-2012, staff person A yelled, "Make your own damned bed!", to resident 1 and called resident 1 a bitch. Two staff members witnessed the incident and reported it to staff person B after the tornado drill. The home failed to report the incident to the Area Agency on Aging until 7-3-2012 at 10:45 AM.

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)

Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

Plan of Correction for 2600.15(a)

1. AAA was notified on 7/3/12 of incident of abuse which occurred on 6/28/2012. Protective caseworker [redacted] accepted report over phone, asked status of staff member. When informed that she had been suspended and was being terminated, he said that a written follow up was not needed.
2. A copy of the specific ABUSE and ABUSE REPORTING OUTLINE as well as the flow chart on SUSPECTED ABUSE REPORTING AND INVESTIGATION REQUIREMENTS from the ARL Regulatory Compliance Guide has been given to each social worker and to each Department Head for immediate reference should they receive a report of suspected abuse. All were reminded that the report to GECAC/AAA must be done immediately. Staff is also directed to notify the Vice President of Residential Services(Barnabas Court Administrator) or in her absence the Senior Vice President of Brevillier Village immediately if suspected abuse is reported so that procedures can be monitored for completion and that investigation can be completed in a timely manner. Completion date- 8/30/2012
3. A copy of the above is being posted at each nurses' station so that the charge nurse will have directives available to follow at all times. Completion date 8/30/2012
4. Abuse reporting and investigation training will continue to be a part of New Employee Orientation and the Annual All Day Mandatory Staff Inservicing. Completion date: Annual-ongoing
5. ABUSE REPORTING AND INVESTIGATION REQUIREMENTS will be added to the Brevillier Village Emergency Management Plan. November 2012 plan update

Repeat Violation: No

Date(s) of Previous Violation(s):

Signature of Legal Entity Representative
(Required on EVERY Page)

Jean LaFuria

Printed Name and Title of Legal Entity Representative
(Required on EVERY Page)

JEAN LAFURIA, VP Residential Services

Date 8/29/12

DEPARTMENT USE ONLY - HOMES MAY NOT WRITE BELOW THIS LINE!

The above plan of correction is approved as of

8/30/12
(Date)

Plan of correction implementation status as of

8/30/12
(Date)

The above plan of correction was approved by

JSP
(Initials)

- Fully Implemented
- Partially Implemented - Adequate Progress
- Partially Implemented - Inadequate Progress
- Not Implemented

Violation Report: 45306 - 07/20/2012 - Marini, Michael
 PCH Name: BARNABAS COURT AT BREVILLIER VILLAGE
 Western Field Office
 Adult Residential Licensing

1. REGULATION 55 Pa.Code §2600
 2600.16(c) - The home shall report the incident or condition to the Department's personal care home regional office or the personal care home complaint hotline within 24 hours in a manner designated by the Department. Abuse reporting shall also follow the guidelines in section 2600.15 (relating to abuse reporting covered by law).

2a. DESCRIPTION OF VIOLATION
 On or about 10 AM on 6-28-2012, staff person A yelled, "Make your own damned bed!", to resident 1 and called resident 1 a bitch. Two staff members witnessed the incident and reported it to staff person B after the tornado drill. The home failed to report the incident to the Department until 7-3-2012 at 11:59 AM.

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)
 Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

Plan of Correction for 2600.16(c)

1. All employees are trained on the reporting of abuse and the reporting of incidents to the ARL office. Copies of sample incident reports are posted at all times at each nurse's station with the instructions for completion. Abuse reporting and investigation training will continue to be a part of New Employee Orientation and the Annual All Day Mandatory Staff inservicing. Completion date: annual-ongoing
2. All social workers, nurses, and Department Heads are being re-educated on the need to complete and send reports within the time specified by the Adult Residential Licensing office (listed on the Reportable Incidents form. 8/30/2012
3. The Vice President of Residential Services (Barnabas Court Administrator) will be called immediately if any reportable incident occurs. She will review procedure with staff and insure that all forms are completed in the specified time. She will also update ARL office with any additional information as needed. Senior Vice President of Brevillier Village will be called if staff is unable to reach the Barnabas Court Administrator. Reviewed with nurses 8/29/2012
4. All Reportable Incident forms are reviewed annually by the Barnabas Court Social Workers and Administration as part of the Quality Management Team meeting. Annual-ongoing

Repeat Violation: No	Date(s) of Previous Violation(s):		
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Signature of Legal Entity Representative (Required on EVERY Page) *Jean LaFuria*

Printed Name and Title of Legal Entity Representative (Required on EVERY Page) *Barnabas Ct. Administrator* Date *8/29/12*
JEAN LAFURIA VP Residential Services

DEPARTMENT USE ONLY - HOMES MAY NOT WRITE BELOW THIS LINE!

<p>The above plan of correction is approved as of <u>8/30/12</u> (Date)</p> <p>The above plan of correction was approved by <u><i>JLP</i></u> (Initials)</p>	<p>Plan of correction implementation status as of <u>8/30/12</u> (Date)</p> <p><input type="checkbox"/> Fully Implemented</p> <p><input checked="" type="checkbox"/> Partially Implemented - Adequate Progress</p> <p><input type="checkbox"/> Partially Implemented - Inadequate Progress</p> <p><input type="checkbox"/> Not Implemented</p>
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AUG 29 2012

Violation Report: 45306 - 07/20/2012 - Marini, Michael
PCH Name: BARNABAS COURT AT BREVILLIER VILLAGE

Western Field Office
Adult Residential Licensing

1. REGULATION 55 Pa.Code §2800
2600.42(c) - A resident shall be treated with dignity and respect.

2a. DESCRIPTION OF VIOLATION

On or about 10 AM on 6-28-2012, staff person A yelled, "Make your own damned bed!", to resident 1 and called resident 1 a bitch. Two staff members witnessed the incident and reported it to staff person B after the tornado drill.

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)

Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

Plan of Correction for 2600.42(c)

1. Upon notification of suspected verbal abuse by a housekeeper, the nurse on unit called the Director of Housekeeping to investigate. After speaking to staff and to Senior Vice President of Brevillier Village, the housekeeper involved was suspended on 6/28/2012 for 3 work days pending completion of investigation. She was not allowed in the facility during that time.
2. Family was notified about incident immediately. Resident was also interviewed about incident by Vice President of Residential Services on 7/2/2012 and 7/3/2012.
3. During housekeeper's suspension, investigation was conducted, staff interviewed. On final day of suspension, Housekeeper was brought in and was terminated as per Brevillier Village policy on abuse. Completed on 7/3/2012.
4. All housekeeping staff working in Barnabas Court were re-educated on resident abuse, resident rights, and dementia on 7/18/2012
5. All housekeepers have attended a day long training on Dementia and caregiving. Last group attended this on 7/24/2012. Personal Care aides and nurses have also attended this training; PCA's and CNA's also attend an annual 2 hour ACT 14 abuse training class annually. Annual/ongoing
6. Brevillier Village will continue to educate all staff annually on residents' rights, abuse and abuse reporting. All new staff will be trained during their new employee orientation. Attendance at these and all training sessions is documented by Human Resource Department. Annual/Ongoing

Repeat Violation: No

Date(s) of Previous Violation(s):

Signature of Legal Entity Representative
(Required on EVERY Page)

Jan J. Furlan

Printed Name and Title of Legal Entity Representative
(Required on EVERY Page) JEAN LAFURIA, VP Residential Services

Date 8/29/12

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8/30/12
(Date)

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8/30/12
(Date)

- Fully Implemented
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- Partially Implemented - Inadequate Progress
- Not Implemented

The above plan of correction was approved by

JLF
(Initials)