

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
MAILING DATE:

Ms. Lucinda Jewart, Administrator
Lucinda and Randall Jewart
P.O. Box 166, 8 West Church Street
Sagamore, Pennsylvania 16250

APR 03 2014

RE: Jewart's Whispering Pines Manor
P.O. Box 249, 8 West Church Street
Sagamore, Pennsylvania 16250

Dear Ms. Jewart:

Thank you for your request for a waiver of 55 Pa.Code Ch. 2600 (relating to personal care homes). You have requested a waiver of 55 Pa.Code § 2600.104(b)(3) (relating to dining room) for the personal care home listed above.

The Department of Public Welfare (Department) is denying a waiver of 55 Pa.Code § 2600.104(b)(3) (relating to dining room) in accordance with 55 Pa.Code § 2600.19(a)(2) (relating to waivers), as there is no alternative for providing an equivalent level of health, safety and well-being protection of the residents. Regular use of plates, utensils and cups that are not paper or plastic creates a dignified and homelike environment for residents.

If you disagree with the Department's decision to deny the waiver, 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. If you decide to appeal, a written request for an appeal must be received within 10 days of the date of this letter by:

Jacob Herzing, Enforcement Manager
Bureau of Human Services Licensing
Department of Public Welfare
Room 631, Health and Welfare Building
625 Forster Street
Harrisburg, Pennsylvania 17120

This decision is final 11 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.

Sincerely,



Matthew Jones
Director