pennsylvania
DEPARTMENT OF HUMAN SERVICES

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
MAILING DATE: December 18, 2015

Mr. Jonathan P. Swatsburg, Divisional Vice President
Cornell Abraxas Group, Inc.
2840 Liberty Avenue Suite 300
Pittsburgh, Pennsylvania 15222

RE: Cornell Abraxas Group, Inc. – Abraxas 1 – Senaca Dorm
P. O. Box 59 North Forest Street
Marienville, Pennsylvania 16239
License #: 411250

Dear Mr. Swatsburg:

As a result of the Department of Human Services' licensing inspection on September 17, 2015, and September 18, 2015, of the above facility, the violations with 55 Pa.Code Ch. 3800 (relating to Child Residential and Day Treatment Facilities) specified on the enclosed License Inspection Summary were found.

All violations specified on the enclosed License Inspection Summary must be corrected by the dates specified on the License Inspection Summary and continued compliance with 55 Pa.Code Ch. 3800 must be maintained.

Sincerely,

Brent Sutherland

Brent Sutherland
Child Residential Licensing Manager

Enclosure
Licensing Inspection Summary

VIOLATION REPORT
CHILD RESIDENTIAL LICENSING - 55 Pa.Code Chapter 3800

Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 SENACA DORM	**License Number:** 41125
Address: P O BOX 59 NORTH FOREST ST, MARIENVILLE, PA 16239	**County:** Forest
Director: James Town	**Region:** WEST
Legal Entity Name: CORNELL ABRAXAS GROUP INC	
Legal Entity Address: 2840 LIBERTY AVENUE SUITE 300, PITTSBURGH, PA 15226	

Certificate(s) of Occupancy

Program Type:	**Licensed Capacity:**	**Number of Children Served:**
Residential Services	30	27

Type of Inspection: Partial	**BHA Docket Number:**	**Notice:** Unannounced

Reason(s) for Inspection(s)
Complaint, Incident

On-Site Inspections Dates and Department Representatives On-Site
09/17/2015: Mundy, Olivia; Patton, Jessica
09/18/2015: Mundy, Olivia; Patton, Jessica

Off-Site Inspection Dates and Inspectors, if Applicable

Other Details

Partial or Full Triggers:	**Random Indicators:**

Child Demographic Data as of Inspection Dates

Age of Children:	**Number of Children who:**
0 to 5 years: 0	**Are Adjudicated Delinquent:** 25
6 to 13 years: 1	**Are Dependent:** 2
14 to 17 years: 18	**Have Mental Illness:** 0
18 to 21 years: 8	**Have an Intellectual Disability:** 0
	Have a Physical Disability: 0

Licensing Inspection Summary: 41125 - 09/17/2015 - Mundy, Olivia
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 SENACA DORM

1. REGULATION 55 Pa.Code §3800

3800.15(a) - The facility shall immediately report suspected abuse of a child in accordance with 23 Pa.C.S. § § 6301-6385 (relating to the Child Protective Services Law) and Chapter 3490 (relating to protective services).

2a. DESCRIPTION OF VIOLATION

On 7/6/15 at approximately 8:30AM, Staff Member A manually restrained Resident # 1 to the floor in a resident bedroom. Following the twenty minute restraint, Resident # 1 complained of left arm discomfort and was assessed by Staff Member D, the facility's nurse, who told him/her to rest for the next 1-2 hours. At approximately 10:30 AM, Resident # 1 was still complaining of left arm discomfort and Staff Member D sent him/her to a hospital emergency room. At approximately 3:30 PM, Staff Member D received a report from the hospital that the resident was diagnosed with a radial shaft fracture to the his/her left arm, and Staff Member D failed to report the suspected abuse.

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.

On August 11, 2015, Staff Member D met with the Senior Manager of Quality and Compliance to review the Child Abuse Reporting Policy and Child Protective Services Law. Also on August 11, 2015, the Senior Manager of Quality & Compliance conducted training with Staff Member D and two nurses on the Child Abuse Reporting Policy and Child Protective Services Law, emphasizing the necessity of immediately reporting any instance where a resident incurs an injury during an emergency safety physical intervention.

See page 2A

1/17/15 - All staff persons will be educated on Chapter 3800.15(a). BB 12/17/15

The director will implement monitoring procedures to ensure the facility immediately reports each suspicion of abuse in accordance with Chapter 3800.15(a). BB 12/17/15

Repeat Violation: No	Date(s) of Previous Violation(s):			

Signature of Legal Entity Representative (Required on EVERY Page)

Printed Name and Title of Legal Entity Representative (Required on EVERY Page) Jonathan P. Swartsburg, Divisional Vice President

Date 10/19/15

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The above plan of correction is approved as of 12/17/15 (Date)

The above plan of correction was approved by BB (Initials)

Plan of correction implementation status as of 12/17/15 (Date)

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

Abraxas
a GEO Group Company

RECEIVED
DEC 10 2015
WEST REGION FIELD OFFICE
Human Services Licensing

Abraxas I
PO Box 59
165 Abraxas Road
Marienville, PA 16239

TEL. 814 927 6615
Fax: 814 927 8560
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December 10, 2015

Mr. Brent Sutherland
Child Residential Licensing Manager
Bureau of Human Services Licensing (BHSL)
11 Stanwix Street, Room 203
Pittsburgh, PA 15222

Mr. Sutherland,

Per your request during our November 23, 2015, phone conversation, below is an update to the Plan of Correction submitted by Cornell Abraxas Group, Inc. Abraxas I on October 19, 2015, in response to the Licensing Inspection Summary (LIS) received by the program on October 9, 2015, containing a citation for a violation of 3800.32(b) under License Number 41125 (Seneca Dorm):

On August 11, 2015, the Senior Manager of Quality and Compliance completed training with Staff Members A and B on the Child Abuse Reporting Policy and Child Protective Services Law. During this training, the necessity of immediately reporting any instance where a resident incurs an injury during an emergency safety physical intervention was emphasized.

Signature of Legal Entity Representative
Printed Name and Title of Legal Entity Representative Jonathan P. Swatsburg, Divisional Vice President
Date 12/10/15

Licensing Inspection Summary: 41125 - 09/17/2015 - Mundy, Olivia
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 SENACA DORM

1. REGULATION 55 Pa.Code §3800
3800.20(b) - The following confidentiality requirements apply unless in conflict with the requirements of applicable statutes and regulations specified in subsection (a): (1) through (6).

2a. DESCRIPTION OF VIOLATION
On 7/26/15 at approximately 6:50 AM, Staff Member B recorded a video on his/her personal cell phone of Staff Member C pouring water and wiping lotion onto the face of Resident # 2 to wake the resident up from bed. At approximately 7:06 AM on 7/26/15, Staff Member B sent the video recording via text message to Staff Member C and another person not employed by the facility.

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.

Upon learning of this incident from the Regulatory Technicians on September 18, 2015, Staff Member B and Staff Member C were placed on Administrative Leave effective immediately. Both Staff Members B and C remain on Administrative Leave as the internal investigation is in process.

By November 30, 2015, all staff members assigned to Seneca Dorm will attend a training and policy review of the following policies: *Confidentiality of Client Identity Policy* and *Telephone and Wireless Device Usage Policy.* Signed policy acknowledgment/agreement forms will be filed in each staff member's personnel file.

Should the investigation deem it appropriate for either or both of them to return to work, staff Members B and C will attend the same training and policy review prior to working with residents.

Repeat Violation: No	Date(s) of Previous Violation(s):			

Signature of Legal Entity Representative (Required on EVERY Page)

Printed Name and Title of Legal Entity Representative (Required on EVERY Page) Jonathan P. Swaksburg, Divisional Vice President

Date 10/19/15

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- ☐ Partially Implemented - Inadequate Progress
- ☐ Not Implemented

Licensing Inspection Summary: 41125 - 09/17/2015 - Mundy, Olivia
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 SENACA DORM.

1. REGULATION 55 Pa.Code §3800
3800.32(b) - A child may not be abused, mistreated, threatened, harassed or subject to corporal punishment.

2a. DESCRIPTION OF VIOLATION
On 7/6/15 at approximately 8:30 AM, Staff Member A manually restrained Resident # 1 to the floor in a resident bedroom for yelling and getting into the face of the staff member. Following the restraint, Resident # 1 complained of left arm discomfort and was transported to a hospital emergency room and was diagnosed with a radial shaft fracture to his/her left arm.

On 7/26/15 at approximately 6:50 AM, Staff Member B recorded a video on his/her personal cell phone of Staff Member C pouring water and wiping lotion onto Resident # 2's face to wake the resident up from bed. One of the staff members in the video then stated to the resident, "That's why you're gonna be here," and the staff member is heard laughing during the event on the recorded video and the facility's video footage showed both staff members laughing after the event.

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.

Abraxas I does not agree with the Bureau of Human Services Licensing and their decision to cite the facility for Staff Member A initiating an emergency safety physical intervention with Resident #1. Resident #1 has a history of physical aggression toward staff and other residents as well as a history of self-injurious behaviors (e.g., punching walls, lockers), those of which caused him to require medical attention to his hands in the past. Resident #1 also had a Restrictive Procedure Plan due to the number of emergency safety physical interventions he required within a 3 month period. The video of this incident was reviewed and assessed by the Physical Intervention Review Board. This team determined the staff member intervened appropriately.

However, by November 1, 2015, Staff Member A as well as the other staff members of Seneca Dorm will attend Safe Crisis Management (SCM) Training which will place a strong emphasis on the theory portion of SCM. The training will also include review of 3800.202(a)-(c3).

Upon learning of this incident from the Regulatory Technicians on September 18, 2015, Staff Member B and Staff Member C were placed on Administrative Leave effective immediately. Both staff Members B and C remain on Administrative Leave until the completion of the internal investigation.

By November 30, 2015, all staff members assigned to Seneca Dorm will attend a training pertaining to professional boundaries, as well as a training and review of the *Telephone and Wireless Device Usage Policy* Signed policy acknowledgment/agreement forms will be filed in each staff member's personnel file.

Should the investigation deem it appropriate for either or both of them to return to work, staff Members B and C will attend the same training and policy review prior to working with residents. See pages 4A, 4B

Repeat Violation: No	Date(s) of Previous Violation(s):			
Signature of Legal Entity Representative (Required on EVERY Page)				
Printed Name and Title of Legal Entity Representative (Required on EVERY Page) Jonathan P. Sidatsburg, Divisional Vice President			**Date** 10/19/15	

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Mr. Sutherland,

Per your request during our November 23, 2015, phone conversation, below is an update to the Plan of Correction submitted by Cornell Abraxas Group, Inc. Abraxas I on October 19, 2015, in response to the Licensing Inspection Summary (LIS) received by the program on October 9, 2015, containing a citation for a violation of 3800.20(b) under License Number 41125 (Seneca Dorm):

Upon learning of this incident as outlined on page 3 of 5 of the LIS, Resident #2 was offered additional support services (e.g., counseling sessions with contracted psychologist), which he declined. Resident #2 discharged from Abraxas I on November 20, 2015.

Staff Member B was terminated as an Abraxas I employee on October 25, 2015 following the completion of a comprehensive internal investigation. A copy of the investigative report was provided to Regulatory Technician [redacted] *on December 7, 2015.*

Staff Member C met with the Facility Director and Program Manager on October 23, 2015, where he was issued a final reprimand. Staff Member C completed training and policy review on the following policies: (1) Confidentiality of Client Identity and (2) Telephone and Wireless Device Usage. Staff Member C also reviewed and signed the same policy acknowledgement forms that he reviewed and signed during new hire orientation. All of this was completed prior to Staff Member C returning to work on October 24, 2015.

Signature: [signature]
Printed Name: Jonathan P. Swartsburg
Printed Title: Divisional Vice President
Date: 12/10/15

Staff Member C was prohibited from working in Seneca Dorm until Resident #2 was discharged from the program on November 20, 2015.

Additionally and as requested, Staff Member C successfully completed the state approved CPSL Training offered online by the University of Pittsburgh on May 31, 2015.

As a monitoring measure, the Facility Director will conduct random private interviews with staff members and residents on a quarterly basis for one calendar year. The interviews will focus on the program's 7 Key Principles which emphasize the importance of residents being treated with dignity and respect. At the conclusion of one year, the need to continue said interviews will be evaluated.

Signature of Legal Entity Representative
Printed Name and Title of Legal Entity Representative Jonathan P. Swartzberg, Divisional Vice President
Date 12/10/15

Licensing Inspection Summary: 41125 - 09/17/2015 - Mundy, Olivia
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 SENACA DORM

1. REGULATION 55 Pa.Code §3800

3800.202(b) - With the exception of exclusion as specified in § 3800.212 (relating to exclusion), a restrictive procedure may be used only to prevent a child from injuring himself or others.

2a. DESCRIPTION OF VIOLATION

On 7/6/15 Resident # 1 was escalated because he/she was not permitted to leave the unit for breakfast with the other residents due to disruptive behavior on 7/5/15. At approximately 8:30 AM, Staff Member A manually restrained Resident # 1 to the floor in a resident bedroom for yelling and getting in the face of the staff member. Following the restraint, Resident # 1 complained of left arm discomfort and was transported to a hospital emergency room and was diagnosed with a radial shaft fracture to his/her left arm.

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.

Abraxas I does not agree with the Bureau of Human Services Licensing and their decision to cite the facility for Staff Member A initiating an emergency safety physical intervention with Resident #1. Resident #1 has a history of physical aggression toward staff and other residents as well as a history of self-injurious behaviors (e.g., punching walls, lockers), those of which caused him to require medical attention to his hands in the past. Resident #1 also had a Restrictive Procedure Plan due to the number of emergency safety physical interventions he required within a 3 month period. The video of this incident was reviewed and assessed by the Physical Intervention Review Board. This team determined the staff member intervened appropriately.

However, by November 1, 2015, Staff Member A as well as the other staff members of Seneca Dorm will attend Safe Crisis Management (SCM) Training, which will place a strong emphasis on the theory portion of SCM. The training will also include review of 3800.202(a)-(c3).

The director will implement monitoring procedures to ensure that, with the exception of exclusion, restrictive procedures are used only to prevent a child from injuring himself or others. BB 12/17/15

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Printed Name and Title of Legal Entity Representative (Required on EVERY Page) Jonathan P. Swartzberg, Divisional Vice President			Date 10/19/15	

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