



STATE OF MICHIGAN  
DEPARTMENT OF HUMAN SERVICES  
LANSING

RICK SNYDER  
GOVERNOR

NICK LYON  
INTERIM DIRECTOR

January 7, 2015

Mr. Joseph Peiffer, II  
3675 Ponca Court  
Grandville, MI 49418

Re: License CF410314505

Dear Mr. Peiffer:

Enclosed please find a copy of the Order Transmitting Settlement Agreement and Settlement Agreement. In accordance with the Agreement, your license has been administratively closed effective January 5, 2015. It is further understood that you will not receive adults for care now, or in the future, without being properly licensed.

Sincerely,

  
Jerry Hendrick, Acting Director  
Adult Foster Care/Homes for the Aged Licensing Division  
Bureau of Children and Adult Licensing

Enclosure.

JH:kam

cc: Arlene B. Smith, Licensing Consultant

COP

STATE OF MICHIGAN  
MICHIGAN ADMINISTRATIVE HEARING SYSTEM

IN THE MATTER OF:

Joseph Peiffer, II,  
Petitioner

v

Bureau of Children and Adult Licensing,  
Respondent

Docket No.: 14-004922-DHS

Case No.: AM 410314505

Agency: Department of  
Human Services

Case Type: DHS BCAL

Filing Type: Sanction

RECEIVED

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BUREAU OF CHILDREN  
AND ADULT LICENSING

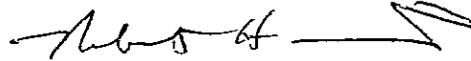
Issued and entered  
this 1st day of December 2014  
by Robert H. Mourning  
Administrative Law Judge

ORDER TRANSMITTING SETTLEMENT AGREEMENT

On November 26, 2014, the Respondent submitted a settlement agreement executed by the parties on November 25, 2014. The Settlement Agreement resolves all of the allegations contained in the Notice of Intent to Revoke License dated January 15, 2014.

The Michigan Administrative Hearing System has removed this case from its docket, cancelled the hearing scheduled for December 4, 2014 and closed its file in this matter.

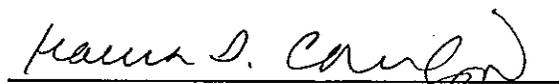
The Settlement Agreement is attached hereto, incorporated by reference into this Order, and transmitted to the Director of the Department of Human Services.



Robert H. Mourning  
Administrative Law Judge

ORDER APPROVING SETTLEMENT AGREEMENT

It is so Ordered:



Maura D. Corrigan, Director  
Department of Human Services

Date: Dec. 26, 2014

STATE OF MICHIGAN  
MICHIGAN ADMINISTRATIVE HEARING SYSTEM

In the matter of

Joseph Peiffer, II,  
2<sup>nd</sup> Base AFC  
Petitioner,

Docket No: 14-004922-DHS  
Agency No: AM410314505  
Agency: Dept. of Human Services  
Case Type: DHS BCAL  
Filing Type: Sanction Revocation

v

Bureau of Children & Adult Licensing,  
Respondent.

ALJ: Robert H. Mourning

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Assistant Attorney General  
Attorney for Respondent  
Michigan Department of Attorney General  
Licensing & Regulation Division  
525 W. Ottawa St.  
P.O. Box 30754  
Lansing, MI 48909

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SETTLEMENT AGREEMENT

On January 15, 2014, the Bureau of Children and Adult Licensing ("BCAL") issued its *Notice of Intent to Revoke License* concerning Petitioner's adult foster care license for the facility known 2d Base AFC in the above-captioned matter. Petitioner Joseph Peiffer, II, appealed and a hearing is scheduled for December 4, 2014.

The Petitioner has reached an agreement for the sale and transfer of 2<sup>nd</sup> Base AFC. The real property would be purchased by Betty Awere, individually, under a Land Contract with a one (1) year term. The business assets will be purchased by Key Assisted Living, L.L.C., an entity formed by Betty Awere with payments to the Petitioner over a five (5) year term. Key Assisted Living, L.L.C. has applied to BCAL for a new adult foster care license for the facility. In light of the pending transfer of the facility, and in settlement of all issues raised in the Notice of Intent to Revoke License, the undersigned parties hereby agree:

- 1) Key Assisted Living, L.L.C. shall be permitted by BCAL to operate 2<sup>nd</sup> Base AFC under the existing license, pursuant to a signed Management Agreement, until BCAL completes its review of the pending license application of Key Assisted

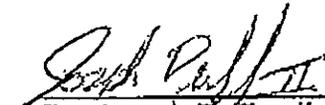
Living, L.L.C.

- 2) Upon approval of the license application for Key Assisted Living, L.L.C. by BCAL, Joseph Peiffer, II, understands and agrees that his adult foster care license for 2<sup>nd</sup> Base AFC shall be administratively closed.
- 3) In the event that Key Assisted Living L.L.C.'s license application for 2<sup>nd</sup> Base AFC is denied by BCAL, Joseph Peiffer, II, understands and agrees that his adult foster care license for 2<sup>nd</sup> Base AFC shall be administratively closed and any and all residents residing at the facility shall be discharged on 30 days notice pursuant to the applicable adult foster care rules.
- 4) In the event of a default by Betty Awere on the terms of the Land Contract, Petitioner agrees that he will not retake possession of the real property until after any and all residents residing at the facility are discharged by Key Assisted Living, L.L.C. pursuant to the applicable adult foster care rules. Key Assisted Living, L.L.C., and not Petitioner, shall continue to provide care to the residents during any discharge period contemplated by this paragraph.
- 5) Joseph Peiffer, II, agrees and understands that an administrative hearing will not be held in this matter.
- 6) Joseph Peiffer, II agrees not to apply for an adult foster care license under the Adult Foster Care Facility Licensing Act, MCL §400.701 et. seq., for a period of five years and agrees not to be connected, directly or indirectly, with a licensee for a period of five years from the effective date of this agreement, other than as specified above. This agreement does not affect the following adult foster care family home license, or BCAL's consideration of Petitioner's application for an adult foster care small group home license for the same facility known as:

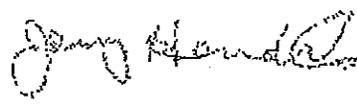
1<sup>st</sup> Base AFC, 3675 Ponca Ct., Grandville, MI 49418  
License #AF410285880

PETITIONER

BUREAU OF CHILDREN AND  
ADULT LICENSING

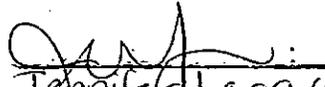
  
By: Joseph Peiffer, II

Date: 11/25/14

  
By: Jerry Hendrick  
Its: Division Director  
Date: 11/25/2014

PROOF OF SERVICE

I hereby state, to the best of my knowledge, information and belief, that a copy of the foregoing document was served upon all parties and/or attorneys of record in this matter by Inter-Departmental mail to those parties employed by the State of Michigan and by UPS/Next Day Air, facsimile, and/or by mailing same to them via first class mail and/or certified mail, return receipt requested, at their respective addresses as disclosed below this 30th day of December, 2014.

  
Jennifer Larrivey  
Department of Human Services

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Lansing, MI 48913