STATE OF MICHIGAN
DEPARTMENT OF HUMAN SERVICES
BUREAU OF CHILDREN AND ADULT LICENSING

**In the matter of**

License #: DG110064425
SIR #: 2014D0298006

Rosanna Hoffmann

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ORDER OF SUMMARY SUSPENSION
AND NOTICE OF INTENT TO REVOKE LICENSE

The Michigan Department of Human Services, by Jerry Hendrick, Director, Child Care Licensing Division, Bureau of Children and Adult Licensing, Orders the Summary Suspension and provides notice of the intent to revoke the license of Licensee, Rosanna Hoffmann, to operate a group child care home pursuant to the authority of the Child Care Organizations Act, 1973 PA 116, as amended, MCL 722.111 et seq., for the following reasons:

1. On or about January 9, 1995, Licensee was issued a license to operate a group child care home with a licensed capacity of 12 at 1378 Country Knoll Place, Saint Joseph, Michigan 49085.
2. In November 2013, the Licensee began caring for Child A. During the first several weeks of care, Child A was fussy and exhibited some symptoms of colic. By December 2013, Child A no longer displayed colicky behavior at home and behaved in an age-appropriate manner for a five-month-old infant. Between

December 2013 and January 2014, the Licensee regularly contacted Child A's mother while she was at work to report that Child A was inconsolable.

3. On January 29, 2014, at approximately 9:00 a.m., Child A's mother dropped Child A and Child B off at the Licensee's home. At that time, Child A was behaving normally [redacted]. Between 9:45 a.m. and 4:00 p.m., the Licensee sent Child A's mother 31 text messages regarding Child A's behavior. The Licensee also telephoned Child A's mother on two occasions. Several of the messages from the Licensee indicated frustration and an inability to calm Child A, including the following:

    a. At approximately 9:45 a.m., the Licensee sent the following text message: "Here we go again... Tried to feed her and she's hysterical...Gave her gas drops not helping. Trying fan and blanket"

    b. At 10:06 a.m., Child A's mother responded and instructed the Licensee to put some gas relief drops on the end of Child A's pacifier and give it to the child. The Licensee then responded, "Yeah she finally fell asleep."

    c. At 12:08 p.m., the Licensee sent the following text message: "She crying again. Won't eat much at all. Won't take paci...Woke everyone up again...I don't think I can do this with her anymore. It's so upsetting to everyone including me." Child A's mother responded, "That makes me sad but a friend of ours does at home day care and I can see if she has an opening." The Licensee then stated, "Makes me sad too. There just doesn't seem to be anything to calm her the first few days...She finally ate

just now. Calmed down...Yeah, you'll switch her and she will probly [sic] grow out of it...."

d. At 1:11 p.m., the Licensee sent a text message to Child A's mother that stated, in part, "Are you holding her a lot at home? Just wondering if that's causing her to readjust every week??" Child A's mother replied that she didn't hold Child A that much at home. Instead, she utilized a bouncy chair, a swing, and a baby gym to soothe the child. The Licensee responded, "Whaaat??! Oh my goodness."

e. Child A's mother then offered to take time off work and spend the day in the child care to assist the Licensee with Child A. The Licensee responded, "No, I don't want you to switch them out. And you being here isn't going to help the other kids stay in routine...You said she does this stuff at home and it really is super bad Monday and Tuesdays only."

f. Child A's mother reiterated her offer to stop by the Licensee's home to assist in caring for Child A. The Licensee responded, "In 21 years, it has always been disruptive when a parent shows up, stays. Bc [sic] the kids don't eat, sit at table or listen to me when a parent is here...And I will call u to come Monday when she's doing it...Now she probly [sic] won't do it just bc [sic] we're trying to fix it..."

g. [redacted]

4. On January 29, 2014, at approximately 4:15 p.m., Child A's mother picked Child A up from the Licensee's home. [redacted]

5. [redacted]

6. On January 31, 2014, [redacted] Sue Wiseman and Licensing Consultant Tiara McKay interviewed the Licensee regarding Child A's condition during the afternoon hours of January 29, 2014. On February 4, 2014, Detective Soper of the Lincoln Township Police Department conducted a follow-up interview of the Licensee. During these interviews, the Licensee reported the following:

   a. At approximately 11:40 a.m., Child A became fussing and was "going all out," crying hysterically. At approximately noon, the Licensee laid Child A down for a nap a crib in a separate room of the child care home.

   b. Child A took a nap from noon to 2:00 p.m. When Child A awoke, she was still fussy. The Licensee attempted to feed a bottle to Child A, but she remained fussy and would not take it.

   c. After attempting to feed Child A, the Licensee laid the child back down in the nap room for approximately 30 minutes to one hour.

d. [redacted]

e. [redacted]

motion.

f. The Licensee then held Child A and rocked Child A for approximately ten minutes. [redacted]

7. [redacted]

a. [redacted]

b. [redacted]

c. [redacted]

i. [redacted]

ii. [redacted]

iii. [redacted]

iv. [redacted]

v. [redacted]

d. [redacted]

8. On February 5, 2014, Child A was released from Bronson Hospital to the care of her parents. [redacted]

9. On May 29, 2014, Ms. Wiseman concluded an investigation of the Licensee's conduct towards Child A [redacted]

COUNT I

The conduct of the Licensee, as set forth in paragraphs 3 through 9 above, evidences a violation of:

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|---|---|
| **R400.1902** | **Caregiver and child care home family.**<br>(2) An applicant or the caregiver shall be of responsible character and shall be suitable and able to meet the needs of children and provide for their care, supervision, and protection. |

COUNT II

The conduct of the Licensee, as set forth in paragraphs 3 through 9 above, evidences a violation of:

**R400.1911** **Supervision.**
(1) The caregiver shall assure appropriate care and supervision of children at all times.

COUNT III

The conduct of the Licensee, as set forth in paragraphs 3 through 9 above, evidences a violation of:

**R400.1913** **Discipline and child handling.**
(3) Caregiving staff shall not do any of the following:
(a) Hit, spank, shake, bite, pinch, or inflict other forms of corporal punishment.

COUNT IV

The conduct of the Licensee, as set forth in paragraph 9 above, provides grounds for revocation of licensure pursuant to:

MCL 722.119 **Child care organization; presence of certain individuals prohibited; conditions; unsupervised contact by certain individuals prohibited; conditions; documentation that individuals not named in central registry; policy regarding supervision of volunteers; children's camps or campsites.** (3) . . . If an updated central registry clearance documents that a licensee, registrant, adult household member, licensee designee, chief administrator, staff member, or unsupervised volunteer is named as a perpetrator in a central registry case, he or she may not be present in the child care organization. . . .

[Note: MCL 722.111(1)(a) defines a "child care organization" to include "group child care homes".]

DUE TO THE serious nature of the above violations and the potential risk it represents to vulnerable children in Licensee's care, emergency action is required. Therefore the provision of MCL 24.292 of the Administrative Procedures Act of 1969, as amended, is invoked. Licensee is hereby notified that the license to operate a group child care home is summarily suspended.

EFFECTIVE 6:00 p.m., on Monday, July 14, 2014, Licensee is ordered not to operate a group child care home at 1378 Country Knoll Place, Saint Joseph, Michigan 49085, or at any other location or address. Licensee is not to receive children for care after that time or date. Licensee is responsible for informing parents or guardians of children in care that license has been suspended and that Licensee can no longer provide care.

HOWEVER, BECAUSE THE Department has summarily suspended Licensee's license, an administrative hearing will be scheduled before an Administrative Law Judge. Licensee will be notified of the hearing date.

Licensee MUST NOTIFY the Department in writing or by phone no later than 5 days before the administrative hearing whether or not Licensee plans to attend. MCL 24.272 of the Administrative Procedures Act of 1969 permits the Department to proceed with the administrative hearing even if Licensee does not appear. Licensee may be represented by an attorney at the administrative hearing.

DATED: 7/14/14

Stacie Bladen, Acting Deputy Director
Children's Services Administration
Department of Human Services

This is the last and final page of the ORDER OF SUMMARY SUSPENSION AND NOTICE OF INTENT in the matter of Rosanna Hoffman, DG110064425, consisting of nine pages, this page included.

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STATE OF MICHIGAN
DEPARTMENT OF HUMAN SERVICES
BUREAU OF CHILDREN AND ADULT LICENSING

In the matter of

License #: DG110064425
SIR #: 2014D0298006

Rosanna Hoffman

_____/

PROOF OF SERVICE

The undersigned certifies that a copy of the Order of Summary Suspension and Notice of Intent was personally served upon the person below on:

July 14, 2014 at 5:50pm at 1378 Country Knoll Drive St Joseph, MI
Date Time Place

Rosanna Hoffman

Bureau of Children and Adult Licensing