



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF COMMUNITY AND HEALTH SYSTEMS

MIKE ZIMMER
DIRECTOR

July 28, 2015

Wendy Griest
6546 Wilson Drive
Brighton, MI 48116

RE: DC470370947

Dear Ms. Griest:

On or about June 1, 2015 you were mailed a copy of the Department's Notice of Intent to Revoke your License to operate a child care center. In accordance with that notice, and because you did not exercise your right of appeal, your license has been revoked effective July 9, 2015. It is further understood that you will not receive children for care now, or in the future, without being legally licensed to do so.

Sincerely,



Mark Jansen, Director
Child Care Licensing Division

MJ: sb

Enclosure

cc: Rose A. Rafferty-Aguirre, Area Manager



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

MIKE ZIMMER
DIRECTOR

June 1, 2015

Wendy Griest
6546 Wilson Drive
Brighton, MI 48116

License #: DC470370947
SIR #: 2015D0916020

Dear Ms. Griest:

Enclosed is a copy of a NOTICE OF INTENT TO REVOKE YOUR LICENSE to operate a child care center, alleging that you have violated the Child Care Organizations Act. Your options are as follows:

- 1) You may appeal the Notice of Intent and attend a pre-hearing compliance conference. A Notice of Compliance Conference, which provides the date, time, location, and guidelines of the conference, is enclosed.
- 2) You may appeal the Notice of Intent, waive the compliance conference, and proceed directly to an administrative law hearing.
- 3) You may choose not to appeal the Notice of Intent.

If you choose to appeal the Notice of Intent, the Department must receive your WRITTEN APPEAL within 30 days of your receipt of this Notice. If the Department does not receive your written appeal within 30 days of your receipt of this Notice, you will have WAIVED YOUR RIGHT to an administrative law hearing and the proposed action will be final.

Sincerely,

Jay Calewarts, Acting Director
Child Care Licensing Division
Office of Child and Adult Licensing

Enclosures

Cc: Rose A. Rafferty-Aguirre, Area Manager

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

In the matter of
Wendy Griest
Bright Academy

License #: DC470370947
SIR #: 2015D0916020

NOTICE OF INTENT TO
REVOKE LICENSE

The Michigan Department of Licensing and Regulatory Affairs, by Jay Calewarts, Acting Director, Child Care Licensing Division, Office of Child and Adult Licensing, provides notice of the intent to revoke the license of Licensee, Wendy Griest, to operate a child care center 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 April 20, 2015, Licensee was issued a license to operate a child care center, with a current licensed capacity of 38, at, 12000 Larkins Road, Brighton, MI 48114.
2. On April 20, 2015, Child A (M, age 23 months) left the child care center, without Licensee's or staffs' knowledge, and was observed in the middle of Larkins Road a quarter mile away from the child care center.
3. On April 22, 2015, Licensing Consultant Jinelle Manchester spoke with DHS Worker Marie Runnals who was conducting a separate investigation of the allegations. On April 20, 2015, Ms. Runnals was informed that Child A had left

the child care center and went down the road about 2/10 of a mile before he was returned to the child care center by a neighbor. Ms. Runnals interviewed Pastor Al Kasten of Pleasant Valley Baptist Church, the location of Licensee's child care center, and he confirmed to Ms. Runnals that he informed Licensee that she could no longer operate her child care center in the church due to this incident.

4. On April 22, 2015, Ms. Manchester spoke with Pastor Kasten over the phone and he confirmed that he would no longer allow Licensee to operate her child care center in Pleasant Valley Baptist Church due to Child A wandering away.

Monday, April 20, 2015, was the first and final day that Licensee's child care center operated in the church.

5. On April 23, 2015, Ms. Manchester and Ms. Runnals interviewed Licensee who stated that on April 20, 2015, she and two caregivers, Carly Mohr and Stephanie Flood, were at the child care center. Licensee stated that to the best of her knowledge Child A was dropped off at the child care center at 8:30 a.m. and that at approximately 9:45 a.m. or 10:00 a.m. the child care children went to the gym with Ms. Mohr while Ms. Flood was making snacks for the child care children. Licensee stated that Pastor Kasten's sister, Wendy Hyslop, found Child A and returned him to the child care center. Licensee stated that she is unsure what time Child A was returned to the child care center but thinks that it was when Ms. Mohr was preparing snacks. Licensees stated that when Child A was returned to the child care center she called Child A's Mother but she did not answer and Licensee did not leave a message. Licensee informed Child A's Mother of the event when she arrived to pick up Child A at approximately 4:30 p.m. Per

Licensee's Accident/Incident policy Licensee is required to document an accident or incident when it occurs and have the report signed by Licensee and the child's parent. Licensee did not document this incident, as required. Furthermore, Licensee admitted that she failed to contact her licensing consultant to report that Child A had gone missing. During this interview Ms. Manchester requested to review all of the enrolled child care children's files and information cards but Licensee could not locate them at her home. Licensee suggested that they might be at the child care center.

6. On April 23, 2015, Ms. Manchester and Ms. Runnals met with Ms. Mohr at the child care center to interview Ms. Mohr and view the child care center attendance records and child information cards. Upon their arrival Ms. Manchester inspected the attendance sheet dated April 20, 2015, and observed that the child care children's first and last names were not listed. Additionally, four of the 17 children signed in did not have a time of arrival and nine of the 17 children did not have a time of departure. Child A's arrival time was listed which stated that Child A arrived at the child care center on April 20, 2015, at 8:55 a.m. but there was no departure time entered. There were 17 children's names written on the attendance sheet but not all of the enrolled children's files and information cards could be located.
7. Ms. Mohr stated that on April 20, 2015, she was in the gym with the child care children when Child A arrived at the child care center. Ms. Mohr stated that Child A, Child A's Mother and Licensee entered the gym. Ms. Mohr asked Child A what his name was and after that Child A, Child A's Mother and Licensee left the

gym. Ms. Mohr stated that about 15 minutes later Ms. Hyslop arrived at the child care center and stated that she found a toddler outside and asked if any child care children were missing. It was discovered that the toddler Ms. Hyslop found was Child A, who was covered with mud, soaking wet and not wearing a jacket. Child A's Mother had brought extra clothes for him and staff changed him into his dry clothes.

8. On April 23, 2015, Ms. Manchester spoke with Ms. Hyslop who stated that on April 20, 2015, her daughter went to Pleasant Valley Baptist Church at approximately 9:05 a.m. on a golf cart and at approximately 9:10 a.m. was returning home from the church. On her way she saw Child A in the middle of Larkins Road and saw two cars pass by Child A without stopping. Ms. Hyslop's daughter did not approach Child A but she did call Ms. Hyslop at approximately 9:20 a.m. and at that time Ms. Hyslop arrived and found Child A with mud on him. Ms. Hyslop took Child A to the child care center at approximately 9:30 a.m. When she arrived she spoke with Licensee who had no idea that Child A had left the child care center.
9. On April 23, 2015, Ms. Manchester and Ms. Runnals interviewed Child A's Mother who stated that she did not have a missed call from Licensee on April 20, 2015, contradicting Licensee's claim that she called Child A's Mother when Child A was brought back to the child care center. Child A's Mother stated that Licensee did call her from her home at approximately 2:25 p.m. and that Licensee informed her that Child A got out of the child care center and made it to the road but provided no further details. When Ms. Manchester and Ms. Runnals

informed Child A's Mother that Child A was found in the road approximately a quarter mile from the child care center and that it was a community member who returned Child A to the child care center Child A's Mother stated that Licensee did not inform her of these details. Upon hearing these details from Ms. Manchester and Ms. Runnals Child A's Mother was visibly upset. Additionally, Licensee did not inform Child A's Mother how long he was missing from the child care center or that he was muddy and wet. During her April 20, 2015, phone call with Licensee Child A's Mother stated that Licensee informed her that she was at home so she could pray. Child A's Mother stated that when she arrived to pick up Child A his clothes were clean with the exception of his socks and shoes. With Ms. Manchester and Ms. Runnals in her presence Child A's Mother brought out the clothes Child A wore to the child care center on April 20, 2015. Child A's Mother stated that Child A's clothes smelled as if they had been washed, possibly with fabric softener. Child A's Mother stated that she uses fragrance free detergent, leading Child A's Mother to question whether Licensee called her from her home on April 20, 2015, because she was washing Child A's clothes.

10. On April 23, 2015, Ms. Manchester and Ms. Runnals returned to Licensee's home to further discuss the April 20, 2015, incident. Ms. Manchester asked Licensee what she did when Child A was returned to the child care center. Licensee admitted that the incident caused her stress to the point that she went home to take an Ativan, while leaving Ms. Mohr and Ms. Flood alone with 17 child care children ages one to five years. Ms. Runnals asked Licensee about washing Child A's clothes on April 20, 2015, and Licensee admitted that when

Child A was returned to the child care center she did take his clothes with her to her home and washed them.

11. On April 24, 2015, Ms. Manchester interviewed Ms. Flood who stated that she arrived at the child care center at 8:00 a.m. on April 20, 2015. She and Ms. Mohr were with the child care children in the gym. Ms. Flood informed Ms. Mohr that she was leaving to prepare snacks for the child care children. Approximately 7-10 minutes later a woman entered the gym asking if anyone was missing since a toddler had been found a few doors down. Ms. Flood stated that Ms. Mohr asked where Child A was and at that time Ms. Flood informed Licensee that Child A was missing. Ms. Flood stated that she got into her car to look for Child A. When she returned Child A had already been returned to the child care center. Ms. Flood stated that Licensee left shortly after due to stress, leaving Ms. Flood alone in the preschool room with 10 children ages two to five years and Ms. Mohr alone in the toddler room with seven children ages one to two years.
12. On April 27, 2015, Ms. Manchester reviewed Licensee's case file and noticed that the gymnasium at Pleasant Valley Baptist Church was not approved for child care use by Fire Inspector Duane Dimet when he completed his fire inspection on April 1, 2015.
13. On April 28, 2015, Ms. Manchester spoke with Ms. Mohr who confirmed that on April 20, 2015, Licensee left the child care center at approximately noon and returned at approximately 2:30 p.m.
14. On April 29, 2015, Ms. Manchester spoke with Licensee who stated that she left the child care center on April 20, 2015, at approximately 11:00 a.m. and returned

at 3:00 p.m. Licensee admitted that she did not complete a written incident/accident report to document Child A missing from the child care center. Licensee further admitted that she knew the gymnasium was not an approved space and that it should not have been used for her child care center.

COUNT I

The conduct of Licensee, as set forth in paragraphs 2 through 6 above, evidences a violation of:

- R 400.8125(1) Staff and Volunteers.**
(1) All staff and volunteers shall provide appropriate care and supervision of children at all times.

COUNT II

The conduct of Licensee, as set forth in paragraphs 5 & 14 above, evidences a violation of:

- R 400.8155(1) Child accidents and incidents; child and staff illness.**
(1) A plan for when and how parents will be notified when the center observes changes in the child's health, a child experiences accidents, injuries, or incidents, or when a child is too ill to remain in the group shall be developed and implemented.

COUNT III

The conduct of Licensee, as set forth in paragraphs 5 & 14 above, evidences a violation of:

R 400.8158(1)(a) Incident, accident, injury, illness, death, fire reporting.

(1) A center shall make a verbal report to the department within 24 hours of the occurrence of any of the following:

(a) A child is lost or left unsupervised.

COUNT IV

The conduct of Licensee, as set forth in paragraphs 10 & 11 above, evidences a violation of:

R 400.8182(3)(a) Ratio and group size requirements.

(3) In each room or well-defined space, the maximum group size and ratio of caregivers to children, including children related to a staff member or the licensee, shall be the following:

(a) For infants and toddlers, there shall be 1 caregiver for 4 children and a maximum group size of 12.

COUNT V

The conduct of Licensee, as set forth in paragraphs 10 & 11 above, evidences a violation of:

R 400.8182(8) Ratio and group size requirements.

(8) If there are children of mixed ages in the same room or well-defined space, then the ratio and group size shall be determined by the age of the youngest child, unless each group of children is clearly separated and the appropriate caregiver-to-child ratios and group sizes, if applicable, for each age group are maintained.

COUNT VI

The conduct of Licensee, as set forth in paragraphs 12 & 14 above, evidences a violation of:

R 400.8167(3) Indoor space.

(3) A center shall provide a floor plan of all child use areas to the department at initial licensure and before making structural changes or adding any child use space. Only space that has received prior approval for child use by the department may be used for child care.

COUNT VII

The conduct of Licensee, as set forth in paragraphs 5 & 6 above, evidences a violation of:

R 400.8143(1) Children's records.

(1) At the time of the child's initial attendance, the center shall obtain a child information card, using a form provided by the department or a comparable substitute, completed and signed by the parent, and the center shall keep it on file and accessible in the center.

COUNT VIII

The conduct of Licensee, as set forth in paragraphs 5 & 6 above, evidences a violation of:

R 400.8143(10) Children's records.

(10) The center shall maintain an accurate record of daily attendance at the center that includes each child's first and last name and each child's arrival and departure time.

NOTICE IS GIVEN that, Licensee is offered the opportunity to show compliance with all lawful requirements for retention of the license. If Licensee appeals the Notice of Intent and compliance is not shown, formal proceedings will be commenced pursuant to the Child Care Organizations Act, 1973 PA 116, as amended, MCL 722.111 et seq., rules promulgated thereunder, and the Administrative Procedures Act, 1969 PA 306, as amended; MCL 24.201 et seq. Should formal proceedings commence, you have the right to attorney representation at your own expense.

LICENSEE IS NOTIFIED that pursuant to MCL 722.121(2) of the Child Care Organizations Act, Licensee has 30 days from the date of receipt of the Notice of Intent to file a written appeal of the proposed action. The appeal shall be addressed to Joshua Hargrove, Departmental Analyst, Office of Child and Adult Licensing, Michigan Department of Licensing and Regulatory Affairs. Your written appeal must include your name and license number, and must be submitted using one of the following methods:

- Mail your written appeal to the Office of Child and Adult Licensing, P.O. Box 30650, Lansing, MI 48909. You should obtain some type of delivery confirmation to verify delivery;
- Fax your written appeal to the Office of Child and Adult Licensing at (517) 284-9709. You should keep a copy of your fax confirmation as proof of submittal; or
- Email your written appeal to DAUappeals@Michigan.gov. You should keep a copy of the sent email as proof of submittal.

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

In the matter of

License #: DC470370947
SIR #: 2015D0916020

Wendy Griest

NOTICE OF COMPLIANCE CONFERENCE

Date: August 4, 2015

Time: 11:00 a.m.

Location: Cadillac Place, 3026 West Grand Blvd., Suite 11-350, Conference Room B,
Detroit, MI 48202

Pursuant to the Administrative Procedures Act, MCL 24.292(1), you are afforded the opportunity to attend an informal compliance conference. The purpose of the compliance conference is to allow you to show that you were in compliance with the Child Care Organizations Act and the licensing rules promulgated thereunder. You have the right, at your expense, to have an attorney represent you at the compliance conference. You may also bring **one** support person to the compliance conference.

To enable a thorough discussion of the Notice of Intent at the compliance conference, please bring any documents, pictures, etc. that you would like the Department to consider. You may also submit documents to the Department prior to the compliance conference by emailing them to DAUappeals@Michigan.gov.

If you are unable to attend the compliance conference at the scheduled date and time, you may request, in writing, that the Department change the date and/or time. The Department will make all reasonable attempts to accommodate your request, but will not reschedule the compliance conference to a date more than 10 days after the scheduled date. If you promptly notify the Department of your inability to attend the compliance conference as scheduled, the Department may be able to schedule the compliance conference to a date earlier than originally scheduled.

If you are unable to show that you were in compliance with the Child Care Organizations Act and licensing rules, and a resolution cannot be reached, the

Department will forward the matter to the Michigan Administrative Hearing System for the scheduling of a formal administrative hearing. The Michigan Administrative Hearing System will subsequently notify you of the date, time, and location of the administrative hearing.

All Department meetings and hearings are conducted in compliance with the Americans with Disabilities Act in buildings that accommodate mobility-impaired individuals and have accessible parking. If you require additional accommodations to participate in the compliance conference, please notify the Department at least one week in advance to make the necessary arrangements.

Please direct all written communications regarding the compliance conference or administrative hearing, including your license number, to the individual listed below:

Joshua Hargrove, Departmental Analyst
Office of Child and Adult Licensing
Bureau of Health Care Services
Michigan Department of Licensing and Regulatory Affairs
Victor Office Center
201 North Washington Square, 4th Floor
P.O. Box 30650
Lansing, MI 48909-8150

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

In the matter of

License #: DC470370947

SIR #: 2015D0916020

Wendy Griest

PROOF OF SERVICE

The undersigned certifies that a copy of a Notice of Intent to revoke the license in the above matter was served upon the following persons by mailing the same to them at their address of record by certified mail on June 3, 2015.

Wendy Griest
6546 Wilson Drive
Brighton, MI 48116



Suzanne Bancroft
Office of Child and Adult Licensing
Bureau of Health Care Services