



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF HUMAN SERVICES
LANSING

BUREAU OF CHILDREN'S AND ADULT LICENSING



MAURA D. CORRIG,
DIRECTOR

September 22, 2014

Leon LeDuff
Plumbrooke
613 Fildew
Pontiac, MI 48341

Re: License AS630304795

Dear Mr. LeDuff:

On or about June 11, 2014 you were mailed a copy of the Department's Notice of Intent to Revoke your license to operate an adult foster care small group home. In accordance with that notice, and because you did not exercise your right of appeal, your license has been revoked effective August 4, 2014. It is further our understanding that you are not receiving adults for care now, nor will you be in the future, without being properly licensed.

Sincerely,

Jerry Hendrick, Acting Director
AFC/HFA Licensing Division
Bureau of Children & Adult Licensing

JH:kam

cc: Denise Nunn, BCAL, Area Manager
John Pochas, BCAL, Licensing Consultant

Certified letter- return receipt requested.



RICK SNYDER
GOVERNOR

State of Michigan
DEPARTMENT OF HUMAN SERVICES
BUREAU OF CHILDREN AND ADULT LICENSING



MAURA D. CORRIGAN
DIRECTOR

June 11, 2014

Leon LeDuff
Plumbrooke
613 Fildew
Pontiac, MI 48341

License #: AS630304795
SIR #: 2014A0614017

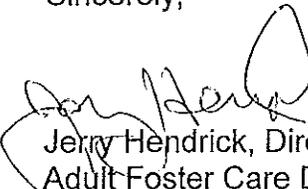
Dear Mr. LeDuff:

Enclosed is a copy of a NOTICE OF INTENT TO REVOKE YOUR LICENSE to operate an adult foster care small group home, alleging that you have violated the Adult Foster Care Facility Licensing 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,


Jerry Hendrick, Director
Adult Foster Care Division
Bureau of Children and Adult Licensing

Enclosures

Cc: Denise Nunn, Area Manager

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

In the matter of

License #: AS630304795
SIR #: 2014A0614017

Leon LeDuff
Plumbrooke

NOTICE OF INTENT TO
REVOKE LICENSE

The Michigan Department of Human Services, by Jerry Hendrick, Director, Adult Foster Care Division, Bureau of Children and Adult Licensing, provides notice of the intent to revoke the license of Licensee, Leon LeDuff to operate an adult foster care small group home pursuant to the authority of the Adult Foster Care Facility Licensing Act, 1979 PA 218, as amended, MCL 400.701 et seq., for the following reasons:

1. On or about November 19, 2009, Licensee was issued a license to operate an adult foster care small group home, with a current licensed capacity of six, at 23597 Plumbrooke, Southfield, Michigan 48076.
2. On multiple occasions during the fall months of 2013, direct care worker Tiffany Perkins took residents to their respective financial institutions and had the residents withdraw money from their personal bank accounts. Ms. Perkins instructed the residents to give or lend her the money withdrawn. Ms. Perkins did

not return these funds to the residents. The Licensee failed to assure that residents were protected from financial exploitation, as exhibited by the following:

- a. Between September and December of 2013, Ms. Perkins transported Resident A to his bank on approximately 25 occasions to withdraw money. During this time period, Resident A withdrew \$1,095.00 in funds. Ms. Perkins did not accompany Resident A into the bank. Instead, Ms. Perkins instructed Resident A to withdraw a specific amount of money from his account. When Resident A returned to the vehicle, he gave Ms. Perkins a portion of the funds and kept some of the money for himself. The following cash withdrawals were made from Resident A's bank account:

Transaction Date	Withdrawal Amount
09/27/2013	\$100.00
09/30/2013	\$30.00
10/03/2013	\$150.00
10/09/2013	\$100.00
10/15/2013	\$30.00
10/15/2013	\$30.00
10/18/2013	\$40.00
10/23/2013	\$40.00
10/24/2013	\$75.00
10/30/2013	\$5.00
11/01/2013	\$80.00
11/04/2013	\$20.00
11/04/2013	\$40.00
11/08/2013	\$5.00
11/08/2013	\$10.00
11/15/2013	\$90.00
11/22/2013	\$5.00
11/22/2013	\$40.00
11/26/2013	\$30.00
11/27/2013	\$5.00
12/02/2013	\$10.00
12/02/2013	\$100.00
12/03/2013	\$20.00
12/13/2013	\$20.00
12/20/2013	\$20.00

- b. Resident A's Individual Plan of Service notes that Resident A requires assistance with money management. The plan further states that the Licensee's facility is responsible for maintaining receipts for any purchases over \$20.00 and that Resident A should sign a receipt when given cash to spend. On February 20, 2014, Licensing Consultant John Pochas reviewed Resident A's financial records at the Licensee's facility. The Licensee failed to document any of the cash withdrawals made from Resident A's bank account during the fall months of 2013. The Licensee also failed to maintain receipts signed by Resident A regarding these transactions.
- c. On November 1, 2013, Ms. Perkins transported Resident B to his bank to withdraw \$100.00 from his personal account. Resident B is referred to as "Resident A" in SIR #2014A0614017. Ms. Perkins did not accompany Resident B inside the bank. Ms. Perkins asked Resident B to loan her \$100.00, and Resident B withdrew the money and gave it to Ms. Perkins. Ms. Perkins never repaid the \$100.00 to Resident B.
- d. Resident B's Individual Plan of Service limits Resident B's bank account withdrawals to \$20.00 per transaction. The Licensee failed to assure that Resident B's service plan was followed when he withdrew \$100.00 from his account to lend to Ms. Perkins on November 1, 2013.
- e. On December 27, 2013, Mr. Pochas reviewed Resident B's financial records at the Licensee's facility. The Licensee failed to document

Resident B's \$100.00 cash withdrawal that occurred on November 1, 2013.

- f. On December 27, 2013, home manager Curtis Perkins admitted to Mr. Pochas that Resident B's *Funds Form–Part II* documenting November 2013 financial transactions was not completed at the time the transactions occurred. Mr. Perkins stated that he completed the form in December 2013, when he became aware that Ms. Perkins had taken money from Resident B.
3. On January 14, 2014, Mr. Pochas conducted an inspection of the Licensee's facility. Mr. Pochas arrived at the home at approximately 12:00 p.m. and observed a shut -off notice from Consumers Energy taped to the front door. No one answered the door at the facility. At approximately 12:45 p.m., Mr. Pochas returned to the home and met with Mr. Perkins. Mr. Perkins stated that the shut-off notice was a mistake and that Consumers Energy posted the notice on the wrong house. On January 16, 2014, Mr. Pochas verified with a Consumers Energy representative that the electricity at the Licensee's facility had been shut off due to non-payment at 11:30 a.m. on January 14, 2014. The Licensee did not pay for electric service at the facility between August and December of 2013. The Consumers Energy representative confirmed that electric services were restored on January 14, 2014, after the Licensee made a payment on the past-due bill.

COUNT I

The conduct of the Licensee, as set forth in paragraphs 2 and 3 above, evidences a violation of:

R 400.14201

Qualifications of administrator, direct care staff, licensee, and members of the household; provision of names of employee, volunteer, or member of the household on parole or probation or convicted of felony; food service staff.

- (2) A licensee shall have the financial and administrative capability to operate a home to provide the level of care and program stipulated in the application.
- (9) A licensee and the administrator shall possess all of the following qualifications:
 - (c) Be capable of assuring program planning, development, and implementation of services to residents consistent with the home's program statement and in accordance with the resident's assessment plan and care agreement.

COUNT II

The conduct of the Licensee, as set forth in paragraph 2 above, evidences a violation of:

R 400.14201

Qualifications of administrator, direct care staff, licensee, and members of the household; provision of names of employee, volunteer, or member of the household on parole or probation or convicted of felony; food service staff.

- (10) All members of the household, employees, and those volunteers who are under the direction of the licensee shall be suitable to assure the welfare of residents.

COUNT III

The conduct of the Licensee, as set forth in paragraphs 2 and 3 above, evidences a violation of:

R 400.14303 Resident care; licensee responsibilities.

(2) A licensee shall provide supervision, protection, and personal care as defined in the act and as specified in the resident's written assessment plan.

COUNT IV

The conduct of the Licensee, as set forth in paragraph 2 above, evidences a violation of:

R 400.14305 Resident protection.

(1) A resident shall be assured privacy and protection from moral, social, and financial exploitation.

COUNT V

The conduct of the Licensee, as set forth in paragraph 2 above, evidences a violation of:

R 400.14315 Handling of resident funds and valuables.

(3) A licensee shall have a resident's funds and valuables transaction form completed and on file for each resident. A department form shall be used unless prior authorization for a substitute form has been granted, in writing, by the department.

(8) All resident fund transactions shall require the signature of the resident or the resident's designated representative and the licensee or prior written approval from the resident or the resident's designated representative.

(10) A licensee, administrator, direct care staff, other employee, volunteers under the direction of the licensee, and members of their families shall not accept, take, or borrow money or valuables from a resident, even with the consent of the resident.

(13) A licensee shall provide a complete accounting, on an annual basis and upon request, of all resident funds and valuables which are held in trust and in bank accounts or which are paid to the home, to the resident, or to his or her designated representative. The accounting of a resident's funds and valuables which are held in trust or which are paid to the home shall also be provided, upon the resident's or designated representative's request, not more than 5 banking days after the request and at the time of the resident's discharge from the home.

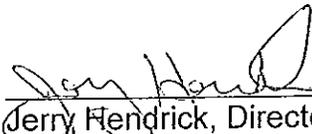
NOTICE IS GIVEN that Licensee is offered the opportunity to show compliance with all lawful requirements for retention of the license. If Licensee appeals the Notice of Intent and compliance is not shown, formal proceedings will commence pursuant to the Adult Foster Care Facility Licensing Act, 1979 PA 218, as amended, MCL 400.701 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 400.722(3) of the Adult Foster Care Facility 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 Kelly Maltby, Departmental Analyst, Bureau of Children and Adult Licensing, Michigan Department of Human Services. 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 Bureau of Children and Adult Licensing, P.O. Box 30650, Lansing, MI 48909. It is recommended that you obtain some type of delivery confirmation;
- Fax your written appeal to the Bureau of Children and Adult Licensing at (517) 284-9709. It is recommended that you keep a copy of your fax confirmation as proof of submittal; or
- Email your written appeal to DAUappeals@Michigan.gov. It is recommended that you keep a copy of the sent email as proof of submittal.

LICENSEE IS FURTHER NOTIFIED that failure to file a written appeal of this action within 30 days will result in revocation of the license.

DATED: 6/16/2014



Jerry Hendrick, Director
Adult Foster Care Division
Bureau of Children and Adult Licensing

This is the last and final page of a NOTICE OF INTENT in the matter of AS630304795, consisting of nine pages, this page included.

KMM

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

In the matter of

License #: AS630304795
SIR #: 2014A0614017

Leon LeDuff

NOTICE OF COMPLIANCE CONFERENCE

Date: July 28, 2014

Time: 11:00 am

Location: BCAL - Pontiac Conf. Rm., 51111 Woodward Avenue, 4th Fl. Ste. B, Pontiac,
MI 48342

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 Adult Foster Care Facility Licensing 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 Adult Foster Care Facility Licensing 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:

Kelly Maltby, Departmental Analyst
Disciplinary Action Unit
Bureau of Children and Adult Licensing
Michigan Department of Human Services
Victor Office Center
201 North Washington Square, 4th Floor
P.O. Box 30650
Lansing, MI 48909-8150

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

In the matter of

License#: AS630304795
SIR #: 2014A0614017

Leon LeDuff

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 26, 2014.

Leon LeDuff
613 Fildew
Pontiac, MI 48341


Elva Medrano, Executive Secretary
Bureau of Children and Adult Licensing