



RICK SNYDER  
GOVERNOR

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

MIKE ZIMMER  
DIRECTOR

September 17, 2015

Demos Demosthenous  
3465 Win Kae Place  
Bay City, MI 48706

Re: License AF090328955

Dear Ms. Demosthenous:

On or about July 14, 2015, you were certified mailed a copy of the Department of Licensing and Regulatory Affairs' Notice of Intent to Revoke your license to operate an adult foster family home. In accordance with that Notice, and because you did not exercise your right of appeal, your license has been revoked effective August 25, 2015. It is further understood that you will not be receiving adults for care now, or in the future, unless you are legally licensed to do so.

Sincerely,

A handwritten signature in cursive script that reads "Jay Calewarts".

Jay Calewarts, Director  
AFC and Camps Licensing Division  
Bureau of Community and Health Systems

JC: sb

Enclosure

cc: Mary Holton, Area Manager



RICK SNYDER  
GOVERNOR

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

MIKE ZIMMER  
DIRECTOR

July 14, 2015

Demos Demosthenous  
3465 Win Kae Place  
Bay City, MI 48706

License #: AF090328955  
SIR #: 2015A0871036

Dear Mr. Demosthenous:

Enclosed is a copy of a NOTICE OF INTENT TO REVOKE YOUR LICENSE to operate an adult foster care family 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,

Jay Calewarts, Division Director  
Adult Foster Care and Camps Licensing Division  
Bureau of Community and Health Systems

Enclosures

Cc: Mary E. Holton, Area Manager

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

In the matter of

License #: AF090328955  
SIR #: 2015A0871036

Demos Demosthenous  
**Sophia's Place**

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NOTICE OF INTENT TO  
REVOKE LICENSE

The Michigan Department of Licensing and Regulatory Affairs, by Jay Calewarts, Division Director, Adult Foster Care and Camps Licensing Division, Bureau of Community and Health Systems, provides notice of the intent to revoke the license of Licensee, Demos Demosthenous to operate an adult foster care family 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 March 13, 2013, Licensee was issued a license to operate an adult foster care family home, with a current licensed capacity of 4, at 3465 Win Kae Place, Bay City, MI 48706.
2. On May 22, 2014, Licensing Consultant Mary Fischer completed Special Investigation Report (SIR) #2014A0866023 and cited Licensee with four licensing rule violations, including R 400.1410 and R 400.1418(3). R 400.1410 was cited due to there being no staff in the home when Ms. Fischer arrived on April 28, 2014. R 400.1418(3) was cited due to a resident having access to his

medications in his room for 24 hours. Licensee submitted an acceptable Corrective Action Plan on June 10, 2014, to show compliance with the cited licensing rule violations. On June 12, 2014, as a result of Ms. Fischer's investigation Licensee's license to operate his adult foster care family home was modified to provisional status for a period of six months.

3. On May 20, 2015, Licensing Consultant Kathryn Huber received a telephone call from [REDACTED] Chris Shores. Mr. Shores indicated that there is a staff member that works at the facility during the daytime but leaves at 6:00 p.m. every day, leaving the residents under the care and supervision of household member Karen Demosthenous, who is unable to provide care of the residents. Mr. Shores stated that he was also part of Ms. Fischer's investigation #2014A0866023 and that he clearly recalls Ms. Fischer informing Mr. Demosthenous that the residents are not to be left with Ms. Demosthenous.
4. On May 21, 2015, Ms. Huber interviewed Resident A to discuss the potential staffing licensing rule violations at the facility. Resident A informed Ms. Huber that staff member Anita Reyes leaves the facility every day from 5 to 6 p.m. and leaves the residents under the care and supervision of Ms. Demosthenous, who is not listed as a responsible person for staffing purposes. Resident A stated that Mr. Demosthenous has a second job and does not return home until approximately 10:00 p.m. each night and residents are left with Ms. Demosthenous approximately four hours each night. During this interview Resident A pulled a pill out of her pocket and set it on a table. Ms. Huber asked Resident A about the pill and Resident A stated "that is my seizure pill" and that

she brings her pills with her to work every day. Resident A further stated that residents' medications are "set up in cups every night" in the facility. Ms. Huber reviewed Resident A's *Assessment Plan for AFC Residents* that was signed by Licensee Demo Demosthenous and Resident A on September 17, 2014, which stated that Resident A is taking medication with the note "Staff will administer."

5. On June 8, 2015, at approximately 7:00 p.m. Ms. Huber made an unannounced visit to the facility. When she arrived Ms. Demosthenous answered the door and stated that she was "basically the staff right now." Ms. Demosthenous stated that "Anita, the second shift person, just left" and that Mr. Demosthenous "will be home about 8 – 8:30." Ms. Huber asked Ms. Demosthenous to show her where the residents' medications are. Resident A and Resident B's medications were both set up in a weekly pill organizer. Ms. Huber then interviewed Resident B who stated "[Ms. Demosthenous] is here every night" while Mr. Demosthenous is at his other job.
6. On June 10, 2015, Ms. Huber and Ms. Fischer returned to the facility and both consultants observed the residents' pills set up in a weekly pill organizer. Ms. Huber and Ms. Fischer asked to look at Resident A's weight record and observed that Resident A's weight had not been recorded since November, 2014.

## COUNT I

The conduct of Licensee, as set forth in paragraphs 3 through 5 above, evidences a violation of:

**R400.1410          Resident protection.**

A licensee or responsible person shall always be on the premises when a resident is in the home.

[Note: By this reference paragraph 2 is incorporated into this count for the purpose of demonstrating a willful and substantial violation of the above rule.]

## COUNT II

The conduct of Licensee, as set forth in paragraphs 4 through 6 above, evidences a violation of:

**R 400.1418          Resident medications.**

(3) Unless a resident's physician specifically states otherwise, all the giving, taking, or application of prescription medications shall be supervised by the licensee or responsible person.

[Note: By this reference paragraph 2 is incorporated into this count for the purpose of demonstrating a willful and substantial violation of the above rule.]

## COUNT III

The conduct of Licensee, as set forth in paragraphs 4 through 6 above, evidences a violation of:

**R 400.1418          Resident medications.**

(1) Prescription medication, including tranquilizers, sedatives, dietary supplements, or individual special medical procedures, shall be given or applied only as prescribed by a

licensed physician or dentist. Prescription medication shall be kept in the original pharmacy container which shall be labeled for the specific resident in accordance with the requirements of Act No. 368 of the Public Acts of 1978, as amended, being ' 33.1101 et. seq. of the Michigan Compiled Laws.

#### COUNT IV

The conduct of Licensee, as set forth in paragraph 6 above, evidences a violation of:

**R 400.1416          Resident health care.**

(3) A licensee shall record the weight of a resident upon admission and monthly thereafter. Weight records shall be kept on file for 2 years.

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

Joshua Hargrove, Departmental Analyst, Bureau of Community and Health Systems, 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 Bureau of Community and Health Systems, P.O. Box 30664, Lansing, MI 48909. It is recommended that you obtain some type of delivery confirmation;
- Fax your written appeal to the Bureau of Community and Health Systems 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 [DAappeals@Michigan.gov](mailto:DAappeals@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: 7/15/15

  
Jay Calewants, Division Director  
Adult Foster Care and Camps Licensing Division  
Bureau of Community and Health Systems

This is the last and final page of a NOTICE OF INTENT in the matter of AF090328955, consisting of 7 pages, this page included.

JNH

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

In the matter of

License #: AF090328955  
SIR #: 2015A0871036

Demos Demosthenous

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**NOTICE OF COMPLIANCE CONFERENCE**

**Date:** September 3, 2015

**Time:** 11:00 a.m.

**Location:** 411 East Genesee, Conference Room 4 South, Saginaw MI 48605

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 [DAappeals@Michigan.gov](mailto:DAappeals@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:

Joshua Hargrove, Departmental Analyst  
Bureau of Community and Health Systems  
Michigan Department of Licensing and Regulatory Affairs  
Victor Office Center  
201 North Washington Square, 4<sup>th</sup> Floor  
P.O. Box 30664  
Lansing, MI 48909-8150

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
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In the matter of

License #: AF090328955  
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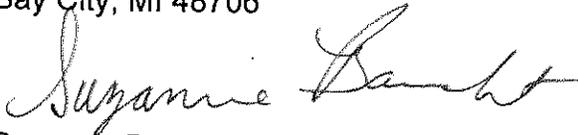
Demos Demosthenous

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**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 July 16, 2015.

Demos Demosthenous  
3465 Win Kae Place  
Bay City, MI 48706



Suzanne Bancroft  
Adult Foster Care and Camps Licensing Division  
Bureau of Community and Health Systems