



RICK SNYDER
GOVERNOR

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

MIKE ZIMMER
DIRECTOR

September 17, 2015

Vicki Esch
6581 Automobile Road
Twin Lake, MI 49457

RE: DG610092909

Dear Ms. Esch:

On or about July 23, 2015 you were certified mailed a copy of the Department's Notice of Intent to revoke your license to operate a group child care home. In accordance with that notice, and because you did not exercise your right of appeal, your license will not be renewed and is now revoked, effective September 2, 2015. It is further understood that you will not receive children for care, now or in the future, without being legally licensed

Sincerely,

A handwritten signature in cursive script that reads "Mark Jansen".

Mark Jansen, Director
Child Care Licensing Division
Bureau of Community and Health Systems

MJ: sb

Enclosure

cc: Yolanda Sims, Area Manager



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GOVERNOR

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

MIKE ZIMMER
DIRECTOR

July 23, 2015

Vickie Esch
6581 Automobile Rd.
Twin Lake, MI 49457

License #: DG610092909
SIR #: 2015D1073019

Dear Ms. Esch:

Enclosed is a copy of a NOTICE OF INTENT TO REVOKE YOUR LICENSE to operate a group child care home, 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,

Mark C. Jansen, Division Director
Child Care Licensing Division
Bureau of Community and Health Systems

Enclosures

Cc: Yolanda Sims, Area Manager

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

In the matter of

License #: DG610092909
SIR #: 2015D1073019

Vickie Esch

NOTICE OF INTENT TO
REVOKE LICENSE

The Michigan Department of Licensing and Regulatory Affairs, by Mark C. Jansen, Division Director, Child Care Licensing Division, Bureau of Community and Health Systems, provides notice of the intent to revoke the license of Licensee, Vickie Esch, 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 May 19, 2000, Licensee was issued a license to operate a group child care home, with a current licensed capacity of 12, at 6581 Automobile Rd., Twin Lake, MI 49457.
2. In May 2014, Department of Health and Human Services (DHHS) Office of Inspector General Agent Lori Hernandez initiated an investigation of Licensee's billing for child care services to DHS. Ms. Hernandez reviewed Licensee's time and attendance records, her DHS child care billings records, and supplemental documents dated from April 11, 2010, through April 19, 2014. Ms. Hernandez determined that Licensee overbilled DHHS for child care services totaling \$51,756.21.

3. During the investigation, Ms. Hernandez learned that on April 12, 2012, Licensee submitted an *Assistance Application (DHS-1171)* form and on February 16, 2013, a *Redetermination (DHS-1010)* form to DHHS to acquire financial assistance. On these forms, Licensee failed to list the money she received from Mid-Michigan Child Care Food Program as income resulting in an over-issuance of food assistance benefits totaling \$9,085 from April 5, 2012, and September 30, 2013.
4. On or about August 4, 2014, Licensee was charged with Fraud – Welfare, Over \$500.00 and Fraud – Welfare, (Failure To Inform) \$500.00 Or More.
5. On May 26, 2015, Licensee pleaded guilty to Fraud – Welfare, Over \$500.00, a felony. She was ordered to serve 45 days in jail and to pay restitution, fines, and costs totaling \$61,489.21. Rule 400.1152(1)(ii) identifies a fraud conviction as an offense that presumes a lack of good moral character.

COUNT I

The conduct of Licensee, as set forth in paragraphs 2, 3, 4, and 5 above, evidences a violation of:

R 400.1902

Caregiver and child care home family.

- (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.

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

In the matter of

License #: DG610092909
SIR #: 2015D1073019

Vickie Esch

NOTICE OF COMPLIANCE CONFERENCE

Date: September 15, 2015

Time: 10:00 a.m.

Location: TELECONFERENCE MEETING- Jennifer Kerr will be the host of this

teleconference call. Please call 877-873-8018 and then the access number: #4926183

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 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 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:

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

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

In the matter of

License #: DG610092909
SIR #: 2015D1073019

Vickie Esch

_____ /

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 27, 2015.

Vickie Esch
6581 Automobile Rd.
Twin Lake, MI 49457



Suzanne Bancroft
Child Care Licensing Division
Bureau of Community and Health Systems