

**Prosecuting Attorneys Association of Michigan
Elder Justice Project Year End Report
(PAAM) Report**

(FY2016 Appropriation Act - Public Act 84 of 2015)

March 1, 2016

Sec. 1422(1) From the funds appropriated in part 1 for aging and adult services administration, the department shall contract with the Prosecuting Attorneys Association of Michigan to provide the support and services necessary to increase the capability of the state's prosecutors, adult protective service system, and criminal justice system to effectively identify, investigate, and prosecute elder abuse and financial exploitation.

(2) By March 1 of the current fiscal year, the Prosecuting Attorneys Association of Michigan shall provide a report on the efficacy of the contract to the state budget office, the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the house and senate policy offices.



**Michigan Department of
Health & Human Services**

RICK SNYDER, GOVERNOR
NICK LYON, DIRECTOR

PROSECUTING ATTORNEYS ASSOCIATION OF MICHIGAN ELDER JUSTICE PROJECT YEAR END REPORT

January 29, 2016

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PROLOGUE

The Prosecuting Attorneys Association of Michigan (PAAM) is a voluntary association of the 83 county prosecutors, the Attorney General, and the U.S. Attorneys serving in Michigan. It is a non-profit Michigan Corporation, and is tax exempt under section 501c(3) of the Internal Revenue Code. PAAM was founded in 1928. Its mission is stated in Michigan Compiled Law Section 49.62: “It shall be the duty of the prosecuting attorneys' association to keep the prosecuting attorneys of the state informed of all changes in legislation, law, and matters pertaining to their office through the department of attorney general of the state of Michigan, to the end that a uniform system of conduct, duty and procedure be established in each county of the state.”

PAAM recognizes the critical importance of elder and vulnerable adult abuse, exploitation, and neglect, and the heavy toll they incur on society. PAAM also recognizes that financial crimes against the elder and vulnerable adult population present unique challenges and obstacles to detection, recognition, investigation, and prosecution. As one of the nation's premier statewide prosecutor associations, PAAM is uniquely situated to support the detection and investigation of financial crimes against elders and vulnerable adults, and to provide training and tools to help Adult Protective Services, Law Enforcement, Prosecutors, and other community partners detect and prevent these costly crimes. PAAM was one of the very first prosecutor associations in the country to create an elder and vulnerable adult abuse resource prosecutor position, and is working hard to increase awareness about elder and vulnerable adult abuse in Michigan.

PAAM's Elder Justice Project was formed on October 1, 2012 as a collaborative effort between the PAAM and the Adult Protective Services division of the Michigan Department of Health and Human Services. Its goal is to provide training and support for professionals

who identify, investigate, or prosecute the abuse (physical or financial) of vulnerable adults throughout the state of Michigan.

This report will highlight the efficacy of this project during the 2015 fiscal year, i.e. October 1, 2014 to September 30, 2015. The Elder Justice Project is solving problems, educating people, offering training to partners serving vulnerable adults, and assisting people as they prepare for the needs of two million Michigan vulnerable adults.

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THE ELDER JUSTICE PROJECT TEAM

PAAM's original Elder Justice & At-Risk Adult Resource Prosecutor (hereinafter "resource prosecutor") was Catherine Emerson, an experienced litigator and career prosecutor. She was hired when PAAM created the Elder Justice Project in 2012. Catherine left PAAM in March 2015 to accept a position with the Colorado District Attorneys Association.

PAAM conducted an exhaustive search, and in April 2015 hired Ryan Painter, a 2004 graduate of Notre Dame Law School and career litigator (see attached resume, Exhibit A). Ryan came to PAAM from the Shiawassee County Prosecuting Attorney's Office, where he was an Assistant Prosecuting Attorney focused on the prosecution of criminal sexual conduct cases, as well as other felonies. Prior to that he was an experienced private attorney and deputy prosecuting attorney in Indiana. Ryan is a member of the State Bar of Michigan Libraries, Legal Research, and Legal Publications Committee, as well as the Michigan Elder Justice Task Force, and the Ingham County Elder Abuse Coordinated Community Response Team. He also a member of the Michigan Association of Check Investigators and Loss Prevention team, and is the moderator for the PAAM Elder Justice Forum Listserv.

One of Ryan's first acts upon accepting the position was to conduct a search for an experienced investigator as part of PAAM's involvement in the PREVNT Initiative. After interviewing various highly qualified candidates, PAAM was excited to welcome retired police detective Thomas Holcomb as the new PREVNT Elder Financial Abuse Investigator. Thomas is a career police officer with thirty years of law enforcement experience, both in Kansas and in Michigan (see attached resume, Exhibit B). He retired in July 2015 from the Owosso Police Department Detective Bureau, where he was a decorated officer and recognized as particularly experienced in criminal sexual conduct and special victim cases, including cases involving vulnerable adults. Since joining PAAM in July 2015, Tom has taken on an active caseload of

vulnerable adult investigations from a number of referral sources, including APS, local police departments, insurance investigators, and prosecutors.

TRAINING & EDUCATION

PAAM was busy during the 2014-2015 reporting period, and conducted numerous trainings and seminars. PAAM’s mission is to provide assistance to Michigan’s prosecuting attorneys, and understands that training partners in law enforcement, other state and local agencies, and the public are all important parts of that vital mission. Vulnerable Adult abuse in particular relies on a community response that includes many partners. For that reasons PAAM trainings frequently focus on law enforcement, APS, or sometimes a combination of many different professionals from different backgrounds. PAAM’s 2015 trainings include:

Seminar	Date	Participants	Objectives	Topics
Law Enforcement Training* Lansing MSP Academy	1/7/15 (AM)	Law Enforcement	Provide training to police on vulnerable adult abuse	-Elder Abuse -Financial Exploitation -Legal Update -Parasitic Living
Law Enforcement Training* Lansing MSP Academy	1/7/15 (PM)	Law Enforcement	Provide training to police on vulnerable adult abuse	-Elder Abuse -Financial Exploitation -Legal Update -Parasitic Living

Law Enforcement Training* Lansing MSP Academy	1/14/15 (AM)	Law Enforcement	Provide training to police on vulnerable adult abuse	-Elder Abuse -Financial Exploitation -Legal Update -Parasitic Living
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3 rd Annual Elder Justice / At-Risk Adult Summit Lansing Lansing Center	6/9/15	-Law Enforcement -APS workers -Prosecutors -Social workers -Community Partners	See full description below	-Community team building -Cognitive impairment / hoarding -Bank fraud case study -Elder Abuse Investigations
APS Training** Detroit Cadillac Place	9/14/15 (AM)	APS field staff and supervisors	Train APS in new investigative techniques	-Scene photography -Interviewing witnesses -Report writing
APS Training** Detroit Cadillac Place	9/14/15 (PM)	APS field staff and supervisors	Train APS in new investigative techniques	-Scene photography -Interviewing witnesses -Report writing

Regional Elder Abuse Presentation Clare Tendercare	9/17/15	-APS staff -Law enforcement -Prosecutors -Nursing staff -Social workers -Community	Promote awareness of vulnerable adult abuse and how to identify and report it	-Physical abuse -Financial abuse / fraud -Neglect -Cognitive impairment
Elder Abuse and Scam Prevention Lansing	9/18/15	Open to the senior community	Promote awareness of common scams against the elderly	-Identifying scams -Reporting elder financial abuse -Financial safety
APS Training** Grand Rapids	9/21/15 (AM)	APS field staff and supervisors	Train APS in new investigative techniques	-Scene photography -Interviewing witnesses -Report writing
APS Training** Grand Rapids	9/21/14 (PM)	APS field staff and supervisors	Train APS in new investigative techniques	-Scene photography -Interviewing witnesses -Report writing

*Note that the law enforcement training made extensive use of the newly developed vulnerable adult incident report form (see attached as Exhibit C).

**The flyer for the APS training is attached as Exhibit D.

2015 ELDER JUSTICE SUMMIT

The 3rd Annual Michigan Elder Justice / At-Risk Adult Summit was held at the Lansing Center in downtown Lansing on June 9, 2015. The summit featured a welcome from the new Michigan Department of Health and Human Services Director Nick Lyon, as well as introductory remarks from the Aging and Adult Services Agency (AASA) Executive Director Kari Sederburg.

PAAM was also honored to welcome the Honorable Senator Peter MacGregor and the Honorable Representative Earl Poleski as introductory speakers. Senator MacGregor and Representative Poleski showed great interest in Michigan's vulnerable adult community and were excited to help out by highlighting the critical importance of Michigan's efforts to prevent elder abuse.



MDHHS Director Nick Lyon addressing the attendees at the 3rd Annual Michigan Elder Justice / At-Risk Adult Summit at the Lansing Center in downtown Lansing, Michigan.

Working Together to Prepare for the Future

The first morning presentation was entitled “Working Together to Prepare for the Future,” by Sergeant Tim Musgrave of the Portland, Oregon Police Department. Tim is the Elder Crime and Vulnerable Adult Unit Sergeant for his department, and commands a multi-disciplinary team that includes both uniformed officers and adult protective services workers who operate as a detachment within his command. Tim is an accomplished speaker and travels routinely to share his investigative and team building techniques with other partners in the fight against elder abuse. Tim is a 23-year veteran of law enforcement, and also has experience in drugs and vice administration, emergency management, and domestic violence reduction. Tim’s presentation focused on the critical importance of multi-disciplinary teams, and the various advantages such teams have over traditional detective bureaus when it comes to investigating elder abuse.

Assuring Financial Security Aging: Addressing the Challenges of Cognitive Aging and Cognitive Impairment

The keynote speaker was Dr. Jason Karlawish, Professor of Medicine, Medical Ethics, and Health Policy at the University of Pennsylvania. Dr. Karlawish spoke about the latest studies on cognitive aging, and the surprisingly young age at which mental acuity begins to noticeably decline (starting around the age of sixty for most people). This has ramifications for the ways elder abuse is identified, prevented, investigated, and prosecuted. Dr. Karlawish also spoke about advancements in cognitive aging screening, and possible tools that may be available to APS field staff in the near future.

Dr. Karlawish’s clinical practice focuses on the diagnosis and treatment of Alzheimer’s, Parkinson’s, and cognitive aging. He has investigated issues in dementia drug development, informed consent,

quality of life, research and treatment decision making, bio markers, pre-clinical concepts of Alzheimer's, and voting by persons with cognitive impairments and residents of long term care facilities. He has published numerous essays that have appeared in the *New York Times*, *Philadelphia Inquirer*, and on KevinMD.com. He serves on the board of directors of the Greenwall Foundation, which is the largest foundation dedicated to supporting research in bioethics, and is a member of the American Bar Association's Commission on Law and Aging. He is also on the Institute of Medicine's Committee on the Public Health Dimensions of Cognitive Aging.

Kate's Story: Surviving Tragedy

Kate's Story was a presentation about a real-life home invasion and subsequent elder abuse case that occurred in Barry County. Barry County Prosecuting Attorney Julie Nakfoor-Pratt spoke about the case and provided a comprehensive narrative of the events that lead up to the home invasion, the elder abuse that occurred once the perpetrator entered, and subsequent rescue of the victim. Julie was a former assistant prosecutor in both Allegan County and Barry County before taking office, and has been very involved in the elder abuse community for many years. She is a member of the Elder Abuse Work Group, the Governor's Task Force on Child Abuse and Neglect, the Board of the Family Support Center, and the Advisory Board of the Safe Harbor Children's Advocacy Center of Barry County. She is also a two-time winner of the Child Advocate of the Year Award by the Safe Harbor Children's Advocacy Center.

Team Collaboration Highlight – Ann Arbor Police Department and Lake Trust Credit Union

The team collaboration highlight was a case study involving an actual series of fraudulent bank transactions from a senior's account that occurred in Ann Arbor, and was detected by Lake Trust Credit Union. Lake Trust contacted PAAM for guidance, and the Ann Arbor Police were notified. Ultimately a life savings worth nearly \$30,000 was saved by the quick actions and teamwork of Lake Trust, PAAM, and the Ann Arbor Police Department. The sum of money that was actually lost to fraud was generously reimbursed by Lake Trust to the victim. Susan Rogers from Lake Trust and Detective Gerald Tacey of the Ann Arbor Police Department were on hand to discuss their roles in the case, and to accept the first annual Elder Justice Good Neighbor Award, presented by Cynthia Farrell on behalf of MDHHS and PAAM.

Identifying & Treating Hoarding Disorder

The closing presentation was given by Professor Laura Lokers, a licensed clinical social worker and former member of the University of Michigan Department of Psychiatry Anxiety Disorders Program, and current co-founded of the Anxiety and OCD Treatment Center in Ann Arbor. She is an adjunct professor at the University of Michigan School of Social Work, and is a founding member of the Washtenaw County Hoarding Task Force. She presented an enlightening talk on hoarding behavior, especially as it related to the elderly population, as well as techniques to handle the condition from a social work perspective.

INDIVIDUAL ASSISTANCE

PAAM prides itself on providing individual assistance to prosecutors and law enforcement, as well as APS and our community partners, in a timely and comprehensive manner. The following is a sample of some of the expert assistance that PAAM provided in 2015:

7/3/15	Eaton County Prosecutor's Office	Assisted in the search for an expert witness for an upcoming elder abuse felony jury trial.
7/16/15	Shiawassee County	Accepted referral from APS to investigate possible elder financial abuse involving a deceased victim
7/29/15	Oakland County	Investigated referral of elderly victim of fraud and/or neglect
8/3/15	Kent County Prosecutor's Office	Assisted in the search for an expert gerontology witness for an upcoming elder abuse felony jury trial
9/15/15	Lake Trust Credit Union	Assisted Lake Trust Credit Union with potential case of elder financial fraud

PAAM also provided investigative support with its Elder Financial Abuse Investigator. More detail is provided below in the section on the PREVNT INITIATIVE.

COMMITTEES & CONFERENCES

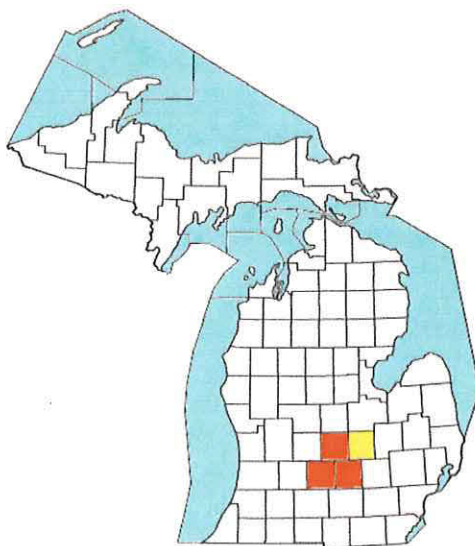
PAAM has taken a leadership role in spreading awareness of Vulnerable Adult Abuse, and the PAAM resource prosecutor was actively engaged in attending committee meetings and conferences that allowed him to reach a larger audience. After taking over the resource prosecutor position in April 2015, Ryan actively attended the following committees and conferences:

June 4, Lansing	Ingham County Elder Abuse Coordinated Community Response Team meeting
June 11, Lansing	Michigan Association of Check Investigators and Loss Prevention Team (MACI) Meeting
June 22, Lansing	Elder Justice Advisory Team Meeting
June 26, Livonia	The International Conference on Aging
June 30, E. Lansing	PREVNT Initiative luncheon at Michigan State University College of Nursing
July 22, Lansing	PAAM Legislative Committee Meeting
August 20, Novi	Elder Justice Task Force Meeting
Sept. 3, Lansing	Ingham County Elder Abuse Coordinated Community Response Team Meeting
Sept. 10, Lansing	MACI Meeting
Sept. 30, Orlando	National Adult Protective Services Association Conference in Orlando, FL

PREVNT INITIATIVE

PAAM submitted an RFP for the PREVNT Initiative in FY2014 because we wished to bring our unique abilities and capacities to bear in the struggle against elder and vulnerable adult abuse in our state. These cases are heavily underreported, and the consequences are dire. Some of the most egregious cases are those involving fraud or financial abuse perpetrated against the elderly and vulnerable adult population, because the lost money is often (1) impossible to replace, and (2) may result in a drastically reduced quality of life.

To that end, PAAM proposed to create a program to tackle two of the FY2015 PREVNT objectives, specifically Objective 2, “support abuse detection and reporting of financial abuse of Michigan’s most vulnerable residents;” and Objective 4, “support interdisciplinary investigative teams at the local level.” PAAM requested PREVNT funds to hire a dedicated elder financial abuse investigator, who would then proceed to support elder financial abuse detection in the Mid Michigan area (Ingham, Eaton, and Clinton counties initially, with and Shiawassee County added later—see below). The investigator would also work to create local support for multi-disciplinary teams composed of law enforcement, prosecutors, and various community partners.



As noted previously, PAAM hired Investigator Holcomb to handle PAAM's goals for the PREVNT Initiative. Tom swiftly built investigative contacts and canvassed local agencies and community partners for case referrals. Despite a later state in July 2015, Investigator Holcomb investigated eleven (11) cases (most of which are still active in 2016) from the following jurisdictions:

1. Shiawassee County, referred by the Owosso Police Department:

A local funeral director "befriended" a 79-year-old woman, after he provided funeral services for her deceased husband. The funeral director obtained a durable power of attorney and a quit-claim deed to the woman's home. After the woman passed away, the funeral director sold the contents of her home, sold the home itself, and sold the woman's vehicle. The funeral director then attempted to gain access to the woman's bank account. When access was denied, the funeral director petitioned the court to become "personal representative" of the estate, claiming that he paid the woman's funeral expenses.

When the motion was denied, the funeral director filed a claim with the estate stating that he paid the funeral expenses and purchased a monument (total \$11,885). As a result of the investigation, this investigator was able to show/prove that the funeral expenses were paid as a result of a pre-paid funeral policy, no monument was purchased, and the vehicle and contents of the home were sold improperly. A warrant was issued (Clinton County Prosecuting Attorney Charles Sherman handled the prosecution as "special prosecutor") and the funeral director was arrested. The funeral director pled guilty to two felony counts of attempted larceny in a building. Restitution was ordered (\$15,000.00). A complaint was also filed with L.A.R.A.

This case was actively covered by local media.

2. Shiawassee County, referred by the Shiawassee County Sheriff's Department:

This case was initially investigated by the Shiawassee County Sheriff's Office. An elderly couple give their grandson power of attorney. The grandson then obtained a quit-claim deed to their farm. After the couple passed away, the grandson obtained the property and monies. The couples' estranged son (grandson's uncle) filed a complaint, claiming that his parents were victims of fraud. The Shiawassee County Prosecutor requested that this investigator review the case to determine if there was any additional investigation required. PAAM assisted with the investigation. The case is pending prosecutorial review.

3. Shiawassee County, referred by the Owosso Police Department:

A woman obtained power of attorney for the victim, her 74-year-old vulnerable mother. The victim lived on a fixed income, with a small pension and Social Security. The victim was placed into a medical care facility and depended on her daughter to pay the monthly expenses. Instead the daughter took her mother's money for herself. As a result, the victim was in arrears for the sum of \$16,453.26 to the medical care facility. As a result of this investigation, this investigator was able to prove fraud. The case was forwarded to the Shiawassee County Prosecutor and a two-count felony warrant was issued for (1) Obtaining a Signature with Intent to Defraud, and (2) Embezzlement from a Vulnerable Adult. The daughter was arrested, and the case is pending in court.

4. Ingham County, referred by the Lansing Police Department:

A woman obtained power of attorney to care for her 74-year-old step-father. The elderly man is an amputee and is diabetic. The elderly

man reported that his step-daughter and her husband obtained loans and credit cards in his name, without his permission. The elderly man also reported that his step-daughter removed \$10,000.00 from his bank account and took (and cashed) a \$16,675.00 insurance check. Lansing Police Department detectives requested that this investigator provide guidance and assistance in this investigation. I reviewed the case and provided case planning assistance. The case is pending prosecutorial review.

5. Ingham County, referred by the Lansing Police Department:

A woman obtained power of attorney to care for her elderly mother. The elderly woman is 77 years of age and suffers from dementia. The elderly woman and her daughter have a joint/shared checking account, with the understanding that the daughter is to pay her mother's bills. All deposits into the bank account are a result of the elderly woman's pension checks and Social Security checks. The daughter failed to pay her mother's expenses and instead spent her mother's money at several casinos. Lansing Police Department detectives requested that this investigator provide guidance and assistance in this investigation. Investigator Holcomb reviewed the case and provided investigative assistance. The case has been sent to the Ingham County Prosecutor with a felony warrant request.

6. Ingham County, referred by Adult Protective Services of Ingham County:

This case was referred to PAAM by Adult Protective Services (Ingham County). A 43-year-old woman reported that caregivers stole money from her, obtained credit cards in her name and attempted to take possession of her home. The woman suffers from cerebral palsy and is wheelchair bound. It was determined that this complaint is actively being investigated by the Meridian Township Police

department. Investigator Holcomb contacted the Meridian Township Police Department to coordinate our investigations and offer his expertise. The investigation is still active.

7. Saginaw County, referred by Adult Protective Services of Saginaw County:

This case was referred to PAAM by Adult Protective Services (Saginaw County). An 88-year-old woman resided with her adult son. The son suffered from mental health issues and has a criminal drug history. Family members reported to APS that they believed the son is stealing money from his mother. It was determined that the Saginaw City Police Department was investigating this complaint. Investigator Holcomb contacted the Saginaw City Police Department to coordinate our investigations and offered his assistance. The investigation is still active.

8. Ingham County, referred by the Stockbridge Police Department:

The Stockbridge Police Department requested that PAAM review an investigation they had conducted. The alleged victim was an 80-year-old man, formerly residing in a group home. The owner of the group home closed the operation and the elderly man was forced to reside with family members. The family began reviewing records and determined that fraud had been committed against the elderly victim. The family filed a police report alleging that the victim's money was stolen while he was at the group home. Investigator Holcomb reviewed the complaint and determined that the investigation lacked sufficient evidence to show fraud. Investigator Holcomb worked with the Stockbridge Police to remedy their investigation, and provided recommendations and advice to help them successfully determine the facts of the case. The investigation was turned back over the

Stockbridge Police for follow up investigation consistent with PAAM's guidance, and is still active.

9. Oakland County, contacted directly by potential victim:

The elderly gentleman contacted PAAM by telephone and advised that he was having problems with his homeowners association. He stated that the association repaired the street in front of his home and he is being charged for the work. He also advised that his water bill is extremely high and believes that the homeowners association is responsible. He was referred to Elder Law of Michigan for assistance with his water bill and dealing with his homeowners association. No criminal activity was apparent.

10. Clinton County, contacted by alleged victim's family:

PAAM received a telephone call from the alleged victim's step granddaughter. The step granddaughter was at a community meeting Investigator Holcomb has attended and learned about his investigative program at PAAM. The caller feared that the alleged victims—her step grandparents—are being exploited by their daughter. The step granddaughter also stated that misuse of a power of attorney, and possible efforts to isolate the alleged victims, were occurring. The case was reported to APS and an investigation is ongoing.

11. Alcona County, contacted by alleged victim's family:

PAAM was contacted by the alleged victim's son, who stated that he believes his mother is a victim of financial exploitation. The son stated that the matter was initially investigated by the Michigan State Police, but no charges have been filed. Investigator Holcomb offered to look into the matter, and at this time the investigation is still ongoing.

Another important part of PAAM's plan for the PREVNT Initiative in 2015 was to "support interdisciplinary investigative teams at the local level," pursuant to PREVNT Objective 4. To that end investigator Holcomb spent considerable time grooming contacts throughout the Mid Michigan region to gather case referrals and prove the benefits of teamwork by "leading from the front." The following police and APS contacts were contacted by PAAM and have agreed to be partners with the PREVNT Initiative to combat elder and vulnerable adult financial abuse:

1. Director Thomas Helms (Lansing Community College)
2. Officer Wes Vaughn (Lansing PD)
3. Special Agent Steve Bailey (A.T.F.)
4. Chief Al Goodrich (Ovid PD)
5. Chief Bruce Ferguson (DeWitt PD)
6. Chief Nick Chiros (Corunna PD)
7. Chief Assistant Prosecutor Dan Nees (Shiawassee County)
8. Officer Gary Balanic (Vernon PD)
9. Chief Jason Hartz (Durand PD)
10. Detective Chris Baldwin (Lansing PD)
11. Lt. Eric Cherry (Owosso PD)
12. Officer Mat Fray (Owosso PD)
13. Lt. Robert Wilkie (St. Johns PD)
14. Gene Mellen (Ingham Co. DHHS)
15. Detective Hood (Meridian Township PD)
16. Assistant Chief Hull (Williamson PD)
17. Deputy Merle Seymour (Ingham Co. SO)
18. Chief John Torres (Stockbridge PD)
19. Special Agent Craig Banaszak (FBI Lansing)
20. Capt. Jeff Campbell (Eaton Co. SO)
21. D/Sgt. Sean Dush (Clinton Co. SO)
22. Capt. Tim Junger (Eaton Co. SO)

23. Detective Brad Delaney (Ingham Co. SO)
24. Megan Johnson (Lansing PD)
25. Sgt. Tracy Ruiz (Lansing PD)
26. Officer Adam Michele (Stockbridge PD)
27. Detective Michelle Bryant (Lansing PD)
28. Loretta Chipp (Ingham Co. DHHS)
29. Steven Marchewicz (Ingham Co. DHHS)
30. Officer Charles Glumb (Meridian Township PD)
31. Janet St. Onge (Saginaw Co. DHHS)
32. Kelly Neve (Clinton Co. DHHS)

PREVNT Training Participation

An important part of creating effective teams is to provide multidisciplinary training to police, prosecutors, and social workers (especially APS), preferably at the same time. This “cross training” helps agencies bridge gaps in terms of operational capacity versus expectations (e.g. police may believe APS can simply “remove” an adult from his/her home in cases of self harm, when in reality a court order is required), promotes trust, and alleviates disconnects caused by differences in institutional culture and even different use of technical language and “lingo.”

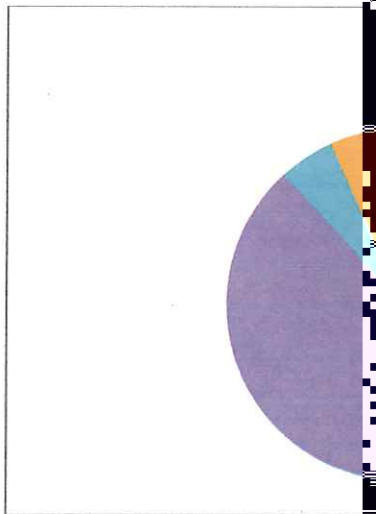
Investigator Holcomb participated in the following training during FY2015:

1. APS training for scene photography, interviewing techniques, and improved report writing. September 14, 2015 at Cadillac Place in Detroit, Michigan. Investigator Holcomb presented on police interviewing techniques that can be utilized by APS workers. Other presenters included PAAM Resource Prosecutor Ryan Painter, who presented on scene photography, and Wayne County Assistant Prosecutor and

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PAAM is proud to be an ongoing PREVNT partner in FY2016. Building on the successes PAAM has had in FY2015, we have identified two objectives in the FY2016 RFP that we are uniquely qualified to undertake. These are only possible because of the firm foundation built in FY2015, and PAAM is grateful to AASA and the other PREVNT grantees who have been partners in this common endeavor.

FY2016 PREVNT Initiative Preview

FY2016 RFP Objective Two calls for “Support[ing] abuse detection and reporting training for financial services employees.” PAAM envisions the continued use of its investigator to carry out this plan. PAAM proposes to work with financial groups and associations across the State of Michigan to educate and train financial services employees. This proposal has two distinct parts. First, four (4) regional training conferences will be held throughout the calendar year, in different geographic areas of the state. PAAM envisions a scenario where a training will be held each quarter, in one of four areas: Metro Detroit, Mid Michigan, Western Michigan / Grand Rapids, and Northern Michigan / Upper Peninsula. These trainings will be planned and conducted in partnership with banks, credit unions, financial groups, and their various associations, to ensure maximum collaboration and investment. The content of each training conference will focus on identification and detection of elder and vulnerable adult financial abuse, steps to prevent such abuse, and remedial steps to be taken after such abuse has already taken place, including an emphasis on reporting. Collaboration with our financial partners is important to ensure they take the steps necessary to follow through with reporting to law enforcement and APS. The speakers and content will be decided by a work group established by PAAM, which will include experts in the financial field, law enforcement, elder justice, law, medicine, and other related backgrounds. These conferences will be focused toward an

audience composed primarily of financial services employees, but will also include local law enforcement and other interested community partners in a “cross training” format to ensure maximum communication and achievement of at least a minimum comfort level with one another.

The second prong of PAAM’s proposal includes ongoing information support of our financial services partners throughout the state on an as-needed basis. PAAM will make its investigator available to all financial services partners to answer questions and facilitate communication between the partner and local law enforcement, prosecutors, APS, or other community partners as needed. This will include everything from answering emergency phone calls from financial partners, to responding in-person to the area to facilitate a meeting between the financial services employee and local law enforcement, up to and including informal training meetings with financial services companies and their employees on a “one-on-one” basis.

As part of this second prong, PAAM also intends to create a “quick reference card” that can be used by financial services employees that have direct contact with elders and vulnerable adults, e.g. bank tellers, loan officers, insurance agents, etc. This reference card will be created by a work group established by PAAM (similar to but distinct from the work group that will plan and facilitate the four training conferences). The work group will include the PAAM investigator, as well as experts in the financial field, law enforcement, elder justice, and law.

Objective Three calls for “Support[ing] interdisciplinary investigative teams at the local level.” This objective plays heavily to PAAM’s institutional strengths, and builds upon the momentum created during the FY2015 project year. PAAM envisions the continued use of its investigator to carry out this plan. PAAM’s plan for this objective has two (2) distinct parts.

First, PAAM intends to invite referrals for elder and vulnerable adult financial crimes on a statewide basis, instead of limiting it to our

original four target counties. PAAM has connections to all local prosecutors offices, as well as online forums, connections to local APS offices, and many local partner contacts, that we can leverage to raise awareness about our investigative services. PAAM will continue to directly investigate cases that are referred to it by local partners, as well as continue with the cases we have already begun working on, but our emphasis in FY2016 will be on both creating and supporting local investigative teams. It is important to be able to step in to handle investigations directly where local resources are insufficient, as this (1) is necessary to prevent or at least remedy elder and vulnerable adult abuse in the immediate situation, but also (2) because it shows the local partners that these cases can be successfully investigated and prosecuted.

Second, PAAM has consulted with Elder Law of Michigan, and both parties recognize that a collaborative pilot project in one target county that showcases multiple services from different grant recipients stands a better chance of successfully building broad connections to a host of different local partners, and avoids repetition of efforts. A collaborative approach also allows each party to focus on its strengths, and thereby gain synergies that neither party could realize working alone. To that end, PAAM and ELM have chosen Kent County as a target county for a joint collaboration in FY2016. The parties will collaborate and coordinate all activities jointly, however each party will have different areas of primary responsibility.

EPILOGUE

With the progress we have made and all that we have learned, PAAM is now well situated to provide significantly more investigation services, team building, and training in FY2016. With help from AASA, APS, ELM, our local partners in law enforcement and county prosecutors offices, and all other civilian community partners, we expect to provide significant, meaningful, and cost effective elder and vulnerable adult financial abuse services to the State of Michigan this coming year.



Ryan C. Painter
Elder Justice / At-Risk Adults Resource Prosecutor
Prosecuting Attorneys Association of Michigan

EXHIBITS

Resource Prosecutor Ryan Painter's Resume	Exhibit A
PREVNT Investigator Thomas Holcomb's Resume	Exhibit B
Law Enforcement Investigation Card	Exhibit C
APS Training Flyer	Exhibit D
Summer Newsletter	Exhibit E
Fall/Winter Newsletter	Exhibit F

EXHIBIT A

RYAN C. PAINTER

1241 North Adams Street
Owosso, MI 48867
(574) 360-3266
rcolinpainter@gmail.com

LICENSES TO PRACTICE LAW

State of Michigan, P67546 (2004)
Eastern District of Michigan (2005)

State of Indiana, 26535-71 (2006)
Northern District of Indiana (2010)
Southern District of Indiana (2010)

PROFESSIONAL ASSOCIATIONS

- State Bar of Michigan (Committee Member of the Libraries, Legal Research, and Legal Publications Committee 2014-2017)
- Shiawassee County Bar Association (former Vice President 2014-2015; former Secretary/Treasurer 2013-2014)

EMPLOYMENT

Resource Prosecutor, Prosecuting Attorneys Association of Michigan, Lansing, MI (April 2015-Present)

- Elder Justice & Vulnerable Adult Resource Prosecutor
- Director of the Elder Justice Project at PACC-PAAM
- Grant recipient for the FY 2015 and FY 2016 PREVNT Initiative

Assistant Prosecuting Attorney, Shiawassee County, MI (March 2013-April 2015)

- Assistant Prosecutor in charge of CSC prosecution
- Co-implemented paperless filing system "Laserfiche"

Associate Attorney with Rollo, Harter & Poling LLP, Huntington, IN (2010-2013)

- Criminal Law, Civil Litigation, Family Law, Bankruptcy, & Small Business Development
- Handled Municipal Litigation/Transactional Work for the City of Huntington

EXHIBIT A1

Drug Interdiction Prosecutor, Scottsburg, IN (2008-2009)

- Attorney Advisor for multi-jurisdictional drug investigation team
- Grant coordinator for the Byrne Justice Grant awarded to Scott County

Deputy Prosecuting Attorney, South Bend, IN (2006-2008)

- Major Crimes Division (2007-2008)
- Felony Trial Attorney

EDUCATION

University of Notre Dame Law School, Notre Dame, IN (2004) – Juris Doctorate

- Notre Dame Legal Aid Clinic
- Special Research Assistant (for credit) to G. Robert Blakey, author of the RICO Statute
- Accelerated Trial Skills workshop

University of Michigan, Ann Arbor, MI (2001) – Bachelor of Arts in Political Science & History

- Phi Alpha Delta Pre-Law Fraternity
- Managing Editor of the *Michigan Review* student newspaper (1999)
- Greek Week charity participant for Theta Xi (1999, 2000, and 2001)

CLERKSHIP

- Honorable Paul Maloney, 2nd Judicial Circuit, Chief Judge of the Berrien County Trial Court (2004-2005)

EXPERT TESTIMONY

- Testified before the House Committee on Criminal Justice regarding HB 4550, amendment to Vulnerable Adult Abuse Fourth Degree, Lansing, MI (October 20, 2015)

PRESENTATIONS/SEMINARS HOSTED

- Regional Vulnerable Adult Abuse Seminar, Clare, MI (2015)
- Advanced Adult Protective Services Training, Grand Rapids, MI (2015)
- Advanced Adult Protective Services Training, Detroit, MI (2015)
- 2015 Annual Elder Justice Summit, Lansing, MI (2015)
- Changes in Arson Law, Shiawassee County Law Enforcement Legal Update at Baker College, Owosso, MI (2013)

EXHIBIT A2

- Law Day Lecture at Huntington High School, Huntington Bar Association, Huntington, IN (2012)
- Topics in Narcotics, 2009 Annual Police Update, Scottsburg, IN (2009)
- Topics in Narcotics, 2008 Annual Police Update, Scottsburg, IN (2008)

TRAINING /CONFERENCES ATTENDED

- California District Attorneys Association National Elder & Dependent Adult Abuse Symposium, Garden Grove, CA (2015)
- National Adult Protective Services Association Conference, Orlando, FL (2015)
- A Comprehensive Approach to Managing Youth Who Have Offended Sexually, Michigan Judicial Institute, Lansing, MI (2013)
- Prosecution of Arson Seminar, Michigan Arson Prevention Committee, Tustin, MI (2013)
- Forensic Interviewing of Children Seminar, Prosecuting Attorney's Association of Michigan and the Department of Human Services, Rochester, MI (2013)
- Winning Ways—The iPad Litigator, SBM Practice Management Advisors, Lansing, MI (2013)
- Hot Topics in Defender Ethics, Indiana Public Defender Council, Indianapolis, IN (2012)
- Indiana Public Defender Conference, Indiana Public Defender Council, Indianapolis, IN (2012)
- 35th Annual Update Seminar, Indiana Public Defender Council, Indianapolis, IN (2012)
- Defending Child Abuse Allegations Seminar, Indiana Public Defender Council, Fort Wayne, IN (2012)
- Indiana Juvenile Public Defender Conference, Indiana Public Defender Council, Indianapolis, IN (2011)
- 33rd Annual Update Seminar, Indiana Public Defender Council, Indianapolis, IN (2010)
- Traffic Safety Legal Update, Indiana Prosecuting Attorney's Council, Indianapolis, IN (2009)
- Winter Conference, Indiana Prosecuting Attorney's Council, Indianapolis, IN (2008)
- Trial Advocacy Workshop, National District Attorney's Association, National Advocacy Center, Columbia, SC (2007)

PROFESSIONAL SKILLS

- Proficient with Microsoft Excel, Word, Outlook, Powerpoint, and other Microsoft Office programs, as well as Adobe Reader, Laserfiche, WordPerfect, etc., and common internet programs and applications
- Previous experience writing and administering grants

EXHIBIT A3

- Management experience in private as well as government settings
- Excellent public speaker with extensive experience
- Research and writing skills honed by classes at Notre Dame Law School and many years of practice as an attorney
- Seasoned trial attorney with felony trial experience

COMMUNITY

- State Bar of Michigan Committee for Library, Legal Research & Legal Publications (2014-Present)
- Shiawassee County Bar Association (former Vice President 2014-2015; former Secretary/Treasurer 2013-2014)
- Izaak Walton League of Huntington, Board Member (2012-2013)
- Huntington Youth Services Bureau, Board Member (2011-2013)
- Knights of Columbus

EXHIBIT B

THOMAS P. HOLCOMB

18701 W. Peet Rd. Henderson, Michigan 48841 (989) 666-1919
thomas.holcomb@ci.owosso.mi.us

PROFESSIONAL EXPERIENCE

PROSECUTING ATTORNEYS ASSOCIATION OF MICHIGAN

Financial Fraud Investigator (Elder Justice) July 8, 2015-Present

- Conduct financial fraud investigations (vulnerable adult abuse).
- Work in partnership with area police departments offering guidance and expertise in the investigation of financial fraud investigations.
- Conduct training sessions for members of the Michigan Department of Health and Human Resources (report writing, scene photography, interviewing).

OWOSSO POLICE DEPARTMENT, OWOSSO, MICHIGAN

Detective Sergeant January 2009 – July 2, 2015

- Supervise and coordinate the investigation of criminal cases, offering guidance and expertise to investigators, and ensuring that procedures are conducted in accordance with laws and regulations.
- Maintain logs, prepare reports, and direct the preparation, handling, and maintenance of departmental records.
- Explain police operations to subordinates to assist them in performing their job duties.

Patrol Sergeant June 1998 – January 2009

- Supervise and coordinate patrol activities within the city limits of Owosso, Michigan, while ensuring that procedures are conducted in accordance with department rules, regulations, and policies.
- Explain police operations to subordinates to assist them in performing their job duties.
- Conduct internal employee investigations of alleged misconduct. Administer appropriate discipline in accordance with contractual agreements.
- Maintain logs, prepare reports and testify in court hearings.
- Conduct employment background investigations for new employees
- Coordinate sex offender registration investigations within the city limits of Owosso, Michigan. Enforce violations of the Michigan Sex Offender Registration Act.
- Train fellow employees in the use of the police taser.

Police Officer August 1988 – June 1998

- Provide for public safety by maintaining order, responding to emergencies, protecting people and property, enforcing motor vehicle and criminal laws, and promoting good community relations.
- Identify, pursue, and arrest suspects and perpetrators of criminal acts.
- Record facts to prepare reports that document incidents and activities.
- Train fellow employees in pressure point control attics, chemical aerosols, and stop sticks.
- Evidence technician: collect evidence from crime scenes, storing it in conditions that preserve its integrity. Use chemicals and other substances to examine and collect latent fingerprint evidence.

EXHIBIT B1

LIBERAL KANSAS POLICE, LIBERAL, KANSAS

Patrol Sergeant June 1987 – August 1988

- Supervise and coordinate patrol activities, offering guidance and expertise to Patrol Officers, and ensuring that procedures are conducted in accordance with department rules and regulations.
- Conduct internal employee investigations of alleged misconduct. Administer appropriate discipline in accordance with contractual agreements.
- Prepare and maintain work schedules. Evaluate requests for subordinates' time off (vacation, sick days, etc.).

Master Patrol Officer September 1986 – June 1987

- Assistant shift supervisor. Supervise and coordinate patrol activities, offering guidance and expertise to patrol officers.
- Provide for public safety by maintaining order, responding to emergencies, protecting people and property, enforcing motor vehicle and criminal laws, and promoting good community relations.
- Identify, pursue, and arrest suspects and perpetrators of criminal acts.
- Record facts to prepare reports that document incidents and activities.

Police Officer December 1984 – September 1986

- Provide for public safety by maintaining order, responding to emergencies, protecting people and property, enforcing motor vehicle and criminal laws, and promoting good community relations.
- Record facts to prepare reports that document incidents and activities.
- Monitor, note, report, and investigate suspicious persons and situations, safety hazards, and unusual or illegal activity in patrol area.
- Identify, pursue, and arrest suspects and perpetrators of criminal acts.

EDUCATION

KANSAS LAW ENFORCEMENT TRAINING CENTER, HUTCHINSON, KANSAS

Completed coursework towards Police certification.

NORTHERN MICHIGAN UNIVERSITY, MARQUETTE, MICHIGAN

Completed coursework towards B.S. degree.

SUPERVISION COURSES

- Supervision in the Millennium (May 2006)
- Leadership Shiawassee (2000)
- Executive Leadership, Central Michigan University
- Michigan Police Executive Development Seminar (F.B.I.), September 29, 2008-October 3, 2008

ADDITIONAL SKILLS

- Experience managing employees during critical and high stress situations.
- Able to achieve set goals and objectives.
- Able to learn and implement new skills and techniques. Each stage of my police career has been a successful learning experience.

EXHIBIT B2

PROFESSIONAL ACCOMPLISHMENTS

- Three letters of commendation
- Two lifesaving awards
- Three meritorious service awards
- Three exceptional duty awards
- Two Officer of the year awards
- One citation for professional excellence
- One certificate of recognition award

EXHIBIT C

Vulnerable Adult Incident Report

NAME	AGE	DOB	EMERGENCY CONTACT	PHONE
DATE REPORTED	TIME REPORTED	DATE AND TIME INCIDENT OCCURRED		FILE NO:
INCIDENT LOCATION			REPORTING OFFICER	

VULNERABLE + HARM = MANDATORY reporting to Adult Protective Services at (855) 444-3911

WHEN ABUSE/NEGLECT/EXPLOITATION IS SUSPECTED

- | | |
|--|---|
| <p>1. Determine if the victim is a Vulnerable Adult (VA)</p> <p>2. Determine whether the VA can see, hear and communicate ideas. Cognition may be diminished before competency (see below).</p> <p>3. Determine harm, if any to the VA</p> | <p>4. Determine whether you are required to report to APS or others</p> <p>5. Evidence and forms for collection</p> <p>6. Crimes and elements</p> |
|--|---|

IA. Is the Victim a vulnerable Adult? (Documenting lack of ability can be important)

- Over 18
- Victim needs help with ADLs (Activities of Daily Living):
- | | |
|---|---|
| <input type="checkbox"/> Walking | <input type="checkbox"/> Sitting |
| <input type="checkbox"/> Cooking | <input type="checkbox"/> Getting Water |
| <input type="checkbox"/> Bathing | <input type="checkbox"/> Getting out of bed |
| <input type="checkbox"/> Transportation | <input type="checkbox"/> Taking medication |
| <input type="checkbox"/> Doctor visits | |

Unable to protect self from abuse, neglect or exploitation (Vulnerable Adult MCL 750.145m(u))

Comments (if the victim is not vulnerable, continue with normal investigation): _____

IB. Activities of Daily Living (ADL'S)

Ability to Care for Self (bathing, grooming, transportation, walking, toileting etc.)

Level of Function: Independent Needs Support Needs Assistance Total Care Describe: _____

IC. Instrumental Activities of Daily Living (IADL'S)

Financial Decision-Making (bills, donations, investments, real estate, wills, protect assets, resist fraud etc.)

Level of Function: Independent Needs Support Needs Assistance Total Care Describe: _____

ID. Medical Decision-Making (express a choice and understand, appreciate, reason about health info, etc.)

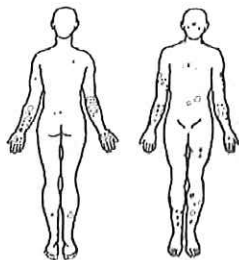
Level of Function: Independent Needs Support Needs Assistance Total Care Describe: Guardian Conservator

Dr. Name and number: _____

PHYSICAL RISK ASSESSMENT

If the adult is vulnerable, is there harm? Abuse Neglect Financial

- | | | | |
|---|---|--|--|
| <input type="checkbox"/> Extremely soiled bedding | <input type="checkbox"/> Lock on victim's door | <input type="checkbox"/> Smell of rotting flesh | <input type="checkbox"/> Narcotic medication |
| <input type="checkbox"/> Soiled Bandages | <input type="checkbox"/> Bilateral grip marks | <input type="checkbox"/> Evidence of cleaning prior to arrival | <input type="checkbox"/> Filthy living conditions for victim |
| <input type="checkbox"/> Victim is in pain | <input type="checkbox"/> Foul Smell | <input type="checkbox"/> Inconsistent explanation of care | <input type="checkbox"/> Unusual physical signs |
| <input type="checkbox"/> Dehydrated | <input type="checkbox"/> Stopped seeing doctor | <input type="checkbox"/> Lack of food/malnutrition | <input type="checkbox"/> No sign of pain reliever (aspirin etc.) |
| <input type="checkbox"/> Medication /lack or improper | <input type="checkbox"/> Lack of access to mobility | | |



Body Image Diagram
Describe injury (redness, bruising etc.)

Older adults can experience bruising in dotted areas - Note anything unusual or outside the area.

Medical Treatment

- None
- Will seek own doctor
- First Aid
- EMT* EMT at scene Yes No
- Name(s): _____
- Hospital ** Name: _____
- Attending Physician: _____
- Refused Medical Aid
- Medical Release Form from victim Yes No
- Medical Release Form from Guardian or conservator? Yes No
- Crime victim information given to victim? Yes No
- Protective Services Referral? Yes No

Residence Type? (When victim is found)

- Private
- Public Housing
- Assisted Living
- Licensed Nursing Home
- Hospital
- Homeless
- Unknown
- AFC Home (Licensed or not)
- Other: _____
- _____
- _____

EXHIBIT C1

If the adult is vulnerable and has been harmed, consent is often an issue. It is important to ask the right questions.

Confusion Possible Intimidation Possible Infection or fever

Possible questions include:

Are you in pain? Would you like to be cleaned up? When was the last time you ate?

Are you thirsty? Would you like salve for your wound? Would you like to see a doctor?

****If the adult has open wounds and is refusing to see the doctor it may be because they have been told the caregiver will go to jail and the adult will be in a nursing home. See Parasitic Living**

FINANCIAL HARM- APS also takes reports of financial harm to vulnerable adults

<input type="checkbox"/> Parasitic Living: "Caregiver" sole source of income is the victim <input type="checkbox"/> One person controls the money <input type="checkbox"/> Poor or no care is giving to the victim <input type="checkbox"/> Providing adequate care may require the victim to pay for care instead of the "caregivers" needs <input type="checkbox"/> "Caregiver" may fail to seek adequate medical attention to avoid criminal charges of vulnerable adult abuse neglect Other Financial Harm Controlled by <input type="checkbox"/> Victim <input type="checkbox"/> Other: Bank Account (Institution): _____ Bank Account Number: _____	<input type="checkbox"/> Ownership of property damages (deeds, car titles, accts) <input type="checkbox"/> Misuse of legal documents (DPOA, guardianship, conservatorship – depleting VA assets) <input type="checkbox"/> New friend – church, grocery store, estranged family member <input type="checkbox"/> One person controls money, no audit, no second look <input type="checkbox"/> Power of Attorney- Since 2012 DPOA require a signed acknowledgement to keep receipts, no joint account and no gifts to self <input type="checkbox"/> Second mortgage or reverse mortgage <input type="checkbox"/> Quit Claim deed <input type="checkbox"/> New auto the victim does not drive <input type="checkbox"/> New or missing credit cards <input type="checkbox"/> Missing valuables or antiques
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COGNITION – is not an all or nothing matter. Current research shows that financial savvy may decline in every human brain after the age of 60 regardless of how smart you are. Ask question that helps you find out if the person understands the consequences of their actions.

Current contact with Adult Protective Services <input type="checkbox"/> The matter has been reported to APS <input type="checkbox"/> APS has determined the victim is an adult in need of assistance <input type="checkbox"/> A case worker is assigned <input type="checkbox"/> Contact information for APS provided: _____ _____ Describe: Add name and contact information for APS and the date an oral referral was made to APS at 1-855-444-3911	Evidence: <input type="checkbox"/> A copy of all purportedly legal documents obtained <input type="checkbox"/> A copy of financial statements obtained <input type="checkbox"/> Vehicles owned by victim <input type="checkbox"/> Vehicles owned by person in charge of the money <input type="checkbox"/> Photographs of living conditions, wounds, evidence destruction, locks, location of mobility devices, victim injuries <input type="checkbox"/> When appropriate, consent to lease medical records by victim or by conservator <input type="checkbox"/> Photographs taken by: _____ _____	Lethality Assessment <input type="checkbox"/> Intimidation by threats, yelling <input type="checkbox"/> Suspect has used or threatened to use a weapon <input type="checkbox"/> Suspect abuses Alcohol/Drugs <input type="checkbox"/> Victim is unable to perform Activities of Daily Living (ADLs) without assistance <input type="checkbox"/> Victim has opened untreated wounds, lack of ADLs <input type="checkbox"/> Suspect controls finances of the victim <input type="checkbox"/> Victim isolated from friends, relatives, activities <input type="checkbox"/> Victim's physical condition poor/declining <input type="checkbox"/> Victim's mental conditions poor/declining <input type="checkbox"/> Victim living conditions poor/subs. <input type="checkbox"/> Prior incidents involving APS/Law Enforcement
--	---	---

At the Death Scene of An Older Adult


What would you see at the scene if the victim was 20 instead of 87?
 Who was the last person to see the deceased?
 Who would benefit from death Is there obvious neglect?
 Was the person responsible for the care in a parasitic living arrangement with the victim?

- POSSIBLE ACTIONS TO BE TAKEN**
- In an emergency medical situations call an ambulance
 - Report to APS when necessary
 - When necessary, ask APS to freeze assets in Probate Court
 - Evidence of spending may be the motive for physical abuse, obtain consent or search warrants when necessary to obtain financial evidence
 - Give all information to medical examiner (Request autopsy)

STATUTES TO KNOW

Embezzlement of VA MCL	Embezzlement regular
Obtaining a false signature	Misuse of legal
Racketeering	Any fraud statute that applies
Identity Theft	Embezzlement of a joint account

Source: Emerson, C. – Elder Justice funded by the State of Michigan
 Teter, S. – Michigan Attorney General's Office



WHERE TO REPORT HEALTH CARE FRAUD OF MICHIGAN'S OLDER ADULTS

Attorney General's Health Care Fraud Division Hotline:
 1-800-24-ABUSE or 1-800-242-2873

FEDERAL TRADE COMMISSION

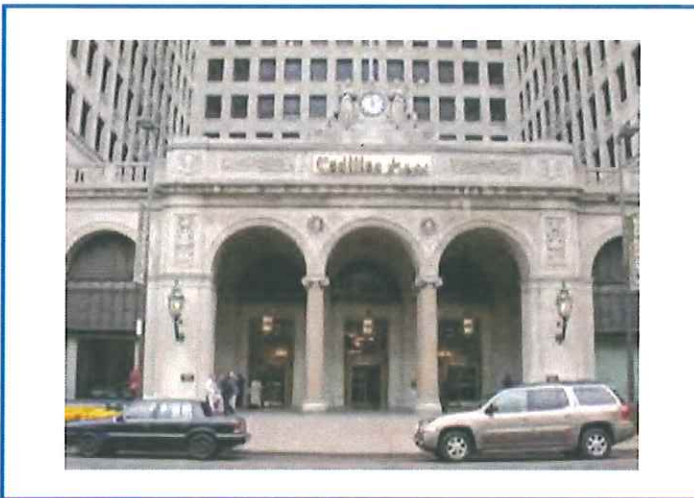
Call 1-877-987-3728 (Telemarketing, collection agencies, money scams, fraud)

EXHIBIT D

The Prosecuting Attorney's Association of Michigan presents

APS TRAINING

SCENE PHOTOGRAPHY, REPORT WRITING,
& WITNESS INTERVIEWING



Where: Cadillac Place, West Grand Blvd,
Detroit

Date: September 14, 2015

Training Times: Session 1: 8:00 – 12:00,
Session 2: 1:00 – 5:00



Where: Holiday Inn Downtown,
310 Pearl St NW, Grand Rapids

Date: September 21, 2015

Training Times: Session 1: 8:00 – 12:00,
Session 2: 1:00 – 5:00



FREE FOR ALL APS WORKERS

Pick from two locations, with convenient choice of morning or afternoon session. Continuing Education credits will be provided. Learn to take professional photographs during home visits, conduct quality client interviews, and draft better reports. Presenters are real prosecutors and police detectives with many years of experience. Each session includes practice photography and attendee participation.



PRE-REGISTRATION IS MANDATORY

Contact Efua Hayford-Wilson to register
(517) 334-6060 ext 801
hayford-wilsone@michigan.gov



ELDER JUSTICE

First Annual Elder Justice Good Neighbor Award



From Left to Right: Ann Arbor Police Dept. Sgt. Pat Hughes, Lake Trust Bank Fraud Investigator Susan Rogers, and Ann Arbor Police Dept. Detective Gerald Tacey. To the right, award presenter Cynthia Farrell, State Manager for the Adult Services Policy Unit for the Aging and Adult Services Agency.

The First Annual Elder Justice Good Neighbor Award was presented at the 2015 Elder Justice & At-Risk Adult Summit on June 9th. The award was given to three recipients for their collaboration on an elder fraud case. Susan Rogers of Lake Trust Credit Union (Ann Arbor), and Sgt. Pat Hughes and Det. Gerald Tacey of the Ann Arbor Police Dept., shared the award. The award was presented by the Prosecuting Attorney's Association of Michigan and the Michigan Department of Health and Human Services.

SUMMER 2015	
What's Inside	
	Current Case Update 2
	2015 Elder Justice Summit Highlights 3
	2015 Summit Highlights (cont.) & Meet the new Elder Justice Prosecutor 4
	Introducing our new PREVNT Elder Fraud Investigator 5
<p><i>"Age is an issue of mind over matter. If you don't mind, it doesn't matter."</i></p> <p>~Mark Twain</p>	

International Elder Abuse Conference at Madonna University

On June 26, 2015 the Coordinated Community Response Coalition of Oakland and Wayne Counties presented the First Annual International Conference on Elder Abuse, "Elder Abuse Has No Borders." Prosecutors, law enforcement, APS, social workers, members of the medical community, and other community partners were in attendance. The

keynote speaker was Paul Greenwood, Deputy District Attorney and head of the Elder Abuse Protection Unity in San Diego, CA. In the afternoon a panel of experts from the US and Canada discussed best practices to combat elder abuse and answered questions about their work in areas of expertise including law enforcement, finance, nursing, etc.

CURRENT CASE UPDATE

AWAITING SENTENCING: An Owosso funeral home director was recently charged in 66th District Court on two counts of Attempted Larceny from a Building. It's alleged the Defendant, Kevin Kregger, befriended an elderly woman, and after her death stole from her estate. PAAM's new elder fraud investigator Thomas Holcomb was the detective on the case.

The fraud first came to the attention of law enforcement when Kregger petitioned the probate court for funeral expenses from the victim's estate, including the cost of a headstone in the state of Virginia for the victim's deceased husband. It was later learned that the headstone had never been installed. Further investigation by Detective Holcomb led to the current charges. Kregger has a sentencing date of September 11, 2015 at 9:00 a.m. in the 35th Circuit Court in Corunna.



PAAM is happy to assist any investigator, prosecutor, or APS worker with their vulnerable adult cases.



Remember: Financial Exploitation is a Crime! If you or a loved one is a victim of financial abuse, call the police immediately! Quick action can save a lifetime of savings!

Warning Signs of Financial Abuse

- ❖ Does your caregiver refuse to use your funds for necessary care and treatment?
- ❖ Are you confused about recent financial arrangements and are reluctant to discuss finances?
- ❖ Have there been recent changes to your property titles, deeds, refinanced mortgages, Power of Attorney documents, wills, trusts, or other documents that you did not understand or authorize?
- ❖ Has anyone threatened you with harm, neglect, or to "put you in a home" if you refuse?

2015 ELDER JUSTICE & AT-RISK ADULTS SUMMIT REVIEW



(Above) Sergeant Tim Musgrove discusses his successes in Oregon working on a multidisciplinary investigative team.

(Below) Barry County Prosecuting Attorney Julie Nakfoor Pratt tells the remarkable story of an elder abuse survivor.



This year's 3rd Annual Elder Justice and At-Risk Adults Summit was held at the Lansing Center and featured an all-day lineup of speakers, with topics of interest to all members of the elder justice community. Nick Lyon, the new director of the Michigan Department of Health and Human Services, was on hand to offer opening remarks and stress the importance of working together to combat elder abuse. Introductions were also made by the Executive Director of the Aging and Adult Services Agency Kari Sederburg, State Senator Peter MacGregor (28th District, Rockford), and State Representative Earl Poleski (64th District, Jackson).

Sergeant Tim Musgrave of the Elder Crime/Vulnerable Adult Unit, Portland Police Department, Portland, Oregon, was the first speaker and explained the successes he has had in Oregon working in a multi-disciplinary unit composed of both police officers and APS workers. He acknowledged that it was challenging at first, but both police and APS began to realize they each brought different strengths to table. While officers under his command initially "didn't know what elder abuse looked like," APS did and quickly taught them what to look for. Likewise, APS workers benefit from accompanying police officers on scene, and gaining access to law enforcement tools like search warrants.

The keynote speaker was Dr. Jason Karlawish, Professor of Medicine and Health Policy at the University of Pennsylvania. His research focuses on ethical issues in research and care that involve older adults with late-life cognitive disorders such as Alzheimer's, Parkinson's, and cognitive aging. According to Dr. Karlawish, even elder adults who do not have disorders such as Alzheimer's still suffer the effects of cognitive aging, i.e. chemical and physical changes that occur in the brain as a result of the "normal" aging process. Most strongly affected, especially early on, are the "executive functions" of decision making,



(Above) Dr. Jason Karlawish explains the complex changes in the brain that accompany normal aging. He recently wrote a semi-historical novel "Open Wound: The Tragic Obsession of Dr. William Beaumont" about medical ethics in 19th century Michigan.

(Continued)

which include the ability to balance a checkbook or make sound financial decisions. This is critical in cases of elder financial abuse.

Barry County Prosecutor Julie Nakfoor Pratt kept things interesting with a sad but also uplifting story about a real-life-hero. "Kate's Story" was about an elderly victim who survived a terrible ordeal at the hands of a criminal who broke into her home, physically abused her, and kept her a prisoner for hours on end until police were alerted to the situation. Kate was able to keep the suspect talking and engaged until police arrived, thereby saving her own life. She still lives alone, and refuses to let the incident negatively impact her life. Her story was truly an inspiration to everyone in attendance.

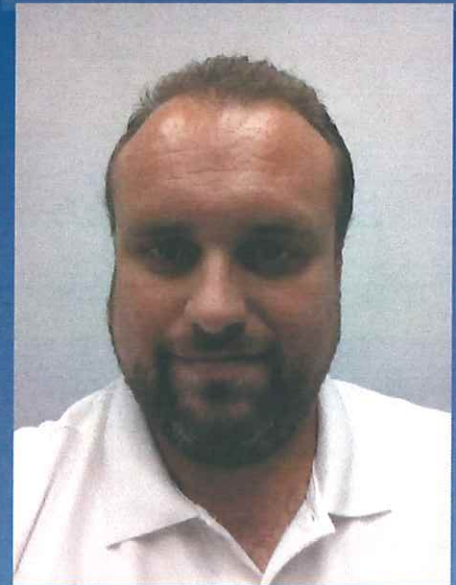
The final speaker of the day was hoarding expert Laura Lokers from Ann Arbor. A licensed clinical social worker, Laura previously worked at the University of Michigan Department of Psychiatry – Anxiety Disorders Program for ten years, and received her masters degree in 2005 from the UM School of Social Work. She kept the audience engrossed in her explanation of the diagnosis and treatment of hoarding, as well as obsessive compulsive disorder. She has been involved in clinical research on hoarding and OCD, and is currently an adjunct professor at the UM School of Social Work and a founding member of the Washtenaw County Hoarding Task Force. While there are treatments for hoarding, sadly the long term prognosis is poor.

Attendance at the summit was high, with 160 attendees and presenters. The audience included prosecuting attorneys, law enforcement officials, APS workers, and other members of the non-profit elder justice and vulnerable adult community.

Do you have questions about your rights in a long-term care facility? Want information on alternatives to nursing home care? Are you trying to compare long term services? Call the Michigan Long Term Care Ombudsman Program toll free at:

1-866-485-9393

NEW ELDER JUSTICE PROSECUTOR



Ryan C. Painter

In April 2015 the Prosecuting Attorney's Association of Michigan hired Ryan C. Painter as its new Elder Justice and At-Risk Adult Resource Prosecutor. He is a graduate of Notre Dame Law School, and has prosecuted vulnerable adult cases in both Michigan and Indiana. Ryan is also a partner with Elder Law of Michigan (ELM) and other community members on the Michigan Elder Justice Task Force development team. Ryan works closely with local prosecutors, state and local police, Adult Protective Services, and other community members to coordinate efforts to combat vulnerable adult abuse in all its forms.

Did You Know...

One-in-five Americans over the age of 65 has been the victim of financial fraud?

Financial exploitation costs American seniors at least \$2.9 billion, every year?

Only 1 out of every 14 cases of elder abuse is reported to authorities?

In almost 90% of elder abuse and neglect incidents, the perpetrator is a family member?

REPORT VULNERABLE ADULT ABUSE

Call the State of Michigan Centralized Intake for Abuse and Neglect. Remember, you may be their **ONLY** voice. Report abuse and neglect.

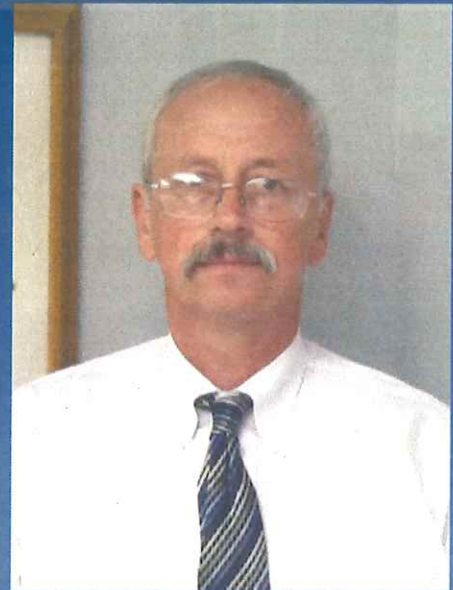
Adult Protective Services Hotline
1-855-444-3911

To Report Healthcare Fraud

Call the Attorney General's Health Care Fraud Division Hotline.

1-800-24-ABUSE (1-800-242-2873)

NEW ELDER JUSTICE INVESTIGATOR



Thomas Holcomb

The newest member of the Elder Justice and At-Risk Adults team is investigator Thomas Holcomb. Tom has over 30 years of law enforcement experience, including vulnerable adult abuse and elder financial fraud. Tom works for us thanks to the PREVNT Initiative. His goal is to investigate financial crimes against the vulnerable adult population, provide ongoing assistance and advice to partners in Adult Protective Services and local police departments, and be a catalyst for team building among local and community agents of change to help combat vulnerable adult financial abuse.

ELDER JUSTICE TRAINING OPPORTUNITIES

- National Adult Protective Services Association 26th Annual Conference
September 29 – October 2, 2015, Rosen Plaza Hotel, Orlando, Florida
- State Bar of Michigan Elder Law Section Fall Conference
September 30 – October 2, 2015, Boyne Mountain Resort
- American Bar Association National Aging & Law Conference
October 29 – October 30, 2015, Arlington Hilton, Arlington, Virginia
- Texas Department of Family & Protective Services 32nd Annual Conference
November 10 – November 13, 2015, South Padre Island, Texas
- California District Attorney's Association National Elder Abuse Symposium
December 1 – December 4, 2015, Hyatt Regency Hotel, Anaheim, California

LOCAL TRAINING OPPORTUNITIES

- Prosecuting Attorney's Association – Scene Photography & Report Writing
September 14, 2015 – Cadillac Place, Detroit, MI
- Prosecuting Attorney's Association – Scene Photography & Report Writing
September 21, 2015 – Holiday Inn Downtown, Grand Rapids, MI

PROSECUTING ATTORNEY'S ASSOCIATION OF MICHIGAN

Ryan C. Painter
Resource Prosecutor
Elder Justice & At-Risk Adults
116 W. Ottawa Street, Suite 200
Lansing, MI 48913
www.michiganprosecutor.org
painterr@michigan.gov



ELDER JUSTICE



Representative Derek Miller and PAAM Resource Prosecutor Ryan Painter testify about HB 4550 at the House Criminal Justice Committee.

WHAT'S INSIDE



Financial
Exploitation in the
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*"When we as human beings are
trusted with life, but lack the value
thereof, we are only left with one
thing, ABUSE!"*

~ Sunday Adelaja

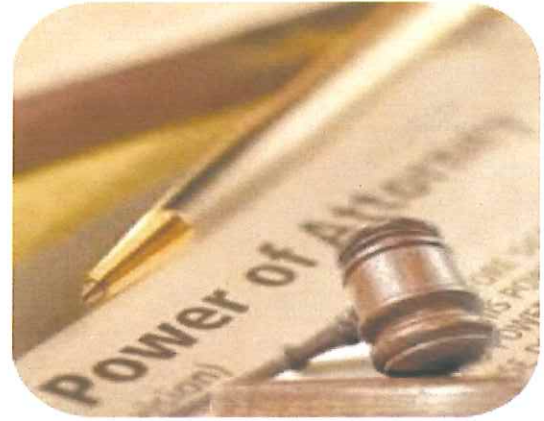
The Elder Justice & At-Risk Adult Project (EJP) has officially kicked off the 2016 fiscal year. We successfully ended the 2015 fiscal year with APS focused trainings in Detroit (Cadillac Place) and Grand Rapids (Holiday Inn Grand Rapids Downtown). Both training sessions focused on three topics taught by our training professionals. PAAM Elder Justice Resource Prosecutor Ryan Painter lectured on scene photography; Trish Gerard, Wayne County Lead Attorney of the Elder Justice Unit, taught tips for better report writing, and our PREVNT fraud investigator Tom Holcomb discussed techniques for witness interviewing. All sessions were widely attended by APS workers from Wayne County and Kent County respectively, as well as surrounding counties.

In October 2015, at the invitation of Prosecutor Michelle Ambrozaitis, EJP hosted a one-day training at the Doherty Hotel in Clare County. The morning presenters were Trish Gerard and Scott Teter (Assistant Attorney General Criminal Section Head of the Corporate Oversight Division). The afternoon session was a panel discussion with the experts [Scott Teter, Trish Gerard, Cynthia Farell (APS), Martin May (AG) and moderator Ryan Painter. APS workers, local law enforcements including police officers and prosecutors, attended the training.

In other news Ryan Painter was invited to testify at the House Criminal Justice Committee on House Bill 4550. If passed, the bill would amend Fourth Degree Vulnerable Adult Abuse to mirror the language used in Fourth Degree Child Abuse, and thereby allow prosecution of caregivers who cause "unreasonable risk of harm or injury to a vulnerable adult, regardless of whether physical harm results." It would remain a misdemeanor punishable by imprisonment for not more than 1 year or a fine of not more than \$1,000.00, or both.

CASE UPDATE

SENTENCED: On September 18th, 2015 visiting judge Michael P. Hatty of Livingston County sentenced funeral home director Kevin Kregger to 3 years of probation and ordered him to pay \$15,924 in restitution and \$1,300 in court fees and costs in the 35th Circuit Court. Kregger pled no contest to two counts of Attempted Larceny in a Building after he was alleged to have befriended an elderly woman and then attempted to steal from her estate after her death. PAAM elder fraud investigator Thomas Holcomb was the lead detective on the case.



PAAM is happy to assist any investigator, prosecutor, or APS worker with their vulnerable adult cases.

DID YOU KNOW?

"DENTISTS MAY BE THE FIRST PEOPLE OUTSIDE THE HOME TO HAVE THE OPPORTUNITY TO RECOGNIZE SIGNS AND SYMPTOMS OF ABUSE"

FINANCIAL EXPLOITATION IN HEALTH CARE

Financial exploitation of vulnerable and elderly adults in the United States is one of the fastest growing white-collar crimes in the 21st century. Financial exploitation can take different forms, although healthcare fraud is one of the most pervasive. A recent investigative article by Charles Piper, "10 Popular Healthcare Provider Fraud Schemes", highlights the reasons why healthcare fraud can be so hard to resist for medical providers and health professionals. He writes, "The difference between the healthcare realm and many other industries is its huge, alluring, easy pile of cash." He cites data from the Centers for Medicare & Medicaid Services (CMS) which projects health spending to grow at an average rate of 6.2 percent annually with over 22 million citizens getting insured because of U.S. Affordable Care Act.

Ten of the more common healthcare fraud schemes are:

- Billing for services not rendered
- Billing for a non-covered service as a covered service
- Misrepresenting dates of services
- Misrepresenting locations of services
- Misrepresenting the provider of service
- Waiving deductibles and/or co-pays
- Incorrect reporting of diagnoses or procedures
- Overutilization of services
- Corruption (e.g. kickbacks and bribery)
- Unnecessary prescriptions / over-prescribing.



Healthcare fraud is unique because providers have access to "huge, alluring easy pile[s] of cash."

PREVNT UPDATES

The Prosecuting Attorney's Association of Michigan Elder Justice & At-Risk Adult Project is in its second year as a PREVNT Initiative partner. PREVNT funds are administered by the Michigan Aging & Adult Services Agency. Tom Holcomb, the PREVNT Financial Fraud Investigator at PAAM, has become a fantastic asset to Adult Protective Services employees, law enforcement agencies, and prosecutors throughout Michigan.



PAAM, has become a fantastic asset to Adult Protective Services employees, law enforcement agencies, and prosecutors throughout Michigan.

In 2016 Investigator Holcomb has extended his program from the initial pilot area in Mid-Michigan to the entire state. He has accepted referrals and investigations from numerous local and county law enforcement agencies, APS offices, and even private citizens.

In addition to the successful investigation and prosecution of Kevin Kregger in Shiawassee County, Investigator Holcomb has been busy helping agencies in other counties as well. Some of the more recent cases include:

Lansing, MI (Ingham County) – The suspect allegedly obtained a power of attorney for her 77-year-old mother who suffers from dementia and is unable to care for herself. The suspect allegedly opened several credit accounts in her mother's name without her permission, and was also able to gain access to bank accounts. The suspect also allegedly obtained a quitclaim deed for her mother's house. The suspect allegedly made large withdrawals from their joint bank account, including a trail of checks totaling thousands of dollars made out to a casino. The alleged victim is believed to have lost over \$45,000. A warrant request was sent to the Ingham County Prosecutor's Office.

Owosso, MI (Shiawassee County) – The suspect obtained a power of attorney for her mother who resides in a nursing home and receives monthly pension and social security checks. Instead of paying the nursing home expenses, the suspect allegedly diverted the funds for her own personal use. The victim incurred a \$16,000 debt at the nursing home. The case was sent to the Shiawassee County prosecutor and a warrant was issued. The suspect pled to a misdemeanor and received fines, probation and was also ordered to pay restitution.

Lansing, MI (Ingham County) – Investigator Holcomb is currently investigating numerous cases in partnership with the Lansing Police Department. Ingham County was one of the pilot counties for the PREVNT Initiative in 2015, although Investigator Holcomb is now available statewide for investigation, case consultation, warrant drafting and review, and other services as needed. Interested departments should contact Investigator Holcomb at (517) 881-0533.

2016 ELDER JUSTICE SUMMIT



SAVE the DATE

2016 Elder Justice Summit

EXPLORING FINANCIAL EXPLOITATION

Tuesday, June 14th, 2016

Lansing Center – 333 East Michigan Avenue, Lansing, MI, 48933

For more information, please contact:
Efua Hayford-Wilson, Elder Justice Coordinator
Phone: (517) 334-6060 ext 801 Email: Hayford-WilsonE@michigan.gov

Potential Speakers are welcome to submit a proposal for the summit

Suggested topics include:

- Wealth Management
- Investigations
- Power of Attorney
- Prosecution

The Fourth Annual Elder Justice Summit will be held on Tuesday, June 14th, 2016 at the Lansing Center in downtown Lansing. The theme for this year's summit is "EXPLORING VULNERABLE ADULT FINANCIAL EXPLOITATION".

The day will include leading elder justice professionals discussing the ever-growing problem of financial exploitation and fraud against Michigan's vulnerable adult and elderly community.

Potential topics include: Preventative Estate Planning, Investigation of Financial Exploitation, Power of Attorney, Prosecution of Financial Exploitation Cases, and more.

The Elder Justice and At-Risk Adult Project invites all professionals who are experts in one or more of these topics and want to present at the 2016 summit to submit an abstract or proposal to Efua Hayford-Wilson (hayford-wilsone@michigan.gov)

2016 TENTATIVE TRAINING CALENDAR

COURSE TITLE	LOCATION	CITY	DATE
Investigating Elder Abuse & Panel Discussion 9 - 3PM	Michigan State Police Training Academy <i>7426 North Canal Rd. Lansing, MI, 48913</i>	LANSING	January 29 th , 2016
Adult Protective Services Training AM & PM Sessions	PAAM Buliding Walker Room 1 <i>116 W. Ottawa, Lansing, MI, 48910</i>	LANSING	February 26 th , 2016
Vulnerable Adult Financial Abuse & Panel Discussion	TBD	GRAND RAPIDS	March 18 th , 2016
PREVNT Bank Teller Training AM & PM Sessions	TBD	DETROIT	April 8 th , 2016
Prosecuting Vulnerable Adult Abuse Prosecutor Only Training	PAAM Buliding Walker Room 1 <i>116 W. Ottawa, Lansing, MI, 48910</i>	LANSING	May 13 th , 2016
2016 ELDER JUSTICE SUMMIT *All Professionals*	LANSING CENTER <i>333 East Michigan Avenue, Lansing, MI, 48933</i>	LANSING	June 14th, 2016
Adult Protective Services Training 10 - 3PM	TBD	MARQUETTE	July 15 th , 2016
Investigating Elder Abuse & Panel Discussion 9 - 3PM	TBD	KALAMAZOO	July 29 th , 2016
Prosecuting Vulnerable Adult Abuse Prosecutor Only Training	TBD	GAYLORD	August 19 th , 2016
PREVNT Bank Telle Training AM & PM Sessions	TBD (Cascade Commons)	GRAND RAPIDS	September 16 th , 2016
Vulnerable Adult Financial Abuse & Panel Discussion	TBD	DETROIT	September 30 th , 2016

ELDER JUSTICE TRAINING OPPORTUNITIES

The Prosecuting Attorneys Association of Michigan Elder Justice & At-Risk Adult Project & the PREVNT Initiative provide training for Adult Protective Services workers, law enforcement, prosecutors and all other professionals involved in helping vulnerable and elderly adults in the state of Michigan.

Please visit our training calendar on the PAAM website for upcoming trainings at www.michiganprosecutor.org



ELDER JUSTICE

LOCAL TRAINING OPPORTUNITIES

- Prosecuting Attorney's Association of Michigan - Investigating Elder Abuse & Panel Discussion, January 29th, 2016 at the Michigan State Police Training Academy, Lansing, MI,
- Prosecuting Attorney's Association of Michigan - APS Training (AM & PM available), February 26th, 2016 at the PAAM office, Lansing, MI

For inquiries please contact Efua Hayford-Wilson, Elder Justice Coordinator, at hayford-wilson@michigan.gov

PROSECUTING ATTORNEY'S ASSOCIATION OF MICHIGAN

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