

Community Care Licensing

COMPLAINT INVESTIGATION REPORT

Facility Number: 374601046

Report Date: 09/09/2020

Date Signed: 11/03/2020 02:43:29 PM

Unsubstantiated

STATE OF CALIFORNIA - HEALTH AND HUMAN SERVICES AGENCY	CALIFORNIA DEPARTMENT OF SOCIAL SERVICES COMMUNITY CARE LICENSING DIVISION CCLD Regional Office, 7575 METROPOLITAN DR. #109 SAN DIEGO, CA 92108
COMPLAINT INVESTIGATION REPORT	

This is an official report of an unannounced visit/investigation of a complaint received in our office on **09/24/2019** and conducted by Evaluator Anna Kennedy

	COMPLAINT CONTROL NUMBER: 08-AS-20190924125949
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FACILITY NAME:	BROOKDALE PLACE OF SAN MARCOS	FACILITY NUMBER:	374601046
ADMINISTRATOR:	HEILGEIST, MARY ELLEN	FACILITY TYPE:	740
ADDRESS:	1590 W SAN MARCOS BLVD	TELEPHONE:	(760) 471-9904
CITY:	SAN MARCOS	ZIP CODE:	92078
CAPACITY:	245	STATE:	CA
MET WITH:	Mary Ellen Heilgeist	CENSUS:	UNANNOUNCED
		DATE:	09/09/2020
		TIME BEGAN:	01:28 PM
		TIME	02:29 PM
		COMPLETED:	

ALLEGATION(S):

1	Facility staff failed to afford resident privacy.
2	Facility staff did not use universal precautions.
3	Facility staff failed to safeguard resident's personal belongings.
4	Facility staff failed to clean resident's room properly.
5	Facility staff did not treat resident with dignity and respect.
6	Facility staff failed to keep accurate information regarding a resident's mental condition.
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INVESTIGATION FINDINGS:

1	Licensing Program Analyst (LPA) Kennedy conducted a complaint visit via a video-calling app due to COVID-19 restrictions to deliver the findings for the above allegations. LPA identified herself and stated the purpose of the video-call to Mary Ellen Heilgeist, Executive Director.
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5	During the course of the investigation, LPA toured the facility, reviewed records and conducted in-person and telephonic interviews.
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8	It was alleged that the facility staff failed to afford a resident privacy, specifically regarding an isolated incident where it was alleged that a man came into a Resident1's (R1) (see LIC 811 for a list of confidential names) apartment without knocking or identifying himself. The specific date could not be ascertained by the available data.
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Unsubstantiated	Estimated Days of Completion:
SUPERVISOR'S NAME: Rebecca Hedgecock LICENSING EVALUATOR NAME: Anna Kennedy LICENSING EVALUATOR SIGNATURE: DATE: 11/03/2020	
I acknowledge receipt of this form and understand my licensing appeal rights as explained and received.	
FACILITY REPRESENTATIVE SIGNATURE: DATE: 11/03/2020	

This report must be available at Child Care and Group Home facilities for public review for 3 years.
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Control Number 08-AS-20190924125949

STATE OF CALIFORNIA - HEALTH AND HUMAN SERVICES AGENCY COMPLAINT INVESTIGATION REPORT (Cont)	CALIFORNIA DEPARTMENT OF SOCIAL SERVICES COMMUNITY CARE LICENSING DIVISION CCLD Regional Office, 7575 METROPOLITAN DR. #109 SAN DIEGO, CA 92108
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FACILITY NAME: BROOKDALE PLACE OF SAN MARCOS **FACILITY NUMBER:** 374601046
VISIT DATE: 09/09/2020

NARRATIVE
1 The LPA spoke with multiple facility staff members and was informed that it is the policy for all 2 employees who need to enter a resident's apartment to knock and announce themselves. If there is no 3 response, the staff member can let themselves into the room, announcing themselves again. If an 4 outside entity needs to provide maintenance, they would be accompanied by a member of the 5 maintenance staff. The individual and date of the allegation could not be provided, and the available 6 data does not meet the standard for substantiation, therefore this allegation is Unsubstantiated. 7 8 It was further alleged that facility staff failed to use universal precautions when a staff member took a 9 bag believed to contain items discarded after R1's roommate had received incontinence care, being 10 dragging across the kitchen counter to place in the kitchen trash. The date and staff member could not 11 be identified. LPA spoke with members of the facility staff responsible for training and supervising care 12 staff and with direct care staff members and learned that staff are trained to dispose of all waste from 13 provision of incontinence care, and any other personal care, in a tied plastic bag and either dispose of 14 the bag in the bathroom, or remove it from the apartment. To the best of their recollection a concern 15 such as the one outlined in this allegation has not been raised. With the limited data available regarding 16 this allegation, it could not be substantiated, therefore this allegation is Unsubstantiated. 17 18 It was alleged that R1's property was not properly safeguarded because they had items disappears from 19 their apartment and R1 alleged that their email and other electronic items were hacked or compromised 20 by facility staff. 21 22 R1 expressed a belief that their electronic items had been used and altered by facility staff. No evidence 23 supporting this allegation could be located or provided during the course of the investigation. 24 25 26 27 28 29 30 31 32

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**COMPLAINT INVESTIGATION REPORT
(Cont)****FACILITY NAME:** BROOKDALE PLACE OF SAN MARCOS**FACILITY NUMBER:** 374601046**VISIT DATE:** 09/09/2020**NARRATIVE**

1 R1 did report to facility management that a cat carrier of unknown value was missing. The cat carrier
 2 had been outside the apartment on R1's patio prior to its disappearance. The loss was logged on the
 3 facility theft and loss record and also noted that the item was never located. R1 mentioned other missing
 4 items that had a value significantly under the \$25 required to fall under the facility theft and loss policy.
 5 R1 was provided with and signed a copy of the facility theft and loss policy upon admission. The theft
 6 and loss policy was followed. Additionally, this item was not in the care of the facility for safeguarding.
 7 The available evidence does not support this allegation; therefore this allegation is Unsubstantiated.
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 9 R1 reported that historically, when R1 had a roommate with exceptional needs, the facility staff were in
 10 and out of the room a lot and it was not cleaned to R1's standards. LPA spoke with facility staff including
 11 those with responsibility for housekeeping and was informed that anytime a resident expresses a
 12 concern that their apartment was not cleaned adequately, a housekeeper was sent to the apartment to
 13 provide any needed additional cleaning. LPA was informed that the facility provides specific cleaning
 14 tasks and that some residents expect cleaning services beyond what is identified in the admission
 15 agreement. With the lack of specificity regarding this allegation, the standard for substantiation could not
 16 be met, therefore this allegation is Unsubstantiated.
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 19 R1 alleged that on "a couple of occasions" facility staff would enter their apartment to provide care to the
 20 roommate and did not acknowledge R1. R1 stated that facility staff would take food off R1's plate and
 21 put it on R1's roommate's plate showing a "general disregard" for R1. R1's report is historical and the
 22 number of occasions and precise dates could not be identified. LPA spoke with the multiple members of
 23 the facility staff and learned facility staff are trained to greet all residents by name and inquire as to their
 24 well-being. They should greet residents in such a manner if they encounter them in their apartments, or in
 25 the public area of the community. LPA was also informed that a care provider may not be as attentive to
 26 a resident that is not receiving care, as one who is. As this allegation is vague in terms of concern and
 27 time of occurrence, the standard for substantiation could not be met, therefore this allegation is
 28 Unsubstantiated.
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(Cont)****FACILITY NAME:** BROOKDALE PLACE OF SAN MARCOS**FACILITY NUMBER:** 374601046**VISIT DATE:** 09/09/2020**NARRATIVE**

1 It was lastly alleged that facility staff failed to keep accurate information regarding a resident's mental
 2 condition. This allegation is based on a physician's report provided to the facility by R1's physician that
 3 stated that R1 had Mild Cognitive Impairment (MCI). When R1 became aware of the MCI diagnosis on
 4 the physician's report, R1 raised the concern with their physician who issued a correction to the
 5 physician report stating that R1 does not have MCI. The allegation is that the facility staff provided the
 6 physician false information about R1 that resulted in the original physician's report with the MCI

7 diagnosis.

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9 The investigation revealed that the facility did provide information to the physician as part of the medical
10 reassessment process. Among the documents provided was a form completed by a different physician
11 at the time of R1's admission to the facility that states that R1 "has Mild Cognitive Impairment and is still
12 mentally able/safe to leave the facility unassisted." In retracting the diagnosis of MCI, the physician
13 wrote that they "incorrectly indicated (R1) has mild cognitive impairment on (the physician's report).
14 Mini-Mental State Examination (MMSE) was 29/30 today and (R1) does not have mild cognitive
15 impairment." The physician is responsible for the initial diagnosis, and the retraction. The evidence does
16 not support the allegation that the facility provided false information to the physician. This allegation is
17 Unsubstantiated.

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19 An exit interview was conducted with Mary Ellen Heilgeist, Executive Director, via video-call. A copy of
20 this report along with Licensee Rights (LIC9058 01/2016) was provided to Ms. Heilgeist via email. An
21 electronic response confirms the documents were received.

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LICENSING EVALUATOR NAME: Anna Kennedy

LICENSING EVALUATOR SIGNATURE:

DATE: 11/03/2020

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