

**STATE OF TENNESSEE
HEALTH FACILITIES COMMISSION
BEFORE THE EXECUTIVE DIRECTOR**

In The Matter of:)
)
Whites Creek Wellness and Rehabilitation,) **BY ORDER OF THE EXECUTIVE**
Center) **DIRECTOR**
)
N.H. License No. 69)

ORDER ASSESSING CIVIL PENALTY

On February 7, 2024, the Health Facilities Commission (hereinafter “Commission”) survey team conducted an annual survey at Whites Creek Wellness and Rehabilitation Center in Whites Creek (hereinafter “Whites Creek Wellness”), pursuant to Tenn. Code Ann. (“T.C.A.”) § 68-11-210. The investigation was completed on March 28, 2024.

The survey revealed violations of licensure statutes and regulations that directly impact the care of the patients in the nursing home.

Pursuant to T.C.A. §§ 68-11-801 and 68-11-803, the Executive Director has the authority to impose Type B Civil Monetary Penalties upon deficient nursing homes.

Based upon the surveyors' findings and recommendations, the Executive Director has exercised the authority to impose Type B and Type C Civil Monetary Penalties.

The facility was orally advised of the possible imposition of Type B and Type C Civil Monetary Penalties when surveyors exited the facility on March 12, 2024, and by letter from the Executive Director dated April 2, 2024.

FACTS

A detailed statement describing the findings of the survey with particularity and citing the law with specificity, pertaining to the assessment of a Type B and Type C Civil Monetary Penalties, is appended hereto as Attachment 1 and incorporated by reference herein. Attachment 1 is the licensure "Statement of Deficiencies" compiled by the surveyors upon completion of the survey.

ASSESSMENT OF TYPE B CIVIL MONETARY PENALTY

Therefore, pursuant to T.C.A. §§ 68-11-801 and 68-11-803, and based upon the aforementioned facts as incorporated by reference herein, the Executive Director hereby assesses three (3) Type B Civil Monetary Penalties in an amount of five hundred dollars (\$500) each, and one Type C Civil Monetary Penalty in an amount of two hundred fifty dollars (\$250), for a total Civil Monetary Penalty assessment of one thousand seven hundred fifty dollars (\$1,750) against Whites Creek Wellness based on violations of basic service standards, records and reports standards, and resident rights standards.

The facility’s attention is directed to the statement of its rights in this matter, appended hereto as Attachment 2.

This assessment of three (3) Type B Civil Monetary Penalties in an amount of five hundred dollars (\$500) each, and one Type C Civil Monetary Penalty in an amount of two hundred fifty dollars (\$250), for a total Civil Monetary Penalty assessment of one thousand seven hundred fifty dollars (\$1,750) is effective upon receipt of this Order and the penalty is due as payable within five (5) working days thereafter.

Entered this 2nd day of April, 2024.



Logan Grant
Executive Director
Health Facilities Commission

xc: Secretary of State – Administrative Procedures Division
Caroline R. Tippens, Director of Licensure & Regulation
Health Facilities Commission Middle Tennessee Regional Office

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this document has been served upon the Respondent, Whites Creek Wellness and Rehabilitation Center, c/o Emily Sprouse, 3425 Knight Drive, Whites Creek, Tennessee 37189, by delivering same in the United States regular mail and United States certified mail, number **7022 3330 0001 2193 9074**, return receipt requested, with sufficient postage thereon to reach its destination.

This 2nd day of April , 2024.



Logan Grant
Executive Director
Health Facilities Commission