



STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
Aging and Long-Term Support Administration
PO Box 45600, Olympia, WA 98504-5600

September 8, 2016

CERTIFIED MAIL 7008 1300 0000 7187 4529

Administrator
Rosegarden Care Center, Inc
715 Locust Street
Omak, Washington 98841

Assisted Living Facility License #1979
Licensee: Rosegarden Care Center, Inc

**IMPOSITION OF ADDITIONAL CONDITIONS ON A LICENSE
PENDING COMPLETION OF INVESTIGATION
AND CONTINUING STOP PLACEMENT AND CONDITIONS**

Dear Administrator:

This letter constitutes formal notice of the temporary imposition of conditions on license for your assisted living facility located at **715 Locust Street, Omak**, by the State of Washington, Department of Social and Health Services. This action is taken under the authority granted in the Laws of 1998, Chapter 272; RCW 18.20.190.

The temporary imposition of additional conditions on your license is based on an ongoing complaint investigation alleging possible violations of:

WAC 388-78A-2700- Safety and disaster preparedness

The department has determined that the following conditions shall be placed on your assisted living facility license, pending completion of the investigation:

- *Person 1 shall not be on the Assisted Living premises including an attached garage and apartment, shall not have any contact with the residents and/or staff, shall not interact as a caregiver with residents or shall not have an on-site administrative role in the operation of the Assisted Living.*
- *The licensee must post this Notice of Conditions of Operation, with the license, in a visible location in a common use area.*

These additional conditions were **verbally** imposed on your license on **September 8, 2016**. As provided in RCW 18.20.125(2), the effective date of the condition and continuing stop placement

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on your license will not be postponed pending an administrative hearing or informal dispute resolution review.

In a letter dated August 26, 2016, the department imposed a stop placement order prohibiting admissions to your assisted living facility based on August 16, 2016 violations. Also, in a letter dated May 13, 2016, the department imposed conditions on your license based on May 2, 2016 violations. **Both the conditions imposed on May 13, 2016 and the stop placement imposed on August 26, 2016 continue to remain in effect.**

Appeal Rights:

You have two appeal rights: Informal Dispute Resolution (IDR) and an Administrative Hearing. Each has a different request timeline.

Informal Dispute Resolution [RCW 18.20.195]

You have an opportunity to challenge the deficiencies and/or enforcement actions through the state's IDR process. **All IDR requests must be in writing and include:**

- The deficiencies you are disputing; and
- The method of review you prefer (face-to-face, telephone conference or documentation review).

The written request must be received by the 10th working day from receipt of this letter.

During the IDR process you will have the opportunity to present written and/or oral evidence to dispute the deficiencies.

Send your written request to:

Informal Dispute Resolution Program Manager
Residential Care Services
PO Box 45600
Olympia, Washington 98504-5600
Fax (360) 725-3225

Formal Administrative Hearing

You may contest the conditions on the license by requesting a formal administrative hearing to challenge the deficiency which resulted in the conditions on the license. **All hearing requests must be in writing and include:**

- A copy of this letter.

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The written request must be received within twenty-eight (28) calendar days of receipt of this letter.

Send your **written** request to:

Office of Administrative Hearings
PO Box 42489
Olympia, Washington 98504-2489

If you have any questions, please contact Susan Bergeron, Field Manager at (509) 323-7324.

Sincerely,


Dina Longen-Grimes, RN, MSN
Compliance Specialist
Residential Care Services

cc: Field Manager, Region 1, Unit B
RCS Regional Administrator, Region 1
HCS Regional Administrator, Region 1
DDA Regional Administrator, Region 1
WA LTC Ombuds
HQ Central Files
dlg