



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

October 25, 2019

CERTIFIED MAIL #7018 1830 0001 2386 4440

Administrator
Rose Pointe Assisted Living
13013 E Mission Avenue
Spokane Valley, WA 99216

Assisted Living Facility License #2452
Licensee: RP Operations, LLC

IMPOSITION OF CONDITIONS ON A LICENSE

Dear Administrator:

On October 11, 2019, the Department of Social and Health Services (DSHS), Residential Care Services completed an investigation at your facility. This letter constitutes formal notice of the imposition of conditions on the license for your assisted living facility, also known as **Rose Pointe Assisted Living**, located at **13013 E Mission Avenue, Spokane Valley**, by the State of Washington, Department of Social and Health Services. These actions are taken under the authority granted pursuant to Laws of 1998, Chapter 272 and RCW 18.20.190.

The conditions on the license is based on the following violations of the RCW and/or WAC as described in the attached Statement of Deficiencies (SOD) report dated **October 11, 2019**.

WAC 388-78A-02730 – Licensee’s responsibilities

- (1) The assisted living facility licensee is responsible for:
- (a) The operation of the assisted living facility;
 - (b) Complying at all times with the requirements of this chapter, chapter 18.20 RCW, and other applicable laws and rules; and
 - (c) The care and services provided to the assisted living residents

The licensee is not operating the facility to remain in compliance with chapter 18.20 RCW and 388-78 WAC requirements. As of the date of this letter, the license has been out of compliance since January 4, 2019 with continual findings of noncompliance, placing residents at risk of not having their needs met.

NOTE: These are the violations, which resulted in the conditions on the license; see the attached Statement of Deficiencies for any additional violations.

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The department has determined that the following conditions shall be placed on your assisted living facility license:

- *The licensee, at its own expense, must hire, by October 30, 2019, a consultant not previously known to the facility and familiar with assisted living laws and regulations to:*
 - *Review with the licensee and Regional Field Manager, by October 31, 2019, all deficiencies cited on the Statement of Deficiency reports with the completion dates of January 4, 2019, March 25, 2019, April 25, 2019, July 16, 2019 and implement systems to ensure compliance.*
 - *Assist the licensee to correct all outstanding and new deficiencies by November 20, 2019 and implement systems to sustain compliance.*
- *The consultant, starting November 1, 2019, must report to the department every other week, all progress made to assist the facility in returning back to compliance and maintaining sustainability of correction*
- *The licensee must post this Notice of Conditions of Operation, with the license, in a visible location in a common use area.*

The effective date of the conditions on your license is **October 25, 2019**, upon notice to you by **verbal delivery** and certified mail receipt of this letter and the attached Statement of Deficiencies report. As provided in RCW 78.20.125(2), WAC 388-78A-3220, the effective date of the conditions on our license will not be postponed pending an administrative hearing or informal dispute resolution review.

Attestation (Plan of Correction):

Return the enclosed SOD within 10 calendar days with the following:

- The date you have or will have each deficiency corrected;
- A signature and date attesting that you are taking actions to correct and maintain correction for each cited deficiency.

Return the signed and dated SOD to:

Sue Bergeron, Field Manager
Region 1, Unit B
316 West Boone Avenue, Suite 170
Spokane, WA 99201-2351
Phone: (509) 323-7324 / Fax: (509) 329-3993

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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

Formal Administrative Hearing

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

- A copy of this letter; and
- A copy of the Statement of Deficiencies.

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

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

Sincerely,



Bett Schlemmer
Field Operation Office Chief
Residential Care Services

Enclosure

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
DRW
sg