



STATE OF MICHIGAN
 DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
 LANSING

GRETCHEN WHITMER
 GOVERNOR

MARLON I. BROWN, DPA
 ACTING DIRECTOR

November 13, 2023

Lisa Potvin
 Premier MI Jackson LLC
 120 S. LaSalle St.
 Chicago, IL 60603

RE: License #: DC380402737
 Investigation #: 2023D0104020
 ABC Academy Child Care & Dev. C

Dear Ms. Potvin:

I conducted a special investigation because the child care licensing bureau received information regarding your facility that related to licensing rules or law. The information was related to the following:
 R400.8125(1) Staff; volunteer; requirements.

- The details of the information are in the attached report. To investigate:
- I interviewed program director, licensee, licensee designee, child care staff member, witnesses, and parents.
 - I completed on-site inspections on the following dates: 5/17/2023.

As a result of this investigation, I recommend no change to the current license status. I did not find any violations. The special investigation report is attached.

During this special investigation:	Yes	No
A rule or law violation was found and a serious injury or death occurred.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
A rule or law violation was found and abuse and/or neglect of a child occurred.	<input type="checkbox"/>	<input checked="" type="checkbox"/>

This report and any related corrective action plans must be filed in your licensing notebook. This report and any related corrective action plans will be online for parents to review under the [Statewide Search for Licensed Child Care Centers and Homes](#).

Please review the enclosed documentation for accuracy and contact me with any questions. In the event that I am not available and you need to speak to someone immediately, please contact the local office at (517) 284-9730.

Sincerely,

A handwritten signature in black ink, appearing to read "Timothy A. Swope". The signature is written in a cursive style with a long horizontal stroke at the end.

Timothy A Swope, Licensing Consultant
Child Care Licensing Bureau
611 W. Ottawa Street
P.O. Box 30664
Lansing, MI 48909
(517) 262-9838

enclosure

**MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CHILD CARE LICENSING BUREAU
SPECIAL INVESTIGATION REPORT**

I. IDENTIFYING INFORMATION

License #:	DC380402737
Investigation #:	2023D0104020
Complaint Receipt Date:	05/12/2023
Investigation Initiation Date:	05/17/2023
Report Due Date:	07/11/2023
Licensee Name:	Premier MI Jackson LLC
Licensee Address:	120 S. LaSalle St. Chicago, IL 60603
Licensee Telephone #:	(312) 481-6911
Administrator:	Lisa Potvin, Designee
Licensee Designee:	Lisa Potvin, Designee
Name of Facility:	ABC Academy Child Care & Dev. C
Facility Address:	800 Laurence Street Jackson, MI 49202
Facility Telephone #:	(517) 783-3040
Original Issuance Date:	10/15/2020
License Status:	1ST PROVISIONAL
Effective Date:	07/26/2023
Expiration Date:	01/25/2024
Capacity:	84
Program Type:	CHILD CARE CENTER

II. ALLEGATION(S)

	Violation Established?
On 5/10/23, at approximately 4:40 p.m., Child A (4 ½ years, female), Child B (age 4 ½ years, male) and Child C (age 4 ½ years, male) were grouped together with their heads together, mouths open, and tongues making contact with each other.	No

III. METHODOLOGY

05/12/2023	Special Investigation Intake 2023D0104020
05/17/2023	Special Investigation Initiated - On Site Unannounced onsite from 11:30 am until 12:30 pm. Observation of outdoor plat area and interview with Ms. Sadie Yoder, program director, Child Care Staff Member 1 (CCSM 1), Child Care Staff Member 2 (CCSM 2), and Child Care Staff Member 3 (CCSM 3).
05/17/2023	Contact - Document Received Ms. Yoder provided me with Child care staff member (CCSM) and child contact information.
10/31/2023	Attempted telephone call with Child A's Mother – left message.
10/31/2023	Attempted telephone interview with Child B's Mother – left message.
10/31/2023	Telephone interview with Child C's Mother.
10/31/2023	Exit conference with Ms. Lasa Potvin, licensee designee.
11/8/2023	Telephone interview with Child B's Mother.
11/8/2023	Attempted telephone interview with Child A's Mother – no answer.
11/8/2023	Special investigation full compliance

ALLEGATION: On 5/10/23, at approximately 4:40 p.m., Child A (4 ½ years, female), Child B (age 4 ½ years, male) and Child C (age 4 ½ years, male) were grouped together with their heads together, mouths open, and tongues making contact with each other.

INVESTIGATION: On 5/17/23, I reviewed an incident report submitted to the department. The incident report said on 5/10/23, at approximately 4:40 p.m., Child A, Child B, and Child C were grouped together playing on the outdoor play area. The three children had their heads together, mouths open, and tongues out making contact with one another. Child Care Staff Member 1 (CCSM 1) immediately separated the children and informed the program director, Ms. Yoder and the child care parents of the incident.

On 5/17/23, I conducted an unannounced onsite inspection to the center and interviewed Ms. Sadie Yoder, program director regarding the allegations. Ms. Yoder said on 5/10/23 around 4:40 p.m. while the children were engaged in outdoor play, CCSM 1 saw a group of children, Child A, Child B, and Child C, huddled together; she told them to go play. The children moved to a different part of the play area and grouped back together behind the large climber. CCSM 1 said the three children had their heads together, mouths open, and tongues out making contact with each other. CCSM 1 was in close proximity of the incident and immediately intervened by separating the children and having them play elsewhere. She told the children that this type of play was inappropriate. CCSM 1 informed Ms. Yoder of the incident and the child care parents. CCSM 1 completed an incident report and notified the department. Ms. Yoder denied any of the children having any previous behavior issues regarding inappropriate play. Ms. Yoder spoke separately with all of the children regarding the incident. Each child gave their perspective as to what took place. Child B said Child A kissed him while playing outdoors. He didn't want Child A to kiss him. Child C also said Child A tried to kiss him, but he said no, Child A kissed Child B. Child A said that she kissed Child B and Child C watched. Ms. Yoder spoke with all the CCSMs to remind them of the importance to assure they are providing the children with appropriate care and supervision at all times and know what activities the children are engaged in. All three children are now being monitored more closely to prevent another incident from occurring. In addition, Ms. Yoder said they have also made some changes to the outdoor play area, restricting the preschool aged children from using the hallowed log and repositioning the piece of play equipment so it can be monitored better by the CCSMs when the children are engaged in outdoor play.

On 5/17/23, I interviewed CCSM 1 at the center. CCSM 1 has been working at the center for approximately one month but has worked in child care for the past seven years. CCSM 1 likes her job and working with children. I informed CCSM 1 of the allegation. CCSM 1 confirmed the incident having occurred on 5/10/23. Around 4:40 p.m., while the children were engaged in outdoor play, Child A, Child B, and Child C were grouped together near the climbing area. CCSM 1 asked them what they were doing and all of the children just smiled. She had the children break apart and go

play separately elsewhere in the outdoor play area. After the children went their own ways, within a few minutes they regrouped near grassy area located toward the rear of the climber area to play. CCSM 1 saw Child A, Child B and Child C group together again in the greasy area. All the children had their heads together, mouths open, and tongues out touching each other. CCSM 1 immediately intervened again by instructing the children, that this type of play was inappropriate as we respect one another's boundaries and do not do that type of play. She separated the children and informed the other child care staff members and Ms. Yoder of the incident. Ms. Yoder notified the children's parents of the incident. An incident report was completed, and the department was notified. CCSM 1 denied any of the children having any previous behavioral issues with inappropriate play or touching. Since the incident took place, they have spoken with all the children separately about respecting each other's boundaries and now watch each child closely to assure no other incidents occur. CCSM 1 said when the children are engaged in outdoor play, all the CCSMs position themselves globally to assure they have a view of all the children and what activities they are engaged in. They are also mindful of the potential bind spots on the play area and keep someone positioned nearby to assure they now what activities the children are engaged in at all times.

On 5/17/23, I separately interviewed Child Care Staff Member 2 (CCSM 2) and Child Care Staff Member 3 (CCSM 3) at the center. CCSM 2 has been working at the center for approximately one month and enjoys working with the children. CCSM 3 has been working at the center for approximately two months but has worked in child care for the past three years. I informed CCSM 2 and CCSM 3 of the allegation. Although both CCSM 2 and CCSM 3 didn't actually see the incidents occur, they acknowledged CCSM 1 informing them of the incident occurring on 5/10/23 around 4:40 p.m. while the children were engaged in outdoor play. CCSM 2 saw CCSM 1 over toward Child A, Child B, and Child C who were all grouped together toward the rear of the play area behind the large climber. Shortly after CCSM 1 confronted the children, she had them separate from each other. CCSM 1 came over to inform both CCSM 2 and CCSM 3 that all the children were grouped together, had their heads touching each other with their mouths open and tongue's out touching each other. CCSM 1 immediately separated the children and made herself and the other CCSMs aware of the incident. She also informed Child A, Child B and Child C that was inappropriate play as we respect one another's boundaries. CCSM 1 made Ms. Yoder aware of the incident and all the children's parents were notified of the incident. Both CCSM 2 and CCSM 3 denied any of the children having any prior issues with inappropriate play. Since being made aware of the incident; both CCSM 2 and CCSM 3 said all the CCSMs monitor Child A, Child B and Child C more closely to assure another incident does not occur.

On 5/17/23, during my unannounced onsite inspection, I observed the centers premises and outdoor play area where the incident occurred. The center is located in a one-story building located in Jackson, Michigan. The center uses five rooms as approved child use space: infant room, toddler room, preschool room, PreK room, and the GSRP room. The children's outdoor play area is completely fenced and

located in the rear of the facility. The outdoor play area contains a climber with slides that is approved for children ages 3-12 years old. There is also another small climber with slide and sandbox that is approved for children ages 3-12 years old. There are swings on the play area that are approved for children ages 3-12 years old. In addition, there is also tot swings that are approved for children ages 1 ½ - 3 years old. The outdoor play area also has a tunnel that is approved for children ages 3-12 years old. Initially, when CCSM 1 first confronted the children about grouping up together occurred near the large climber with slides. After she had the children separate, the children walked toward the grassy area of the play area which was located toward the backside of the climber area. This is the area where CCSM 1 had to confront the children a second time for grouping together. During my observation, all the children were indoors partaking in lunch, there were no children engaged in outdoor activities. CCSM interaction with the children was positive and nurturing.

On 10/31/23 and 11/8/23, I separately interviewed Child B's Mother and Child C's Mother via telephone. Neither parent expressed any concerns regarding the care and supervision the center provided for their children. They acknowledged the center making them aware of the incident at the time it occurred, Both Child B's Mother and Child C's Mother said their children, Child B (age 5 years, male) and Child C (age 5 ½ years, male), no longer attend care at the center due to theme aging out and attending regular school.

On 10/31/23 and 11/8/23, I made two separate attempts to interview Child A's Mother without success.

APPLICABLE RULE	
R 400.8125	Staff; volunteer; requirements.
	(1) All staff and volunteers shall provide appropriate care and supervision of children at all times.
ANALYSIS:	The CCSMs provided appropriate care and supervision to the children on 5/10/23 by immediately intervening with Child A, Child B and Child C when they grouped together with their heads touching, mouths open and tongues making contact with each other. The CCSMs immediately separated the children and informed them that this type of play was inappropriate. This was an isolated incident.
CONCLUSION:	VIOLATION NOT ESTABLISHED

IV. RECOMMENDATION

I recommend no change in the license status.

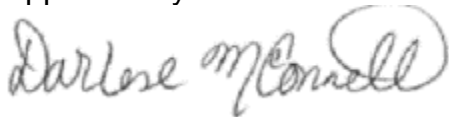


11/08/2023

Timothy A Swope
Licensing Consultant

Date

Approved By:



11/13/2023

Darlese McConnell
Area Manager

Date