

Agency for Health Care Administration

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: AL11969081	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED 04/26/2024
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NAME OF PROVIDER OR SUPPLIER

STREET ADDRESS, CITY, STATE, ZIP CODE

EDEN PARADISE ASSISTED LIVING LLC

**6 NW 35TH AVE
CAPE CORAL, FL 33993**

(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
CZ827 SS=D	408.812 FS; 408.8065(3) FS Unlicensed Activity 408.812 Unlicensed activity.- (1) A person or entity may not offer or advertise services that require licensure as defined by this part, authorizing statutes, or applicable rules to the public without obtaining a valid license from the agency. A licenseholder may not advertise or hold out to the public that he or she holds a license for other than that for which he or she actually holds the license. (2) The operation or maintenance of an unlicensed provider or the performance of any services that require licensure without proper licensure is a violation of this part and authorizing statutes. Unlicensed activity constitutes harm that materially affects the health, safety, and welfare of clients, and constitutes and neglect, as defined in s. 415.102. The agency or any state attorney may, in addition to other remedies provided in this part, bring an action for an injunction to restrain such violation, or to enjoin the future operation or maintenance of the unlicensed provider or the performance of any services in violation of this part and authorizing statutes, until compliance with this part, authorizing statutes, and agency rules has been demonstrated to the satisfaction of the agency. (3) It is unlawful for any person or entity to own, operate, or maintain an unlicensed provider. If after receiving notification from the agency, such person or entity fails to cease operation, the person or entity is subject to penalties as prescribed by authorizing statutes and applicable rules. Each day of operation is a separate offense. (4) Any person or entity that fails to cease operation after agency notification may be fined \$1,000 for each day of noncompliance. (5) When a controlling interest or licensee has an interest in more than one provider and fails to	CZ827		

AHCA Form 3020-0001

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

TITLE

(X6) DATE

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NAME OF PROVIDER OR SUPPLIER EDEN PARADISE ASSISTED LIVING LLC		STREET ADDRESS, CITY, STATE, ZIP CODE 6 NW 35TH AVE CAPE CORAL, FL 33993		
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CZ827	Continued From page 1 license a provider rendering services that require licensure, the agency may revoke all licenses, impose actions under s. 408.814, and regardless of correction, impose a fine of \$1,000 per day, unless otherwise specified by authorizing statutes, against each licensee until such time as the appropriate license is obtained or the unlicensed activity ceases. (6) In addition to granting injunctive relief pursuant to subsection (2), if the agency determines that a person or entity is operating or maintaining a provider without obtaining a license and determines that a condition exists that poses a threat to the health, safety, or welfare of a client of the provider, the person or entity is subject to the same actions and fines imposed against a licensee as specified in this part, authorizing statutes, and agency rules. (7) Any person aware of the operation of an unlicensed provider must report that provider to the agency. 408.8065 Additional licensure requirements for home health agencies, home medical equipment providers, and health care clinics.- (3) In addition to the requirements of s. 408.812, any person who offers services that require licensure under part VII or part X of chapter 400, or who offers skilled services that require licensure under part III of chapter 400, without obtaining a valid license; any person who knowingly files a false or misleading license or license renewal application or who submits false or misleading information related to such application, and any person who violates or conspires to violate this section, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.	CZ827		

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CZ827	Continued From page 2 This Statute or Rule is not met as evidenced by: Based on interview, record review, and observation, the facility was operating without a license and maintained a census of 5. The findings included. A tour of the facility was conducted on at 4:55 p.m. Three female residents were observed eating at the dining room table in the main common area. The 3 female residents agreed the live-in caregiver was very helpful and helped them as they needed, but the operator was the one who came and gave them their medications twice a day, morning and evening. One male resident was observed sitting in a chair in a bedroom with a TV tray and a meal before him. A second male was observed in an other bedroom in an hospital bed raised to caregiver level. Full side rails were observed in the up position. An overbed table was observed pushed away from the bed. On the live-in caregiver said the facility had 5 residents, the gentleman in the hospital bed was on Hospice. The resident's names were provided. The live-in caregiver said the operator would be there around 7:00 p.m. to pass medications. She called the operator. Further observation showed the Hospice resident was being fed supper by the live-in-caregiver. On at approximately 5:10 p.m., during a telephone interview, the operator said she was waiting for her license. She said the license had been issued in, but had expired in	CZ827		

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CZ827	Continued From page 3 She was not expecting that. She said she had not received any letter for Failure to Renew, but had sent her renewal application in on a Sunday but it was not logged in until the next week. She said she had omissions and now the analyst in Tallahassee was on vacation, but would clear her license once she returned. She said she had not been told she had to close and relocate the residents and it would be cruel to do so now. Further when asked the operator verified the residents had been living there since her license expired and they had not been relocated or discharged. On at 10:40 a.m., the demographic sheets for the residents were faxed to the surveyor. The demographic information showed the following: Resident #1 was admitted to the facility on Resident #2 was admitted to the facility on Resident #3 was admitted to the facility on Resident #4 was admitted to the facility on Resident #5 was admitted to the facility on A Notice f Unlicensed activity was provided and signed for by the live-in-caregiver at 5:14 p.m. Class III A 000 Initial Comments An unannounced complaint investigation #2024005619 was completed on to at Eden Paradise Assisted Living LLC, an	CZ827			
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A 000	Continued From page 4 unlicensed assisted living facility in Cape Coral, Florida. Complaint #2024005619 was substantiated with citation. The following is a description of the deficiency. .	A 000		