STATEMENT OF DEFICIENCIES	(X1) PROVIDER/SUPPLIER IDENTIFICATION NUMBER:	(X3) DATE SURVEY COMPLETED
	AL11968018	02/05/2014
NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE	
Yan Yan Healthcare, Inc	585 Allen Drive Merritt Island, FL 32952	
SUMMARY STATEMENT OF DEFICIENCIES (FINDINGS PRECEDED BY TAG AND REGULATORY IDENTIFYING INFORMATION)		

List of Tags Cited:
St - A - 0025 - 58a-5.0182(1) Fac - Resident Care - Supervision S-S= J
St - A - 0077 - 58a-5.019(1) Fac - Staffing Standards - Administrators S-S= G
St - A - 0081 - 58a-5.0191(2) Fac - Training - Staff In-Service S-S= D
St - A - 0083 - 58a-5.0191(4) Fac - Training - First Aid And S-S= D
St - A - 0160 - 58a-5.024(1) Fac - Records - Facility S-S= D
St - A - 0161 - 58a-5.024(2) Fac - Records - Staff S-S= D
St - A - 0167 - 58a-5.025(1) Fac - Resident Contracts S-S= D
St - A - Z815 - 408.809, 435.02(2), 435.06 - Background Screening; Prohibited Offenses S-S= C

Specific Tag Findings:

0000-Initial Comments

Complaint Inspection #2014000971 was conducted on through Yan Yan Healthcare, Inc. had deficiencies cited at the time of the visit including a Class 1 at A0025, Class II at A0077, and an unclassified at AZ815.

0025-Resident Care - Supervision 58A-5.0182(1) FAC

The facility failed to provide care and services appropriate to meet the needs of 4 of 4 residents admitted to the facility (#1, 2, 3 & 4).

Findings:

In an interview conducted on at 2:05 PM with the fire inspector, he stated that a 911 call was placed from the residence today at 10:08 AM regarding an elderly female on the floor needing lift assistance getting up. The rescue squad arrived at the home at 10:27 AM finding 4 residents, 3 male and one female. The female resident was on the floor in the hall way outside her She was assessed and found to have no apparent injuries. The rescue squad found two of the four residents could not self-evacuate the home. The Fire Inspector and Plans Reviewer were called to the home. He stated that the facility failed the fire drill due to the fact that two of the four residents could not self-evacuate and there was no staff in the home at this time. The owner returned to the facility at 11:36 AM. She was dropped off at the facility by someone in a car.

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In an interview conducted on at 2:08 PM with the sheriff deputy, he stated the owner has changed her story several times since he arrived. He has recorded all her statements. The sheriff deputy interviewed all four residents who stated that the owner has been gone since around 8 AM this morning,

In an interview conducted on at 2:15 P M with the owner of the facility, she stated that she left the facility at approximately 10 AM. She stated she was going to the Cocoa Beach Pharmacy to pick up medications for resident #1 who was admitted last night at 8:30 PM by her brother. The owner went by bus because her car was in the shop. Another car was seen at this time in the driveway but she said it did not run. The owner stated that she left a woman in charge whose name on her driver ' s license did not match the name on the other documents. There was an outdated " Freedom from Communicable " statement. There was no evidence of training or First Aid training, no application or references, and no evidence that a background screening was completed. The owner stated that the woman told her she did have the documentation but did not provide it.

In an interview conducted on at 3:29 PM with resident #2, he stated that he saw the owner in the home around 7-8 AM that day. He said she offered him coffee and a few donuts for breakfast. He stated that at night, he lies in because she does not change him. Resident #2 stated that this is not the first time the owner left them alone since he moved in on He said she left the home with a woman called " H " to go grocery shopping two nights ago. Resident #2 stated he spent the week between Christmas and New Years in jail due to an incident at the skilled nursing facility where he was prior to this placement. He said he does not have any family. He has a case worker at Coventry Long Term Care but does not know the name. He said his ex-sister in law sometimes visits him.

In an interview conducted on at 3:40 PM with resident #4, he stated he has been in the facility a year and a half, since 2012. He stated that for long periods of time he was the only resident. When he first came to the facility, he was bedbound and on hospice care. After six months, he improved. He currently goes to 3 times a week on Monday, Wednesday and Friday. His daughter takes him sometimes but sometimes the owner would take him or the woman known as " H ". Resident #4 stated that when he got up this morning he found resident #1 lying on the floor in the hall outside her He stated that he tried to help her up but could not do it himself. He went to get resident #3 to assist him but even the two of them could not help her. Both residents have vision problems but resident #3 dialed 9, and resident #4 gave them the information. When the fire department arrived at the facility, resident #4 let them in the house. Resident #4 stated that they have

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been left alone before. Specifically, the owner went grocery shopping two nights ago. She went with a woman called " H ". " H " has been around for a couple of weeks. Resident #4 stated he did not see anyone else there this morning. He had coffee and donuts for breakfast.

In an interview with resident #1 on [redacted] at 5 PM, she could not recall falling this morning. She did not recall the fire department helping her up from the floor. She did not know what she had for breakfast. She did give her brother ' s name and phone number. She denied any injuries.

In an interview conducted on [redacted] at 5:15 PM with resident #3, he stated he was only in the facility for about two weeks. He stated he was in a large facility and his social worker thought he would do better in a smaller facility. He regrets the move and wishes he had not moved. Resident #3 stated that there is not enough staff. He stated that today was not the first time they were left alone. He recalled two nights ago, the owner went grocery shopping and left them alone for several hours. In regards to the incident this morning, he was sleeping in bed when resident #4 came to my [redacted] asked me to help him. The lady was on the floor. We tried to pick her up but we could not. He said he got the phone but could not see the numbers. Resident #3 stated, " I dialed 911 and he gave them the information. When the fire department arrived, resident #4 let them in. I do not want stay here. " Resident #3 plans to speak to his case worker because he wants to move.

Telephone interview was conducted with family member resident #4 who stated she was not aware that residents could not be left alone. She stated that residents have been left alone before yesterday. She recalled an incident about two months ago when she went to facility after work to see her father and the owner asked her to stay with the residents. At the time, there was one other resident beside her father while she went to a meeting. Two and a half hours went by and the owner was not back, so she called the owner. She did return about half an hour later. Over all, she has felt that her father ' s needs were met but for most of the time, he is the only resident in the home and had 1:1 care.

In an interview conducted on [redacted] at 4 PM with the administrator, she was informed of the incident earlier today that 4 residents were found by fire rescue to be in the home unattended by any staff. The administrator ' s first statement was that there was only one resident residing in the facility. She was showed the files of the three residents admitted since [redacted] The administrator stated that she was not aware of the new admissions. The administrator briefly reviewed the files and noted that residents #1 and #3 did not have an 1823 form. The administrator was informed that there is no staff schedule for the month of

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. 2014. The administrator was asked when she was last at the facility and said she was not sure, about 1 to 2 weeks ago. She was asked if there was a time sheet or any documentation to prove that she had been at the facility and she was not able to produce any. The administrator was asked about the staffing issue and stated she was not aware there was no staff and said the owner had been working alone for the past month. The administrator stated to owner, " I told you that you had to have a written schedule. " The administrator was not aware of any staff applying for a position and she has not seen any applications or files. She was shown the file of the woman who the owner states she left in the sole care of the residents and the administrator stated she has never seen this file or met this woman. The administrator stated she is not able to give any answers about the residents admitted until she can get some information for them.

At 4:40 PM on , the fire inspector informed the administrator and the owner that he would return tomorrow. At this time, the facility failed the fire drill. The fire inspector observed that two of the four residents were not able to evacuate the facility without hands on assistance. They were in danger if there was no staff or inadequate staff in the home. He said the owner will have to demonstrate that she can evacuate all residents within three minutes. If the residents cannot be evacuated safely in three minutes, the facility will have to be put on a fire watch. That means a person, not someone who is actively working with residents, will have to do a complete check of the whole house every 15 minutes. He will also bring the fire department ' s " Patient Assessment Form " for each resident for the owner to fill out. This form will assess the mobility and needs for each resident.

In an interview conducted on 11:00 AM via a telephone call from owner, she stated she is sending resident #3 to see a physician with a person she is considering as a new staff person to try her out. The administrator was asked if she was aware of this plan and she stated no. She was informed she cannot allow a person who is not an approved staff person to take a resident out of the facility, she must call the administrator.

A Monitoring Visit was conducted on at 6:35 PM. Upon arrival at the facility, resident #2 was heard calling out in pain. Resident #2 was on the floor in the . Two staff members with the wheelchair and the owner were in the small the resident. The resident was screaming that he was in pain. The owner was pulling on his left arm, that was paralyzed, and the other staff were in the . The owner was instructed to call 911 for assistance. Fire Rescue arrived. It took three firemen to assist the resident off the floor. It was observed that the resident cannot stand or pivot independently.

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Fire rescue assisted the resident onto the toilet and then to bed.

In an interview on at 7:20 PM with resident #3 and the owner, resident #3 stated that a woman he never met took him to a physician ' s office earlier today. The physician would not see him because he does not have Medicare. He only has Medicaid. The owner was asked who took the resident to the physician ' s office. She stated it was Staff E, who is not an employee, but a woman she was in the process of interviewing. She stated the Administrator was not aware she had interviewed the woman and was not aware that staff E took the resident to physician ' s office. When the owner spoke to surveyor earlier that morning and was told the person applying for position could not take resident out of the facility, it was already too late. She had already sent him with her.

Class 1

0077-Staffing Standards - Administrators 58A-5.019(1) FAC
Based on interview and record review, the administrator failed to ensure the operation and maintenance of the facility including the provision of adequate care to 4 of 4 residents admitted to the facility (#1, 2, 3 & 4).

Findings:

1. In an interview conducted on at 4 PM with the administrator, she was informed of the incident earlier today that 4 residents were found by Fire Rescue to be in the home unattended by any staff. The owner returned to the facility an hour after fire rescue arrived. The administrator ' s first statement was that there was only one resident residing in the facility. She was shown the files of the three residents admitted since The administrator stated that she was not aware of the new admissions. The administrator briefly reviewed the files and noted that resident #1 and #3 did not have a Facility Health Assessment Form 1823. The administrator was informed that there was no staff schedule for the month of 2014. The administrator was asked when she was last at the facility and said she was not sure, about 1 to 2 weeks ago. She was asked if there was a time sheet or any documentation to prove that she had been at the facility but she was not able to produce any. The administrator was asked about the staffing issue and stated she was not aware there was no staff and the owner had been working alone for the past month. The administrator stated to the owner, " I told you that you had to have a written schedule. " The administrator was not aware of any staff who applied for a position and she has not seen any applications or files. She was shown the file of the woman who the owner stated she left in

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the sole care of the residents. The administrator stated she had never seen this file or met this woman. The administrator stated she has not trained any new staff. The administrator stated she was not able to give any answers about the 3 residents admitted until she could get some information about them.

Employee Record Review conducted on at 2:45 PM for staff #A. She was not officially hired by the owner or administrator and was allowed to be the sole caretaker of the residents. The review did not reveal any documentation of completion of Control in-service training. Employee Record Review did not reveal any documentation of completion of or First Aid courses. Employee Record Review did not reveal any documentation that a background screening was conducted prior to being left in the sole care of the residents.

In an interview conducted on at 2:15 PM with the owner, she stated she was thinking of hiring staff #A and left her with the residents alone while she went to the drug store to see if staff #A could handle being alone with the residents. Owner stated that Staff A told her she has all the paper work regarding background screening, First Aid, and Communicable Statement including The owner stated she did not have a job application or references for staff #A.

In an interview conducted on at 4 PM with the administrator, she stated she was not aware that any staff was interviewed. She had no knowledge that owner was leaving the residents in the sole care of staff #A, who is not actually employed.

2. In an interview conducted on at 2:15 PM with the owner, she was asked to produce the Monthly Fire Drill documentation and the Admission Discharge Log. The owner stated she did not have documentation of fire drills. The owner stated that the Admission Discharge Log is not up to date. The three residents admitted since were not added to the Log.

In an interview conducted on at 4 PM with administrator, she stated she has informed the owner repeatedly that she must have an up to date Log for Fire and Elopement Drills as well as have the Admission and Discharge Log up to date. The administrator stated she was not aware that two of the residents were not able to self-evacuate and needed assistance.

3. Record Review conducted on for resident #1, admitted on , resident #2, admitted on and resident #3, admitted on did not reveal any contracts for any of the residents admitted since

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In an interview conducted on at 2:15 PM with the owner, she stated that she has not had time to have contracts signed by the residents or their representatives.

In an interview conducted on at 4 PM with the administrator, she stated that she was not aware of any residents admitted.

Class II

0081-Training - Staff In-Service 58A-5.0191(2) FAC
Based on interview and record review, the facility failed to provide documentation of completion of Control in-service training for 1 of 2 employees who was the sole caretaker of 4 residents (staff #A).

Findings:

Employee Record Review conducted on at 2:45 PM for staff A, who was not officially hired by the owner or administrator and was allowed to be the sole caretaker of four residents, did not reveal any documentation of completion of Control in-service.

In an interview conducted on at 2:15 PM with the owner, she stated she was thinking of hiring staff #A and left her alone with the residents while she went to the drug store in order to see if staff #A could handle being alone with the residents. The owner stated that staff #A told her she has all the paper work regarding background screening, First Aid, and Communicable Statement including The owner stated she did not have a job application or references for staff #A.

In an interview conducted on at 4 PM with the administrator, she stated she was not aware that any staff was interviewed. She had no knowledge that the owner was leaving the residents in the sole care of staff #A, who was not actually employed.

Class III

0083-Training - First Aid and 58A-5.0191(4) FAC

Based on interview and record review, the facility failed to provide documentation of completion in First Aid and for 1 of 2 employees. The

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person was left as the sole caretaker of 4 residents (staff #A).

Findings:

Employee Record Review conducted on at 2:45 PM for staff #A, who was not officially hired by the owner or administrator and who was left as the sole caretaker of four residents, did not reveal any documentation of completion of or First Aid courses.

In an interview conducted on at 2:15 PM with the owner who stated she was thinking of hiring staff #A and left her alone with the residents while she went to the drug store in order to see if staff #A could handle being alone with the residents. The owner stated that staff #A told her she has all the paper work regarding background screening, First Aid, and Communicable Statement, including The owner stated she did not have a job application or references for staff #A.

In an interview conducted on at 4 PM with the administrator, she stated she was not aware that any staff was interviewed. She had no knowledge that the owner was leaving the residents in the sole care of staff #A, who was not actually employed.

Class III

0160-Records - Facility 58A-5.024(1) FAC

Based on interview and review of the Admission Discharge log, the facility failed to have documentation of monthly fire drills, and an up to date Admission Discharge log.

Findings:

In an interview conducted on at 2:15 PM with the owner, she was asked to produce the Monthly Fire Drill documentation and the Admission Discharge Log. The owner stated she did not have documentation of fire drills. The owner stated that the Admission Discharge Log was not up to date. The three residents admitted since had not been added to the Log.

In an interview conducted on at 4 PM with administrator who stated she has informed owner repeatedly that she must have an up to date Log for Fire and Elopement Drills as well as have the Admission and Discharge Log up to date. The administrator stated she was not

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aware that two of the residents are not able to self-evacuate and needed assistance.

Class III

0161-Records - Staff 58A-5.024(2) FAC

Based on interview, the facility failed to maintain a written work schedule.

Findings:

In an interview conducted on at 2:15 PM with the owner, she was asked for the staff schedule for 2014. The owner stated she did not have a schedule for the month of 2014 because she has been working alone for the whole month. She said she has been working 24 hours a day, 7 days a week.

In an interview conducted on with the administrator, she stated she was not aware that the owner has been working alone the past month and that there was no schedule. She said she was also not aware of the admission of three residents since

Class III

0167-Resident Contracts 58A-5.025(1) FAC

Based on interview and record review, the facility failed to execute a contract prior to or at the time of admission signed by the resident or legal representative for 3 of 4 residents reviewed (#1, 2 & 3).

Findings:

Resident Record Review conducted on for resident #1, admitted on , resident #2, admitted on , and resident #3, admitted on , did not reveal any contracts for any of the residents admitted since

In an interview conducted on at 2:15 PM with the owner, she stated that she has not had time to have contracts signed by residents or their representatives.

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In an interview conducted on with the administrator, she stated that she was not aware of any resident admitted.

Class III

Z815-Background Screening; Prohibited Offenses 408.809, 435.02(2), 435.06

Based on interview and record review, the facility failed to ensure 1 of 2 employee records contained evidence of a level II back ground screening (staff #A). This person was left as the sole caretaker of 4 residents, was responsible for their personal care and services, and had access to personal property and living areas.

Findings:

Employee Record Review conducted on at 3 PM for staff #A did not reveal any documentation that a background screening was conducted prior to being left as the sole caretaker of four residents.

In an interview conducted on at 2:15 PM with the owner, she stated she was thinking of hiring staff #A and left her alone with the residents while she went to the drug store in order to see if staff #A could handle being alone with the residents. The owner stated staff #A told her she has all the paper work regarding background screening, First Aid, and Communicable Statement including . The owner stated she did not have a job application or references for staff #A.

In an interview conducted on at 4 PM with the administrator, she stated she was not aware that any staff was interviewed. She had no knowledge that owner was leaving the residents in the sole care of staff #A, who is not actually employed.

Unclassified

AHCA
FLORIDA AGENCY FOR HEALTH CARE ADMINISTRATION

RICK SCOTT
GOVERNOR

ELIZABETH DUDEK
SECRETARY

2014 (Hand delivered)

Yan li Parker
Print name

Yan li Parker
Sign name

Administrator
Yan Yan Healthcare, Inc
585 Allen Drive
Merritt Island, FL 32952

Re: CCR #2014000971

Dear Administrator:

This letter reports the findings of a state licensure survey that was conducted on 2014 through 2014 by representative(s) of this office.

Attached is the provider's copy of the State (3020) Form, which indicates the deficiencies that were identified on the day of the visit.

You will be notified under separate cover if the Agency takes action to proceed with the revocation. Regardless of the enforcement actions, ongoing resident safety must be maintained by your facility at all times, as well as compliance with the licensure requirements.

Thank you for the assistance provided to the surveyor(s). If you have questions, please contact Lorraine Henry at (407) 420-2502.

Sincerely,

for Theresa DeCanio, RN
Field Office Manager

LH/bc

Enclosure

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