STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:	(X2) MULTIPLE CONSTRUCTION	(X3) DATE SURVEY COMPLETED
	ASL5105801	A. BUILDING: _____ B. WING _____	C 03/09/2026

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
GARDENS AT PARK POINTE	1550 DUPONT AVE MORRIS, IL 60450

(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
A 000	Initial Comment Complaint Investigation Survey IL00200470/ 2672557 295.4010 a) d) e) 295.6000 a) 13)	A 000		
A4010	Section 295.4010 Service Plan This Regulation is not met as evidenced by: Type 3 Violation Section 295.4010 Service Plan a) Based on the physician's assessment and establishment evaluation (see Section 295.4000), a written service plan shall be developed and mutually agreed upon by the establishment and the resident. (Section 15 of the Act) The establishment shall respect and accept the residents' choices regarding the service plan d) The service plan, which shall be reviewed annually, or more often as the resident's condition, preferences, or service needs change, shall serve as a basis for the service delivery contract between the provider and the resident (see Section 295.2030). (Section 15 of the Act) e) The service plan shall be reviewed and revised, if necessary, immediately after a significant change in the residents' physical, cognitive, or functional condition (see Section 295.4000).	A4010		

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A4010	Continued From page 1 These requirements were not met as evidenced by: Based on interview and record review, the establishment failed to ensure interventions were in place to address sexual acting out behavior . This failure involves 1 of 3 residents reviewed (R1). This failure resulted in R1 touching R3 inappropriately. Findings Include: R1's medical record showed R1 moved into the establishment on 7/19/2023, resides in the Assisted Living unit, and has multiple diagnoses, including but not limited to Chronic Kidney Disease Stage 4 (Severe), Insomnia, Chronic Atrial Fibrillation, Difficulty in Walking, Other Lack of Coordination, Bilateral Primary Osteoarthritis, Dysphagia, Cognitive Communication deficit, Muscle Weakness, Essential Hypertension, Type 2 Diabetes Mellitus, Hyperlipidemia. R1's Service Plan, dated 1/26/2026 showed R1 as Alert and oriented X3, no behavior concerns noted on the service plan. No interventions in place to address the sexual acting out behavior. On 3/5/2026 at 10:43 AM, E4 (Certified Nursing Assistant/CNA) said that "I have heard in report that when R1 has been changed, he moans. I didn't take it as sexually, but others said it makes them uncomfortable. E7 and E2 are the ones who have reported that R1 is very inappropriate when R1 is assisted with toileting and wiping him." E4 said that both E7 and E2 also made reports about R1's behavior.	A4010		

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A4010	Continued From page 2 On 3/5/2026 at 10:54 AM, E5 (CNA) said that she has not witnessed any sexual acting out, touching residents inappropriately, or making sexual comments. E5 said that it was an incident with a CNA (E2) and R1, E5 said that E2 "reported to us that R1 was making sexual remarks when E2 was cleaning him and R1 also was swearing at her. E5 said that E2 reported to DON (Director of Nursing), and E2 ended up doing an incident report. E5 further said that "Every time I shower R1, R1 keeps saying it feels good but because R1 has itchiness down there, I didn't take it as sexual acting out. I thought R1 was relief of the itching with the shower. R1 has cream for the itchiness." On 3/5/2026 at 12:52PM, E2 (CNA) said I have experienced residents sexually acting out. last week while I was assisting a R1 to the bathroom and while wiping him, R1 said " Oh yeah, That's it" in a sexual way. I told R1 that it was inappropriate, R1 said "you are in a bad mood" I told R1 that it seems that R1 is enjoying it, R1 said "I can say whatever I want to say, I pay a lot of money here, so I can say whatever." E2 that she notified E8 (Assistant Director of Nursing/ADON) about this incident and I was told to write an incident report. I gave it to E8 and to E1 (Executive Director/ Director of Nursing). This behavior has been going on for a while. 3/5/2026 at 1:02PM, E7 (CNA) said that R1 is making little sexual remarks, R1 moaning and groaning when R1 has been cleaned up. E7 said "I have not experienced anything as far as he touching other residents inappropriately because I work overnight and he is sleeping, one time when I was assisting him to the bathroom, he tried to play with himself when I tried to remove his brief.	A4010		

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A4010	Continued From page 3	A4010		

I reported it to the nurses, but nothing has been done about it.
I have heard that he has touched another resident (R3) inappropriately. I am very vocal, and I have reported this behavior to everyone. nurses say just "whatever." E8 (ADON) and E1 (ED/DON) said that they will do something about it, but nothing has been done."

On 3/5/2026 at 1:10PM, E8 (ADON) said that it was reported to her that R1 was saying "oh baby" while providing Peri care by E2. E8 said that E2 said that she didn't consider abuse, E2 said didn't like it that's why she reported it, E8 said that E2 stated that she didn't feel uncomfortable taking care of R1, that E2 said that R1 always likes saying that.
E8 said that E1 is the one updating the service plans. E8 said that if residents are making sexual comments or touching others inappropriately, it should be in the service plan. No formal report by staff, only reported during shift to shift.
E8 said "This is the first time it was reported to me by E2, when I asked if she felt uncomfortable providing care, E2 said 'no'. E8 said that E2 statement is not the same as what E2 reported to me on the phone. We also had male nurse providing care to resident that night."

On 3/5/2026 at 1:30PM, E1 (ED/DON) said that R1 made a comment to E2 when E2 was wiping his butt, E2 said that R1 stay "Oh baby" but then E2 reported something else.
E1 said that "when I addressed this issue with R1, R1said that he was trying to make the best of it since now he is incontinent and it is degrading to him, I told R1 this was inappropriately and said R1 was not going to do it anymore."

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A6000	Continued From page 4	A6000		
A6000	Section 295.6000 Resident Rights	A6000		

This Regulation is not met as evidenced by:
Type 3 Violation

Section 295.6000 Resident Rights

a) No resident shall be deprived of any rights, benefits, or privileges guaranteed by law, the Constitution of the State of Illinois, or the Constitution of the United States solely on account of his or her status as a resident of an establishment, nor shall a resident forfeit any of the following rights:

13) The right to be free of abuse or neglect or financial exploitation or to refuse to perform labor.

This Requirement is not met as evidenced by:

Based on interview and record review, the facility failed to ensure a resident was free from sexual abuse .
This failure involves 2 of 3 residents reviewed (R1,R3).
This failure resulted in R3 being inappropriately touched by R1.

Findings include:

R3's medical record showed R3 moved into the establishment on 10/2/2023, resides in the Memory Care Unit, and has multiple diagnoses, including but not limited to Chronic Kidney Disease, Hyperlipidemia, Essential Hypertension, Abnormalities of Gait and Mobility, Edema, Depression, Amnesia, Bening and Innocent

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A6000	Continued From page 5	A6000		

Cardiac Murmurs, Glaucoma, Dysphagia.
R3's General Practitioner Assessment of Cognition (GPCOG) dated 12/1/2025 with total score of 4/9 which indicated cognitive impairment.

On 3/5/2026 at 10:43 AM, E4 (Certified Nursing Assistant/CNA) said that R1 is very inappropriate with a female resident (R3), R1 is lifting R3's shirt and touching her.

On 3/5/2026 at 10:54 AM, E5 (CNA) said "I haven't witnessed R1 touching anyone personally, but a resident reported to me that R1 pulled R3's shirt up. There have been other incidents with the same resident (R3), but R3 was moved. E5 said "I reported it to the next shift to keep them separated."

On 3/5/2026 at 12:52PM, E2 (CNA) said that "I observed R1 patting another resident (R3) on the butt, I told R1 that it was not appropriate, and I removed R3 to another place. I also heard that R1 was lifting R3's shirt, but the only incident I observed was when R1 patting R3 on the butt."

On 3/5/2026 at 1:10PM, E8 (ADON) said that R1 would engage in sexual touch with R3, R3 would touch R1, and R1 would respond by touching R3 back, there was never sexual intercourse, just touching, these happened in common areas where staff could see, E8 said that R1 and R3both were consenting to the behavior. E8 said that R3 had said that she knew what she was doing. E8 said that R3 was moved to Memory Care because R3 Cognition started to decline. E8 said that R3's (Power of Attorney) POA was aware of this situation, the only concern R3's POA had was that R1 is married.

On 3/5/2026 at 1:30PM, E1 (ED/DON) said that

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A6000	Continued From page 6 R1 and R3 had a consensual thing going on. It was discussed with the family. E1 said that "If they are adults and both can consent, they still have rights, they still are humans, and I can't restrict their rights." On 3/9/2025 at 10:05AM, Z1 (R3's Power of Attorney) said that "No. I was not notified of any current consensual relationship of R3 with anyone else, I was called a couple of years ago that R3 was found in bed with a male resident, but nothing happened. That was 3 months after R3 moved into this facility and that was about 3 years ago. Z1 said that R3 has been in Memory Care, Z1 said that the facility is all Memory Care, Z1 said that R3 was not able to be in Assisted Living.Z1 said " We tried to keep her at home as much as possible but once she was not able to use the microwave and the phone, we knew we were in trouble." Z1 said that about a month ago R3 was moved to the other side because R3 needed more assistance to dress, bath her. Z1 said that R3's "cognition was gone 5 years ago." Z1 said that "I was not notified of any consensual relationship recently, I don't think R3 can even consent, or allow to be touched inappropriately, R3 is a very religious person. I wouldn't allow R3 to have a relationship there or to be touched inappropriately."	A6000		