

MSDH - Health Facilities Licensure and Certification

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 59LM	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED C 03/18/2025
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NAME OF PROVIDER OR SUPPLIER STREET ADDRESS, CITY, STATE, ZIP CODE

LANDMARK NURSING AND REHAB CENTER **100 LAUREN DRIVE**
BOONEVILLE, MS 38829

(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
M 000	Initial Comments The State Agency (SA) conducted a complaint investigation (CI) MS #27795 and CI MS #28055 at the facility from 3/17/25 through 3/18/25. During the survey, the SA determined that the facility was not in compliance with the Mississippi Regulations for Minimum Standards for Institutions for the Aged or Infirm. The SA found the facility to not be in compliance related to CI MS #28055 for abuse and cited M 500. The SA investigated CI MS #27795 and there were no deficiencies cited related to this CI. The census at the time of the survey was 63 with a license for 80 beds.	M 000		
M 500	45.17.2 Residents' Rights Residents' Rights. The residents' rights policies and procedures ensure that each resident admitted to the facility: 1. is fully informed, as evidenced by the resident's written acknowledgment, prior to or at the time of admission and during stay, of these rights and is given a statement of the facility's rules and regulations and an explanation of the resident's responsibility to obey all reasonable regulations of the facility and to respect the personal rights and private property of other residents; 2. is fully informed, and is given a written statement prior to or at time of admission and during stay, of services available in the facility, and of related charges including any charges for services covered by the facility's basic per diem rate; 3. is assured of adequate and appropriate medical care, is fully informed by a physician or	M 500		4/11/25

Mississippi State Department of Health

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

TITLE

(X6) DATE

Electronically Signed

03/28/25

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M 500	Continued From page 1 nurse practitioner/physician assistant of his medical conditions unless medically contraindicated (as documented by a physician or nurse practitioner/physician assistant in his medical record), is afforded the opportunity to participate in the planning of his medical treatment, to not be limited in his/her choice of a pharmacy or pharmacist provider in accordance with state law, as referenced in House Bill 1439, which states that the facility shall not limit a resident 's choice of pharmacy or pharmacy provider if that provider meets the same standards of dispensing guidelines required of long term care facilities, to refuse to participate in experimental research, and to refuse medication and treatment after fully informed of and understanding the consequences of such action; 4. is transferred or discharged only for medical reasons, or for his welfare or that of other residents, or for nonpayment for his stay (except as prohibited by sources of third-party payment), and is given a two weeks advance notice in writing to ensure orderly transfer or discharge. A copy of this notice is maintained in his medical record; 5. is encouraged and assisted, throughout his period of stay, to exercise his rights as a resident and as a citizen, and to this end may voice grievances, has a right of action for damages or other relief for deprivations or infringements of his right to adequate and proper treatment and care established by an applicable statute, rule, regulation or contract, and to recommend changes in policies and services to facility staff and/or to outside representatives of his choice, free from restraint, interference, coercion, discrimination, or reprisal;	M 500		

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M 500	Continued From page 2 6. may manage his personal financial affairs, or is given at least a quarterly accounting of financial transactions made on his behalf should the facility accept his written delegation of this responsibility to the facility for any period of time in conformance with State law; 7. is free from mental and physical abuse; 8. is free from restraint except by order of a physician or nurse practitioner/physician assistant, or unless it is determined that the resident is a threat to himself or to others. Physical and chemical restraints shall be used for medical conditions that warrant the use of a restraint. Restraint is not to be used for discipline or staff convenience. The facility must have policies and procedures addressing the use and monitoring of restraint. A physician order for restraint must be countersigned within 24 hours of the emergency application of the restraint; 9. is assured security in storing personal possessions and confidential treatment of his personal and medical records, and may approve or refuse their release to any individual outside the facility, except, in the case of his transfer to another health care institution, or as required by law of third-party payment contract; 10. is treated with consideration, respect, and full recognition of his dignity and individuality, including privacy in treatment and in care for his personal needs; 11. is not required to perform services for the facility that are not included for therapeutic purposes in his plan of care; 12. may associate and communicate privately	M 500		

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M 500	Continued From page 3 with persons of his choice, may join with other residents or individuals within or outside of the facility to work for improvements in resident care, and send and receive his personal mail unopened, unless medically contraindicated (as documented by his physician or nurse practitioner/physician assistant in his medical record); 13. may meet with, and participate in activities of, social, religious and community groups at his discretion, unless medically contraindicated (as documented by his physician or nurse practitioner/physician assistant in his medical record); 14. may retain and use his personal clothing and possessions as space permits, unless to do so would infringe upon rights of other residents, unless medically contraindicated (as documented by his physician or nurse practitioner/physician assistant in his medical record); 15. if married, is assured privacy for visits by his/her spouse; if both are inpatients in the facility, they are permitted to share a room, unless medically contraindicated (as documented by the attending physician or nurse practitioner/physician assistant in the medical record); and 16. is assured of exercising his civil and religious liberties including the right to independent personal decisions and knowledge of available choice. The facility shall encourage and assist in the fullest exercise of these rights. This Statute is not met as evidenced by: Level III	M 500	1. Resident number one (1) was assessed by the Director of Nurses on	

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M 500	Continued From page 4 Based on observation, staff, resident, and resident representative (RR) interviews, record review, and facility policy review, the facility failed to ensure a resident's right to be free from abuse for one (1) of seven (7) residents sampled. Resident #1 Findings include: Record review of facility policy titled, "Abuse, Neglect, and Exploitation", with revision date of 10/10/22, revealed, "This facility's policy is to protect each resident's health, welfare, and rights by developing and implementing written policies and procedures that prohibit and prevent abuse, neglect, exploitation, and misappropriation of resident property... Abuse means the willful infliction of injury ..." Record review of the Facility Investigation Final Report to the State Agency and Attorney General dated 2/25/25 revealed that on 2/20/25 at approximately 2:30 AM, the Director of Nursing (DON) was present in the facility and was informed by a hall nurse that Resident #1 had a bruise on her left cheek under her eye, redness to her neck and blood on her lips. DON assessed Resident #1 and noted the injuries above. DON began interviewing staff in the facility who stated that previous shift reported the resident was yelling and combative during 3-11 shift while the nurse was attempting to administer her medications. The Administrator and DON began interviewing 3-11 staff from the previous night. Staff reported hearing Resident #1 yelling "she hit me". Staff went in to check on the resident upon hearing her yell and did not see anyone hit resident. Licensed Practical Nurse (LPN) #1 stated Resident #1 became combative, yelling and swinging her arms and knocking the	M 500	February 21, 2025. A full body audit was conducted by the Director of Nurses with bruises found on the left cheek and neck area and blood in her mouth. Licensed Practical Nurse number one (1) was suspended on February 21, 2025, pending investigation. An emergency Quality Assurance Meeting was held on February 21, 2025. Those in attendance were The Medical Director, The Administrator, The Director of Nurses and the Administrator in Training. 2. All residents have the potential to be affected by deficient practice. 3. On February 21, 2025, the Director of Nurses in-serviced staff related to the facility abuse and neglect policies, abuse prevention and reporting of abuse. The Director of Nurses also in-serviced the staff on how to identify abuse. On February 21, 2025, the Social Services Director interviewed all residents who were able to be interviewed on the 200 hall, to identify if they felt safe and if they had experienced abuse while living in the facility. Residents' body audits dated February 21, 2025, through February 28, 2025, were reviewed by the Director of Nurses for evidence of abuse. The Social Services Director held a resident council meeting on February 24, 2025, to educate residents on the facility abuse policy and procedures. 4. The Social Services Director shall interview two residents (2), with a BIMS score of eight (8) or higher, beginning on the week of February 24, 2025, for two (2)	

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M 500	Continued From page 5 medication cup out of the nurse's hand. LPN #1 stated she did not hit or injure the resident. LPN #1 was suspended on 2/21/25 by the Administrator. There were no witnesses present when the incident was believed to have occurred. Upon investigation, the injuries coincide with someone holding the resident's face showing probability that LPN#1 held the resident's mouth to get her to take her medication while she was being combative causing bruising and redness to resident's face and neck. LPN #1 was terminated on 2/24/25. Abuse is substantiated. Record review of "Progress Note" of LPN #1 dated 2/20/25 at 11:20 PM, revealed, "Resident has obvious redness to left side of neck. Resident was combative during med pass this shift swinging her arms and spitting out PO (by mouth) crushed meds with applesauce down face and clothing. CNA (Certified Nursing Assistant) present just outside resident door during this occurrence. Charge nurse (CN) asked to attempt to administer PO crushed meds for second time. CN stated difficulty attempting to administer PO meds. CNA was also present during this medication administration..." Record review of Progress Note dated 2/21/25 at 3:14 AM by the DON revealed, "At this time, the RN (Registered Nurse) was present in the facility and was informed of redness on (proper name removed) Resident #1's left face and neck. RN was unaware of any prior skin concerns and accompanied the hall LPN to assess the resident. Upon entering the resident's room, the RN observed redness on the left side of the neck and discoloration along the left cheek near the orbital bone. A small amount of dried blood was noted around the resident's mouth, which was cleaned. Upon further assessment, the RN lifted the	M 500	weeks, then one (1) Resident per week for two weeks (2), to ensure they have not experienced abuse. Beginning on April 1, 2025, the Social Services Director shall interview two (2) Residents with a BIMS score of eight (8) or higher, monthly for three (3) months. Beginning with the Quality Assurance meeting on March 31, 2025, the findings will be presented to the Quality Assurance Committee by the Administrator each month for three (3) months. The Next Quality Assurance meeting shall be held on April 11, 2025.	

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M 500	Continued From page 6 resident's upper lip and observed bright red blood at the top of the mouth. No active bleeding or additional concerns were noted at this time. RN attempted to wake up resident to inquire about pain or what might of happened, resident lethargic at this time and in no apparent distress or pain. Administrator notified at 0318. Internal investigation began at this point and statements obtained from staff. Resident is on Aspirin and Plavix. Nurse Practitioner notified, no new orders at this time. Representative aware and will be coming to facility at a later time today." Record review of Progress Note dated 2/21/25 at 3:36 AM by hall LPN #1 on night shift revealed, "CNAs brought it this nurse attention redness to neck and face and dried blood on resident's mouth and lips. Upon further assessment of resident this nurse noted there to be redness and possible bruising area on left cheek and redness on right cheek. When CNA was cleaning dried blood from mouth there was noted more blood and bloody tissue inside her mouth around gums and teeth, also a raised area on right side of top of tongue. This nurse reported this to Charge Nurse and DON for further assessment. CNA cleaned resident's mouth as best possible until she stated it hurt her mouth. At present time resident is resting in bed with eyes closed and no complaints of pain or discomfort". Record review of a Progress Note dated 2/21/25 at 7:26 AM, by an LPN revealed, "Resident complained of mouth pain. Administered PRN (as needed) pain med at this time. Resident has dried blood in corner of left side. Cleaned up with wash cloth and warm water. Monitoring will continue." An interview and observation on 3/17/25 at 4:55	M 500		

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M 500	Continued From page 7 PM, revealed Resident #1 lying in bed visiting with her Resident Representative (RR) in the room at her bedside. The resident stated she had been treated with kindness and respect except by one nurse and proceeded to say that nurse brought her medications into her room and she did not want to take them. The nurse got angry and told her she was going to take them, but the resident refused. She stated the nurse hit her in the face and she grabbed her by her neck and stuck her finger in her mouth and forced it open to give the medication. She stated the nurse "Jabbed her finger in my mouth and gums and it hurt for a few days." Resident #1 stated she yelled out and tried to get her to stop. She stated, "I just wanted to grab her by the hair and get her away, but I didn't. But I should have so she would know not to do that." She said she could not think of the name of the nurse right now, but she would recognize her. She also said if she did not want her medicine, she should not be forced to take it. She acknowledged she was glad the nurse was fired so she could no longer hurt her or anyone else. The RR said this was the same report and account of the event that the resident had given since the event occurred. The RR asked the resident if it was Licensed Practical Nurse (LPN) #1 (proper name removed) and the resident said "Yes, that's her name." The RR did not speak when the resident was giving her statement of the occurrence and she did not prompt the resident during the interview. The resident was speaking clearly and demonstrated the way the nurse held her neck, mouth, and face and this matched the marks that were left on the resident's face. When away from the resident, the RR said the resident had good days and bad days, but today, she had been very clear with her thought process and her communication. She also stated she was glad that it was such a good	M 500		

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M 500	Continued From page 8 day for the resident so she could give her statement of what occurred. During an interview on 3/18/25 at 10:20 AM, the DON stated that she came in to work around 3:00 AM on 2/21/25 due to the charge nurse being sick that day and it was reported to her to look at the resident's face and lips and she and another LPN went in to check on the resident. She stated she noted redness to the left side of the neck and on the left cheek near her eye and dried blood was noted around the mouth. She lifted the resident's upper lip and noted bright red blood at the top of the mouth. She was unable to interview the resident since she was drowsy, but she stated that with the interviews and with the injuries, abuse was suspected, and she notified the Administrator right away and reported this incident and began to get statements and began an investigation. She acknowledged each resident has the right to be free from abuse and neglect and she confirmed the facility failed to ensure this for Resident #1. During an interview by phone on 3/18/25 at 11:30 AM, CNA #1 stated she came into work on 2/20/25 for the 11 PM-7 AM shift and during shift change report she was told that Resident #1 was fighting with LPN #1 and the resident had bruising on her face, neck, and a bloody lip. She stated that inside the resident's mouth on her upper gum area, more active bleeding was noted and the resident said it was hurting. She stated that she reported this to the nurse on her shift. During an interview by phone on 3/18/25 at 1:00 PM, Charge Nurse/RN #1 stated she was the nurse on 2/20/25 on the 3 PM-11 PM shift when the incident occurred with Resident #1. She stated around 7:00 PM - 8:00 PM, LPN #1 was in	M 500		

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M 500	Continued From page 9 Resident #1's room, and she overheard yelling but could not understand what was being said. LPN #1 came out of the resident's room and told her that Resident #1 was fighting with her and would not take her medication. RN# 1 had LPN #1 gather the medications again and she administered the medications to the resident. She then stated that around 10:30 PM - 11:00 PM, that LPN #1 came to her and asked if she would look at the resident's neck and face and she noted some redness, but she thought it was from the resident resting her face on one of her dolls that was in the bed with her. She did not notice any bleeding from her mouth at that time. She stated the next day, the resident had bruising on her face and neck and bleeding in her mouth and complained of pain from her mouth. An interview with Certified Nursing Assistant (CNA) #2 on 3/18/25 at 3:25 PM revealed she was working the 3 PM-11 PM shift on 2/20/25 and she was at the desk charting around 7:30 PM, and she heard Resident #1 screaming and yelled out, "You hit me, you hit me". She then saw LPN #1 come out of Resident #1's room and LPN #1 told the Charge Nurse/RN #1 that the resident was fighting her and would not take her medications and the charge nurse went in to try to give the medications to the resident. When the charge nurse left the resident's room, I went into Resident #1's room and was talking to the resident and noticed her mouth was bleeding and she kept telling me, "She hit me, she hit me, she hit me" over and over. CNA #3 also came into the room and saw and heard what the resident was saying. CNA #2 stated she did not report this since she thought RN#1 knew because she had just been in the resident's room but CNA #3 reported this to RN #1 as well.	M 500		

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M 500	Continued From page 10 During an interview on 3/18/25 at 3:40 PM, CNA #4 stated she and CNA #3 were working on Resident #1's hall on the 3 PM-11 PM shift on 2/20/25. She stated on the first round there were no concerns noted, but on the second round, CNA #3 told her that Resident #1's mouth was bleeding, so she went to check on her. She noted her mouth was bleeding and she had red marks on the left side of her neck. She asked the resident what happened, and the resident told her the nurse hit her in the face. CNA #4 stated that she then reported this to LPN #1. An interview with CNA #3 on 3/18/25 at 4:20 PM revealed she was working on Resident #1's hall on 2/20/25 for the 3 PM-11 PM shift. She stated that around 7:00 - 8:00 PM, she was performing resident care next door to Resident #1's room, and she heard yelling. She could not understand what was said, but it was Resident #1 and LPN #1 that were in the conversation. She continued to hear the resident crying so as soon as she completed the resident's care, she went into Resident #1's room to check on her and she was still crying, and she noticed her lips were bleeding. She asked the resident what happened and was told that the nurse had hit her in the face. She stated the resident had a bleeding mouth and bruising to her face and neck. She reported this to RN #1, and was told she would check on the resident. During an interview on 3/18/25 at 4:30 PM, the Administrator stated this abuse of Resident #1 happened on 2/20/25. He confirmed abuse of a resident occurred in the facility and that they had terminated LPN #1 for abuse of a resident. He further confirmed that with the staff interviews, the resident's validation of the event, and assessment of the injuries that matched the	M 500		

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M 500	Continued From page 11 resident's statement, there was enough evidence to validate that LPN #1 was abusive to the resident. He stated they did substantiate the abuse, and they terminated the employee. He stated LPN #1 did not return to work in the facility after the shift when this event occurred. He acknowledged that each resident has the right to be free from abuse and to have their rights honored. He confirmed the facility failed to prevent abuse of a resident. The State Agency had attempted to get in touch with LPN #1 while in the facility on 03/17/25 and 03/18/25 and left a voicemail. LPN #1 contacted the State Agency on 03/21/25 and during a phone interview on 3/21/25 at 8:30 AM, LPN #1 stated she had not worked in the facility since the event occurred and that the facility terminated her. She confirmed that she had been in-serviced on abuse and neglect and stated she worked the 3 PM-11 PM shift on 2/20/25. She stated that she went into the resident's room to give her medication that had been crushed and put in applesauce, but the resident got angry and did not want to take it. She was flailing her arms and knocked the medicine cup out of her hand as she was trying to give the medication with a plastic spoon. She stated she left the room and told RN #1. She stated the resident did not take the medications and she did not place the spoon with the medications in the resident's mouth. She confirmed that, "She wouldn't open her mouth, so I didn't put the spoon in there". When asked about her documented progress note and statement revealing the resident spit out the medication, she stated she did not know why her statement and her progress note said that since she did not put anything in the resident's mouth. She confirmed she gave a signed statement of the events that occurred and documented the	M 500		

MSDH - Health Facilities Licensure and Certification

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 59LM	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED C 03/18/2025
NAME OF PROVIDER OR SUPPLIER LANDMARK NURSING AND REHAB CENTER		STREET ADDRESS, CITY, STATE, ZIP CODE 100 LAUREN DRIVE BOONEVILLE, MS 38829		
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M 500	Continued From page 12 events that occurred in the progress notes but still claimed she did not put anything in the resident's mouth. Stated she did not know how the injuries happened and that maybe she bit her lip and hit herself with her arms. She once again stated she did not care what she had written in her statement or progress note, she did not give the medicine or put anything in the resident's mouth and that the resident bit her own lip and hit herself. Record review of Resident #1's "Injury" report revealed, "discoloration to left cheek along eye bone, discoloration to left side of neck and dried blood to mouth." Record review of Resident #1's "Trauma Informed Care Assessment" dated 2/25/25 revealed, "Have you ever had anyone grab your throat?" "That girl grabbed me by throat to try and get me to take my medicine. It's still sore"; "In the past month, have you: 1. Had nightmares about the event(s) or thought about the event(s) when you did not want to? Yes I have; 2. Tried hard not to think about the event(s) or went out of your way to avoid situations that reminded you of the event(s)? Yes, cause that hurt really bad; 3. Been constantly on guard, watchful, or easily startled? Yes; 4. Felt numb or detached from people, activities, or your surroundings? Yes; 5. Felt guilty or unable to stop blaming yourself or others for the event(s) or any problems the event(s) may have caused? Yes - I don't feel it was my fault, I blame her." Record review of Personnel Action revealed that the facility terminated LPN #1 on 2/24/25 for suspected abuse of a resident. Record review of "Admission Record" revealed	M 500		

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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 59LM	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED C 03/18/2025
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M 500	Continued From page 13 the facility admitted Resident #1 on 1/16/24 with diagnoses that included Dementia, Hemiplegia and Hemiparesis following Cerebral Infarction affecting left non-dominant side. Record review of Resident #1's Quarterly Minimum Data Set (MDS) with Assessment Reference Date (ARD) of 12/23/24, revealed a Brief Interview for Mental Status (BIMS) score of 7 which indicated severe cognitive impairment.	M 500		