

532/007-

June 7, 2018

Legacy Assisted Living and Memory Care
6551 Knight Arnold Road
Memphis, TN 38115
License No. ACLF 00000279

Dear Mr. Davis:

On May 22-23, 2018, surveyor(s) for the Department of Health conducted a revisit survey and investigation of your assisted care living facility, pursuant to T.C.A. § 68-11-210. Upon exiting the facility on May 23, 2018, the surveyor(s) notified you or your representative of deficient practices and conditions in the assisted care living facility which are, or are likely to be, detrimental to the health, safety, or welfare of the residents, pursuant to T.C.A. § 68-11-207. The investigation was completed on May 23, 2018.

On or about April 3, 2018 the Board of Licensing for Health Care Facilities (hereinafter "Board") approved a Consent Order entered into by the Office of General Counsel and Legacy Assisted Living and Memory which placed the facility's license on six (6) months of probation. Under the terms of the Consent Order, within the six (6) month period of probation, any new serious violation affecting the health, safety, and welfare of residents within the facility shall result in a suspension of admissions pending a prompt hearing by the Board.

On or about June 6, 2018, the Board of Licensing for Health Care Facilities heard from both the facilities and Department of Health surveyors that deficiencies cited on the May 22-23, 2018 were serious deficiencies affecting the health, safety, and welfare of the residents.

Pursuant to T.C.A. §68-11-207(6), whenever the Board of Licensing for Healthcare Facilities ("Board") determines that conditions in an assisted care living facility, or are likely to be, detrimental to the health, safety, or welfare of the residents, the Board shall have the authority to suspend new admissions of residents to the facility, pending a prompt hearing.

The violations which the Board considers to be detrimental to the health, safety, or welfare of the residents are the serious violations of Administration [Staffing Requirements]; Services Provided [Medications]; Services Provided [Protective Care]; Admissions, Discharges, and Transfers; Life Safety; and Resident Records [Plans of Care].

Based upon the surveyors' findings, recommendations, and testimony, the Board has exercised the authority to suspend admissions to the facility, effective **June 6, 2018 at 5:00 P.M.**

This facility is hereby ordered to post a copy of this letter where it may be plainly seen by those entering the facility and to make a copy of this letter available for anyone requesting a copy.

Attached is a statement of your rights in this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dr. Rene Saunders, M.D.", is written over a horizontal line.

Dr. Rene Saunders, M.D.

Chair, Board of Licensing for Health Care Facilities

Attachment

xc: Secretary of State- Administrative Procedures Division
Health Care Facilities Central Office
Health Care Facilities West Tennessee Regional Office

**BEFORE THE TENNESSEE BOARD
FOR LICENSING HEALTH CARE FACILITIES**

IN THE MATTER OF:

**Legacy Assisted Living and Memory Care
6551 Knight Arnold Road
Memphis, TN 38115**

License No. ACLF 00000279

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NOTICE OF SUSPENSION OF ADMISSIONS

From May 22, 2018 through May 23, 2018, a Department of Health (hereinafter "Department") survey team conducted a revisit survey and investigation at Legacy Assisted Living and Memory Care in Memphis, Tennessee (hereinafter "Legacy"), pursuant to T.C.A. § 68-11-210. The investigation and survey revealed violations of licensure statutes and regulations that are considered detrimental to the health, safety, or welfare of the residents.

On or about April 3, 2018 the Board of Licensing for Health Care Facilities (hereinafter "Board") approved a Consent Order entered into by the Office of General Counsel and Legacy Assisted Living and Memory which placed the facility's license on six (6) months of probation. Under the terms of the Consent Order, within the six (6) month period of probation, any new serious violation affecting the health, safety, and welfare of residents within the facility **shall** result in a suspension of admissions pending a prompt hearing by the Board.

On or about June 6, 2018, the Board of Licensing for Health Care Facilities heard statements from both the facility and Department of Health surveyors that deficiencies cited on the May 22 -23, 2018 were serious deficiencies affecting the health, safety, and welfare of the residents. Pursuant to T.C.A. §68-11-207(6), whenever the Board of Licensing for Healthcare Facilities ("Board") determines that conditions in an assisted care living facility, or are likely to be, detrimental to the health, safety, or welfare of the residents,

the Board shall have the authority to suspend new admissions of residents to the facility, pending a prompt hearing.

Based upon the surveyors' findings and recommendations, the Board is exercising its authority to suspend admissions to the facility, effective **June 6, 2018 at 5:00 P.M.**

The facility was advised of the decision of the Board at the Board meeting on June 6, 2018. Further, the imposition of the Suspension Of Admissions by the Board is appended hereto as Attachment 1.

FACTS

A detailed statement describing the findings of the survey with particularity and citing the law with specificity, pertaining to the Suspension Of Admissions, is appended hereto as Attachment 2 and incorporated by reference herein. Attachment 2 is the licensure "Statement of Deficiencies" compiled by the surveyors upon completion of the survey.

SUSPENSION OF ADMISSIONS

Therefore, pursuant to T.C.A. §§68-11-207(6) and based upon the aforementioned facts and incorporated by reference herein, the Board has ordered that the admission of new residents at **Legacy Assisted Care Living & Memory Care at Lenox Park** be suspended, effective on **June 6, 2018 at 5:00 p.m.**

The violations which the Board considers to be detrimental to the health, safety, or welfare of the residents are the serious violations of Administration [Staffing Requirements]; Services Provided [Medications]; Services Provided [Protective Care]; Admissions, Discharges, and Transfers; Life Safety; and Resident Records [Plans of Care].

In order for this Suspension Of Admissions to be lifted, the cited conditions must be corrected so as to remove the detriment to the health, safety, or welfare of the residents, as verified by a follow-up survey of the facility conducted by the Department.

The facility's attention is directed to the statement of its rights in this matter, appended hereto as Attachment 3.

The facility is hereby ordered to post a copy of this Notice and Order, pursuant to the rules of the Board for Licensing Health Care Facilities Rule 1200-08-11-.03(5) upon the public entrance doors of the facility and to make copies of the document available for those desiring copies.

This Suspension Of Admissions became effective at **June 6, 2018 at 5:00 P.M.**, and continues as effective.

Entered this **6th day of June, 2018.**

A handwritten signature in blue ink that reads "John R. Reed for Dr. Rene Saunders, MD". The signature is written in a cursive, flowing style.

Dr. Rene Saunders, M.D.
Chair, Board of Licensing for Health Care Facilities