



**North Carolina Department of Health and Human Services
Division of Health Service Regulation v Adult Care Licensure Section**

Tel 919-855-3765 v Fax 919-733-9379 v
2708 Mail Service Center v Raleigh, North Carolina 27699-2708

Michael F. Easley, Governor

Dempsey Benton, Secretary

Barbara Ryan, Chief

**CERTIFIED MAIL
7008 0150 0003 1264 8445**

**NOTICE OF SUMMARY SUSPENSION
ADULT CARE HOME LICENSE**

October 1, 2008

Maria and Peria Williams, Owner
Charlotte Manor, LLC d/b/a Charlotte Manor, Licensee
1003 McArthur Ave.
Charlotte, NC 28206

RE: Summary Suspension of License to Operate
Charlotte Manor at 1003 McArthur Ave., Charlotte, NC
HAL-060-081
Maria and Peria Williams, Owner
County: Mecklenburg County

Dear M/M Williams:

AGENCY DECISION

Pursuant to North Carolina General Statutes (N.C.G.S.) 131D-2 and 150B-3(c), the Division of Health Service Regulation (DHRS), North Carolina Department of Health and Human Services (DHHS), HEREBY SUMMARILY SUSPENDS YOUR LICENSE TO OPERATE Charlotte Manor. BY NO LATER THAN 5 PM ON October 3, 2008. The Mecklenburg County Department of Social Services will assist you in relocating the residents of the facility.

AGENCY FINDINGS

This Summary Suspension is based on this agency's findings that conditions at Charlotte Manor, LLC d/b/a/ Charlotte Manor, Inc. present an imminent danger to the health, safety and welfare of the residents and that emergency action is required to protect the residents. This agency has identified the facility failed to be in substantial compliance with Rules for which they are licensed. The Department has found evidence of neglect and failure to protect residents from potential harm that presents an imminent danger to the health and safety of residents in the home. The Rule citations include but are not limited to:

10A NCAC 13F .0306 Housekeeping and Furnishings
10A NCAC 13F .0507 Training on Cardio-Pulmonary Resuscitation
10A NCAC 13F. .0702 Discharge of Residents
10A NCAC 13F. 0901 Personal Care and Supervision
10A NCAC 13F .0902 Health Care
G.S. 131D-21 Resident Rights

This agency completed an annual survey and complaint investigation on September 18, 2008 at which time violations,



including administrative penalties, were identified and the facility was verbally notified. Therefore, it is the finding of this agency that the facility has failed to provide services to assure the health, safety and welfare of the residents.

APPEAL NOTICE

You have the right to contest this summary suspension of license to operate an adult care home by filing a petition for contested case hearing with the Office of Administrative Hearings pursuant to N.C. Gen. Stat. § 150B-23, et seq. The petition for contested case hearing must be filed with the Office of Administrative Hearings within twenty (20) days of the mailing of this notice. If you file a petition for contested case hearing with the Office of Administrative Hearings, you will receive a notice of the contested case proceeding from the Office of Administrative Hearings. If you have any questions concerning the contested case proceeding, you should contact the Office of Administrative Hearings at 1711 New Hope Church Road, Raleigh, NC (919) 431-3000. Correspondence should be addressed to:

Office of Administrative Hearings
6714 Mail Service Center
Raleigh, NC 27699-6714

North Carolina General Statute § 150B-23 provides that you must also serve a copy of the petition on all other parties, which includes the Department of Health and Human Services. The Department's representative for such actions is Ms. Emery E. Milliken, General Counsel. This person may receive service of process by mail at the following address:

Ms. Emery E. Milliken, General Counsel
Department of Health and Human Services
Office of Legal Affairs
2005 Mail Service Center
Raleigh, NC 27699-2005

If you do not file a petition within the twenty (20) day period, you will lose your right to appeal this Summary Suspension and the action explained in this Notice of Administrative Action will remain in effect.

Date

Barbara Ryan, Chief
Adult Care Licensure Section
Division of Health Service Regulation
N.C. Department of Health and Human Services

Enclosures

cc: Emery Milliken, General Counsel, Department of Health and Human Services
Donna Wood, Division of Medical Assistance
Sharon Wilder, Division of Aging and Adult Services
Brenda Porter, Division of Aging and Adult Services
Janet Pierce, Administrator, Charlotte Manor, 1003 McArthur Ave., Charlotte, NC 28206
Construction Section, Division of Health Service Regulation
Joan Cross, Branch Manager, Western Region, Adult Care Licensure Section
Catherine deBernardo, Team Supervisor, Lexington Office, Adult Care Licensure Section
Nina Anderson, Supervisor/Designee, Mecklenburg County Department of Social Services
Karen Jones, Administrative Officer, Adult Care Licensure Section
Lexington Facility file
Raleigh Facility File



Notice of Summary Suspension of License
Charlotte Manor, LLC d/b/a Charlotte Manor
HAL 060-081
October 1, 2008

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

The Notice of Administrative Action, dated October 1, 2008, was delivered in person by Linda Blalock,
Licensure Consultant, with the Adult Care Licensure Section on October 1, 2008

Signature of Recipient

Signature of Section Representative

Date

