



Division of Child Care & Early Childhood Education
P.O. Box 1437, Slot S140, Little Rock, AR 72203-1437
P: 501.682.8590 F: 501.683.6060 TDD: 501.682.1550

Notice of Serious Incident

Date of Incident: 9/5/2023

Date Received by DCCECE: Elizabeth Mitchell Centers

Facility Name: Elizabeth Mitchell Centers

Facility Number: 157

Incident Type: Dual

Report Description: On September 5, 2023 an incident occurred at EMCC located at 6601 West 12th Street in Little Rock AR. Client, [REDACTED] was in a verbal argument with other peers while at recess. Staff made the decision to move all clients back to the classroom. Client, [REDACTED] walked to the playground and flipped over a picnic table then walked around the playground. Staff, [REDACTED] began to walk to the playground to get client [REDACTED], and client [REDACTED] went under the slide, staff [REDACTED] then attempted catch client [REDACTED] when he began running from under the slide. Staff [REDACTED] chased client [REDACTED] to the fence where it appeared that client [REDACTED] was pinned against the fence by staff [REDACTED]. Staff [REDACTED] then grabbed client [REDACTED] and drug him approximately 20-30 feet across the ground by his left arm. When client [REDACTED] and staff [REDACTED] got back to the top of the stairs near the building, client [REDACTED] began running towards a inside corner of the building. Staff [REDACTED] began chasing client [REDACTED] and went out of camera view as soon as they reached the inside corner of the building. Client, [REDACTED] then hit the building with his left arm and appeared to be holding the arm when he came back into camera view. Staff [REDACTED] then took client [REDACTED] inside to the nursing station. Client, [REDACTED] was accessed by nursing staff where it was determined that client [REDACTED] would be taken to Ortho Arkansas to be treated. Later client, [REDACTED] was taken to Arkansas Childrens Hospital. After an x-ray it was determined that client [REDACTED]' left wrist was fractured. After treatment client [REDACTED] was released back to The Centers.

Interim Action Narrative: Resident was assessed by nursing and taken to Ortho AR and ACH for further evaluation. Staff members [REDACTED] and [REDACTED] were terminated. Staff member [REDACTED] was suspended pending further investigation.

Maltreatment Narrative: Client, [REDACTED] walked to the playground and flipped over a picnic table then walked around the playground. Staff, [REDACTED] began to walk to the playground to get client [REDACTED], and client [REDACTED] went under the slide, staff [REDACTED] then attempted catch client [REDACTED] when he began running from under the slide. Staff [REDACTED] chased client [REDACTED] to the fence where it appeared that client [REDACTED] was pinned against the fence by staff [REDACTED]. Staff [REDACTED] then grabbed client [REDACTED] and drug him approximately 20-30 feet across the ground by his left arm. When client [REDACTED] and staff [REDACTED] got back to the top of the stairs near the building, client [REDACTED] began running towards a inside corner of the building. Staff [REDACTED] began chasing client [REDACTED] and went out of camera view as soon as they reached the inside corner of the building. Client, [REDACTED] then hit the building with his left arm and appeared to be holding the arm when he came back into camera view. Staff [REDACTED] then took client [REDACTED] inside to the nursing station. Client, [REDACTED] was accessed by nursing staff where it was determined that client [REDACTED] would be taken to Ortho Arkansas to be treated. Later client, [REDACTED] was taken to Arkansas Childrens Hospital. After an x-ray it was determined that client [REDACTED]' left wrist was fractured. After treatment client [REDACTED] was released back to The Centers. Allegations found substantiated: [REDACTED] - Abuse [REDACTED] and [REDACTED] - Neglect

Licensing Narrative: 9/6/23- Program Coordinator emailed investigator Jesus Vasquez for permission to contact the agency. Specialist Rice was at the facility for another visit when she was verbally informed of this incident. The facility states that the two staff members mentions, plus an additional third staff that was present and did not intervene were terminated as of 9/6/23. The facility reported that the child is a private placement. Licensing Specialist was informed there is camera footage. Facility made another hotline called for staff members [REDACTED] and [REDACTED]. Call was not accepted, Referral # [REDACTED]. 9/7/2023, Licensing Specialist reviewed camera footage and observed the playground. Licensing Specialist informed that Referral # [REDACTED] was accepted. 9/11/2023, Licensing Specialist received requested documentation. 9/12/2023, Licensing Specialist met with Investigator Vasquez and Detective Reynolds at the 12th Street LRPD Substation. Licensing Specialist listened to the audio recording from staff member [REDACTED] 10/5/2023, Licensing Specialist followed-up with Investigator Vasquez for an update.

Licensing Specialist informed that referral is still pending. 10/11/2023, Investigator Vasquez informed Licensing Specialist that staff member [REDACTED] will be interviewed on 10/12/2023 at 9am at the 12th Street Substation. 10/12/2023, Licensing Specialist sat in on the interview for former staff member [REDACTED] with Detectives Reynolds and Plunkett and Investigator Vasquez. Licensing Specialist sat in on another interview with staff member [REDACTED], Detectives Reynolds and Plunkett. 10/23/2023, Licensing Specialist followed up with investigator for an update. Investigator Vasquez informed Licensing Specialist that referral found substantiated. 10/25/2023, Licensing Specialist inquired if staff member ([REDACTED]) will be returning to work. 10/26/2023, Licensing Specialist provided with staff member's termination documentation.



Division of Child Care & Early Childhood Education
P.O. Box 1437, Slot S140, Little Rock, AR 72203-1437
P: 501.508.8910 F: 501.683.6060 TDD: 501.682.1550

521 Visit Compliance Report

Licensee: Elizabeth Mitchell Centers

Facility Number: 157

Licensee Address: 6501 W 12TH ST
LITTLE ROCK AR 72204-1511

Licensing Specialist: Kendra Rice

Person In Charge: John Hogue

Record Visit Date: 9/7/2023

Home Visit Date: 9/7/2023

Purpose of Visit: Complaint Visit

Regulations Out of Compliance:

Regulation Number: 1.109.1.g

Regulation Description: Unprofessional conduct in the practice of child welfare activities shall include, but not limited to the following:

Finding Description: Staff members displayed unprofessional conduct viewed as physically harmful to the resident.

Action Due Date:

Action Due Description: Staff members [redacted] and [redacted] were terminated.

Comply Date:

Sub-Regulation Level 1 Description: Engaging in behavior that could be viewed as sexual, dangerous, exploitative, or physically harmful to children.

Action Due Description: Staff members [redacted] and [redacted] were terminated.

Regulation Number: 9.905.4.g

Regulation Description: The following actions shall not be used, including as discipline:

Finding Description: Staff members were observed using improper discipline that could cause physical injury or threat of bodily harm.

Action Due Date:

Action Due Description: Staff members and were terminated.

Comply Date:

Sub-Regulation Level 1 Description: Physical injury or threat of bodily harm;

Action Due Description: Staff members and were terminated.

Regulation Number: 9.905.9

Regulation Description: Physical restraints shall be performed using minimal force and time necessary. Physical restraint means the application of physical force without the use of any device, for the purposes of restraining the free movement of a resident's body. Briefly holding a child without undue force in order to calm or comfort, or holding a hand to safely escort a child from one area to another, is not considered a physical restraint.

Finding Description: Staff members were observed using force toward resident.

Action Due Date:

Action Due Description: Staff members and were terminated.

Comply Date:

Action Due Description: Staff members and were terminated.

Regulations Needing Technical Assistance:

Regulation Not Applicable:

Regulations Not Correctable:

Narrative:

Time of visit: 10:15 am to 10:45 am/11:30 am to 2:30 pm

Census: 28

Licensing received a complaint on 9/6/2023 for ELS Case #015926.

Licensing Specialist completed a walkthrough of the EMCC playground with Ms. Caitlin Sammons, Director of Residential. Ms. Sammons informed Licensing Specialist that the second hotline call was accepted.

Licensing Specialist observed two cameras on the playground to the left and right. Facing the playground, the camera to the right is pointed toward the playground. The camera to the left is pointed straight ahead by the

fence area and partial toward the playground. Licensing Specialist observed two (2) picnic tables in the playground area. Ms. Sammons informed Licensing Specialist that the picnic tables are scheduled to be bolted down.

Licensing Specialist informed that resident is on bathroom assistance (for hygiene) and line of sight, resident is left-handed. Ms. Sammons informed Licensing Specialist that no staff member had a radio the day of the reported incident.

Licensing Specialist reviewed camera footage for reported incident on 9/7/2023. The alleged incident took place on EMCC playground.

Licensing Specialist reviewed camera footage with Investigator Jesus Vasquez. Licensing Specialist observed residents outside on the playground playing, staff were positioned in different areas, ratio 4:14. Licensing Specialist observed resident walking around the playground and what appeared having verbal altercations with different peers.

Licensing Specialist observed residents walking up the stairs and side of stairs to line up by door to enter the building. Resident was observed walking down the stairs back to the playground area. Licensing Specialist observed resident flip over a picnic bench. Licensing Specialist observed staff member walk down the hill toward the resident.

Staff member was already on the playground when resident return. Licensing Specialist observed staff member attempt to get resident from under a slide on the playground. Resident was observed running toward the fence and staff member running after him. Licensing Specialist observed staff member and resident up against the fence with staff member standing in front of resident. It appeared that staff member used her body to hold resident against the fence.

Staff member was observed running toward the fence, grabbing resident, and pulling him by the arm across the lawn from the grass to the dirt area. Licensing Specialist observed staff member release resident and resident getting up off the ground. Staff member was observed standing by resident and staff member. Licensing Specialist was informed that staff members and were trying to box the resident in.

Resident was observed walking up the stairs. Licensing Specialist observed resident throwing dirt at a peer. After resident threw the dirt, Licensing Specialist observed resident running away from staff member. Licensing Specialist observed staff member follow resident to the corner of the building.

Licensing Specialist was unable to observe what happened in the corner of the building due to the angle of the camera. Licensing Specialist observed resident come out of the corner holding his wrist. Staff member was observed walking through the cafeteria leading resident to the nurse's station.

Based on the camera footage that Licensing Specialist reviewed, the facility will be cited for the following regulations:

R109.1.g – Staff members displayed unprofessional conduct toward resident. R905.4.g – Staff member used her body while resident was against the fence. Staff member pulled resident from the fence and pulled him by

the arm across the playground. R905.9 – Staff members were observed using force toward resident by having resident against the fence and pulling his arm.

Licensing Specialist informed staff members [redacted] and [redacted] have been terminated. Staff member [redacted] is suspended pending investigation.

Provider Comments:

CCL Staff Signature :

Date: 11/28/2023



Provider Signature :

Date: 11/28/2023





Division of Child Care & Early Childhood Education
P.O. Box 1437, Slot S140, Little Rock, AR 72203-1437
P: 501.508.8910 F: 501.683.6060 TDD: 501.682.1550

521 Visit Compliance Report

Licensee: Elizabeth Mitchell Centers

Facility Number: 157

Licensee Address: 6501 W 12TH ST
LITTLE ROCK AR 72204-1511

Licensing Specialist: Kendra Rice

Person In Charge: John Hogue

Record Visit Date: 10/25/2023

Home Visit Date: 10/25/2023

Purpose of Visit: Revisit Complaint

Regulations Out of Compliance:

Regulations Needing Technical Assistance:

Regulation Not Applicable:

Regulations Not Correctable:

Narrative:

No in-person licensing visit was completed on 10/25/2023.

Licensing received a complaint on 9/5/2023 for ELS Case #015926.

This complaint has been FOUNDED by Licensing.

Facility was cited for regulations 109.1.g, 905.4.g, and 905.9 on 9/7/2023.

Provider Comments:

CCL Staff Signature :

Date: 11/28/2023



Provider Signature :

Date: 11/28/2023