Tony Evers
Governor

Kirsten L. Johnson
Secretary

**State of Wisconsin**
Department of Health Services

**DIVISION OF QUALITY ASSURANCE**

BUREAU OF ASSISTED LIVING
SOUTHEASTERN REGIONAL OFFICE
819 N 6TH ST ROOM 609B
MILWAUKEE WI 53203-1606

Telephone: 414-227-2005
Fax: 414-227-3903
TTY: 711 or 800-947-3529

January 29, 2026

**ELECTRONIC MAIL**
SOD #QAVZ12

**NOTICE and ORDER**

**NOTICE OF VIOLATION**

**ORDER NOT TO ADMIT NEW OR ADDITIONAL RESIDENTS - EXTENDED**

**NOTICE OF SPECIAL ORDERS**

**NOTICE OF IMPOSED FORFEITURE**

**NOTICE OF RIGHT TO APPEAL**

**NOTICE OF REVISIT FEE**

Mario Kimbrough
11118 W Meinecke Ave Apt #6
Wauwatosa, WI 53226

C/O Licensee: Heritage on Hampton Assisted Living Facility LLC

**Re:** Heritage on Hampton Assisted Living Facility LLC, 0020768
4615 W Hampton Ave
Milwaukee, WI 53218

Dear Mario Kimbrough:

This letter is a statutory NOTICE of VIOLATION and imposed ORDER on the licensee of Heritage on Hampton Assisted Living Facility LLC, located at 4615 W Hampton Ave, Milwaukee, and sets forth appeal rights, if any. This regulatory action is taken by the Department of Health Services (Department) pursuant to Wis. Stat. § 50.03(5g), and Wis. Admin. Code ch. DHS 83.

## NOTICE OF VIOLATION

On January 15, 2026, a self-report investigation and two verifications visits was concluded for Heritage on Hampton Assisted Living Facility LLC by the Division of Quality Assurance, Bureau of Assisted Living, to determine if the above-referenced facility was in substantial compliance with Wis. Stat. ch. 50 or Wis. Admin. Code ch. DHS 83, or both, which set forth requirements for the administration and operation of a community-based residential facility

(CBRF). The Department is issuing Statement of Deficiency (SOD) #QAVZ12 for violations of Wis. Stat. ch. 50 or Wis. Admin. Code ch. DHS 83, which establish the grounds for this action. SOD #QAVZ12 is enclosed.

## ORDER NOT TO ADMIT NEW OR ADDITIONAL RESIDENTS – EXTENDED

Based on the results of the Department's investigation, and pursuant to Wis. Stat. § 50.03(5g)(b)7., **EFFECTIVE UPON RECEIPT OF THIS NOTICE** and **ORDER,** the Department of Health Services **HEREBY EXTENDS** the order issued on November 17, 2025, with Statement of Deficiency (SOD) QAVZ11 that **Heritage on Hampton NOT ADMIT ANY NEW OR ADDITIONAL RESIDENTS.**

## SPECIAL ORDERS

Based on the results of the Department's investigation, and pursuant to Wis. Stat. § 50.03(5g)(b), **EFFECTIVE UPON RECEIPT OF THIS NOTICE and ORDER,** the Department of Health Services **HEREBY ORDERS** that **Heritage on Hampton Assisted Living Facility LLC:**

### RELOCATION PLAN REQUIRED

1. Pursuant to Wis. Stat. § 50.03(5g)(b)6., the licensee will submit a Resident Relocation Plan to the Department in accordance with Wis. Stat. § 50.03(14) [Closing of a Facility]. In addition, discharge planning for residents will meet the requirements specified by Wis. Admin. Code ch. DHS 83. Refer to the following guidance and requirements:
Resident Relocation Manual: https://www.dhs.wisconsin.gov/publications/p01440.pdf
Relocation Stress/Syndrome:
https://longtermcare.wi.gov/Documents/LIBRARY_site%20download%20files/WI-BOA_OP-Relocation-Awareness-Brochure_WEB_10-19-21_v01.pdf

Furthermore, within 2 days of receipt of this notice, the licensee will submit the following to Assisted Living Regional Director at the Southeastern Regional Office at DHSDQABALSERO@dhs.wisconsin.gov:

• The names of residents currently living in the CBRF;

• The names, addresses and telephone numbers of residents' legal guardians or an involved family member;

• The names, addresses, and telephone numbers for residents' case managers and funding agencies; and

• A preliminary discharge plan that includes:

- A timetable for planning and implementation of resident relocations.

- Measures the facility will take to comply with this order and facilitate supportive, safe, and orderly relocations for residents.

2. Pursuant to Wis. Stat. § 50.03(5g)(b)6., within 2 days of receipt of this notice, the licensee shall provide each resident's legal representative and case manager (if any), with a copy of Statement of Deficiency QAVZ12 and a copy of this Notice and Order letter. The licensee shall retain documentation, acceptable to the department, to verify compliance with Order #2. Acceptable documentation will be a signed, certified mail receipt or a verification letter or email from the legal representative and case manager. The documentation required by Order #2 will be available to department representatives upon request.

## NOTICE OF FORFEITURE*

In addition to other sanctions enumerated in Wis. Stat. § 50.03(5g)(b)1. to 8., according Stat. § 50.03(5g)(c)1.b., the Department of Health Services may impose a forfeiture on a licensee or any other person who violates the applicable statutory provisions or administrative rules governing CBRFs. If imposed, the forfeiture amount may not be less than $10 or more than $1,000 per day for each violation.

The Department has determined that you violated state statutes or administrative code provisions, or both, as identified in the enclosed SOD #QAVZ12. Therefore, pursuant to Wis. Stat. § 50.03(5g)(c), **IT IS HEREBY ORDERED** that a total **FORFEITURE OF $5,190.00 IS IMPOSED** for the following violations described in SOD #QAVZ12.

| TAG | DHS Code | Forfeiture Amount |
|---|---|---|
| **N196** | **83.14(2)(a)** | **$1,000.00** |
| **N205** | **83.14(2)(j)** | **$500.00** |
| **N230** | **83.19** | **$400.00** |
| **N352** | **83.32(3)(h)** | **$1,040.00** |
| **N381** | **83.35(1)(a)** | **$500.00** |
| **N386** | **83.35(3)(a)** | **$400.00** |
| **N388** | **83.35(3)(c)** | **$400.00** |
| **N415** | **83.37(2)(d)** | **$150.00** |
| **N617** | **83.55(6)(b)** | **$300.00** |
| **Z3244** | **50.09(1)(L)** | **$500.00** |

**Total Forfeiture Due: $5,190.00**

* According to Art. X, §2 of the Wisconsin Constitution and Wis. Stat. § 50.03(5g)(c)1.c., all forfeitures collected by the Department are deposited in the State's School Fund.

You must pay the Total Forfeiture amount within ten (10) days of receipt of this NOTICE and ORDER.

## REDUCED FORFEITURE OPTION

If you choose not to appeal the forfeiture, any of the violations in SOD #QAVZ12, **AND** any Orders contained in this NOTICE and ORDER, then the Department will reduce the total forfeiture due by 35%.

This 35% reduced forfeiture option also applies to any accruing forfeiture. Final calculation of any accruing forfeiture due will be based on a verified date of compliance.

At this time, the reduced forfeiture amount due to the Department within ten (10) days of receipt of this NOTICE and ORDER is $3,373.50.

Please make the forfeiture payment payable to "*DHS 639*" and send it to:

ENFORCEMENT SPECIALIST
DHS / DQA / BAL
PO BOX 2969
MADISON, WI 53701-2969

## NOTICE OF RIGHT TO APPEAL

According to Wis. Stat. § 50.03(5g)(b) and (f), you may request an administrative hearing of the Department's action. To notify the Department of your request for a hearing, your written request **must be filed with (served upon) the Division of Hearings and Appeals (DHA) within ten (10) days after receipt of this NOTICE**. Please note that according to Wis. Admin. Code § HA 1.03(3)(a), materials **mailed** to DHA are **considered filed on the date of the postmark**. Send your request for a hearing to:

CBRF APPEAL
DHA
P.O. BOX 7875
MADISON, WI 53707-7875

Include in your written request for a hearing **ALL** of the following:

- ✓ The name and address of the facility;
- ✓ What you are appealing (attach a copy of this NOTICE to your appeal);
- ✓ The effective date of the action;
- ✓ A concise statement of the reasons for objecting to the action;
- ✓ What type of relief you are seeking; and
- ✓ The name, address and telephone number of any person who may be expected to appear on behalf of the facility

**YOUR APPEAL MAY BE DENIED OR DISMISSED IF THE REQUEST IS INCOMPLETE OR NOT FILED WITH DHA WITHIN THE 10-DAY APPEAL TIME.**

Please note that according to Wis. Stat. § 50.03(5g)(c)1.c., if you file an appeal, then payment of any forfeiture is due within 10 days after you receive the final decision in the case after exhaustion of administrative review.

## NOTICE OF REVISIT FEE

According to Wis. Stat. § 50.03(5g)(cm), if the Department imposes a sanction on, or takes other enforcement action against a community-based residential facility for violation of this subchapter or rules promulgated under it, and the Department subsequently conducts an onsite inspection to review the facility's action to correct the violation(s), the Department may impose a $200 inspection fee on the community-based residential facility.

On January 15, 2026, a verification visit was concluded at Heritage on Hampton Assisted Living Facility LLC by the Division of Quality Assurance, Bureau of Assisted Living, to determine if the violation(s) contained in Statement of Deficiency (SOD) #QAVZ11 and #46GJ11were corrected. **Therefore, an inspection fee of $200 is being assessed.**

Please send a check or money order in the amount of $200 made payable to "Division of Quality Assurance" and send it to:

Division of Quality Assurance
Bureau of Assisted Living
Southeastern Regional Office
819 North 6th St., Room 609B
Milwaukee, WI 53203-1606

The revisit fee is due within ten (10) days of receipt of this Notice. Failure to submit this revisit fee will result in additional department action against Heritage on Hampton Assisted Living Facility LLC. There are no appeal rights for revisit fees.

## POSTING OF NOTICES

According to Wis. Admin. Code DHS § 83.13(3)(a) and 83.14(2)(h), each facility shall immediately upon receipt post next to its CBRF license, and in a public area that is visually and physically available, any citation/statement of deficiency, notice of revocation, notice of non-renewal, and any other notice of enforcement action. Citations and statements of deficiency shall remain posted for ninety (90) days following receipt. Notices of revocation, non-renewal, and other notices of enforcement action shall remain posted until a final determination is made.

Therefore, the license shall immediately post this Notice and Order letter and it shall remain posted until a final determination is made.

* * *

If you have questions about this letter, please contact MaryBeth Hoffman, Assisted Living Regional Director, at (414) 227-2005.

Sincerely,

Kenneth Brotheridge, Assisted Living Director
Bureau of Assisted Living
Division of Quality Assurance

Enclosure
KB/ram

cc: Ombudsman, Milwaukee County
Aging/Disability Resource Center, Milwaukee County
Milwaukee County Human Services
Waiver Agencies
Division of Medicaid Services
Disability Rights Wisconsin
Department of Corrections