

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 7, 2025

ELECTRONIC MAIL
SOD #QW9V12

NOTICE and ORDER
NOTICE OF VIOLATION
NOTICE OF LICENSE REVOCATION
ORDER NOT TO ADMIT NEW OR ADDITIONAL RESIDENTS
NOTICE OF RIGHT TO APPEAL
NOTICE OF REVISIT FEE

Moeneek Cannaday
2423 W Custer Avenue
Milwaukee, WI 53209

C/O Licensee: Serenity Garden Adult Family Home LLC

Re: Serenity Garden Adult Family Home, 0019385
2423 W Custer Avenue
Milwaukee, WI 53209

Dear Moeneek Cannaday:

This letter is a statutory NOTICE of VIOLATION and imposed ORDER on the licensee of Serenity Garden Adult Family Home, located at 2423 W Custer Avenue, Milwaukee, and sets forth appeal rights, if any. This regulatory action is taken by the Department of Health Services (Department) pursuant to Wis. Stat § 50.033(2), and Wis. Admin. Code § DHS 88.

NOTICE OF VIOLATION

On December 11, 2024, a verification visit was concluded for Serenity Garden Adult Family Home 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 88, or both, which set forth requirements for the administration and operation of an adult family home (AFH). The Department is issuing Statement of Deficiency (SOD)

#QW9V12 for violations of Wis. Stat. ch. 50 or Wis. Admin. Code ch. DHS 88, which establish the grounds for this action. SOD #QW9V12 is enclosed.

NOTICE OF LICENSE REVOCATION

Based on the results of the Department's investigation, and pursuant to Wis. Stat. § 50.02(2)(am)2., and Wis. Admin. Code § DHS 88.03(6)(d), **EFFECTIVE UPON RECEIPT OF THIS NOTICE**, the Department of Health Services hereby **REVOKES THE LICENSE** of **Serenity Garden Adult Family Home**.

This action is being taken under the following provisions:

- Wis. Stat. § 50.02(2)(am)2., and Wis. Admin. Code § DHS 88.03(6)(d), whereby the adult family home has intentionally and substantially violated a requirement of Wis. Admin. Code ch. DHS 88 or has failed to meet the minimum requirements for licensure.
- Within 3 days of receipt of this notice, return the Adult Family Home license for Serenity Garden Adult Family Home, 2423 W Custer Ave, Milwaukee, WI, 53209, to the Southeastern Regional Office at 819 N. 6th St., Room 609B, Milwaukee, WI 53203-1606.

ORDER NOT TO ADMIT NEW OR ADDITIONAL RESIDENTS

Based on the results of the Department's investigation and pursuant to authority provided in Wis. Stat. § 50.02(2)(am)2., and Wis. Admin. Code § DHS 88.03(6)(g)2.f., **EFFECTIVE UPON RECEIPT OF THIS NOTICE and ORDER**, the Department of Health Services **HEREBY ORDERS** that **Serenity Gardens Adult Family Home NOT ADMIT ANY NEW OR ADDITIONAL RESIDENTS**.

NOTICE OF RIGHT TO APPEAL

According to Wis. Stat. § 50.02(2)(am)2., and Wis. Admin. Code § DHS 88.03(7), you may request a 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:

AFH 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.

NOTICE OF REVISIT FEE

According to Wis. Stat. § 50.033(3), if the Department takes enforcement action against an adult family home 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 adult family home.

On December 11, 2024, a verification visit was concluded at Serenity Garden Adult Family Home by the Division of Quality Assurance, Bureau of Assisted Living, to determine if the violation(s) contained in Statement of Deficiency (SOD) #QW9V11 were 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 Serenity Garden Adult Family Home. There are no appeal rights for revisit fees.

* * *

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

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Serenity Garden Adult Family Home
January 7, 2025

Sincerely,

A handwritten signature in black ink, appearing to read "Kenneth Brotheridge". The signature is fluid and cursive, with a long horizontal line extending from the end.

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