

BEFORE THE COMMISSIONER OF THE TENNESSEE DEPARTMENT OF HEALTH

IN THE MATTER OF:

RIVERDALE ASSISTED LIVING FACILITY
6880 EAST RAINES ROAD
MEMPHIS, TN 38115

License No. 370

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BY ORDER OF THE COMMISSIONER

NOTICE OF SUSPENSION OF ADMISSIONS

On April 21, 2020 through April 23, 2020, the Department of Health (hereinafter “Department”) conducted a revisit complaint survey and on April 20, 2020 through April 27, 2020, the Department conducted a complaint survey at **RIVERDALE ASSISTED LIVING FACILITY** in Memphis, Tennessee (hereinafter “**RIVERDALE**”), pursuant to T.C.A. § 68-11-210. The investigation was completed on May 8, 2020.

The investigation and survey revealed violations of licensure statutes and regulations that are considered detrimental to the health, safety, or welfare of the residents.

Pursuant to T.C.A. §68-11-252(a), whenever the Commissioner of the Department of Health (hereinafter “Commissioner”) determines that conditions in an assisted living facility are, or are likely to be, detrimental to the health, safety, or welfare of the residents, the Commissioner 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 Commissioner has exercised the authority to suspend admissions to the facility, effective May 9, 2020, at 5:00 p.m.

The facility was orally advised and provided written notification by letter from the Commissioner dated May 8, 2020, of the Suspension of Admissions imposed upon the facility, 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 AND CIVIL MONETARY PENALTY

Therefore, pursuant to T.C.A. §68-11-252(a) and based upon the aforementioned facts and incorporated by reference herein, the Commissioner has ordered that the admission of new residents at RIVERDALE be suspended, effective on the May 9, 2020, at 5:00 p.m. The Commissioner hereby assess ten (10) Civil Monetary Penalties in the amount of ten thousand (\$10,000.00) against RIVERDALE.

The violations which the Commissioner considers to be detrimental to the health, safety, or welfare of the residents are the serious violations of Administration [Staffing Requirements]; Services Provided [Dietary Services]; Residents Records [Written Assessment]; Services Provided [Residents Medication]; Services Provided [Safety In ACLF]; Administration [Infection Control] and Residents Records [Plan 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.

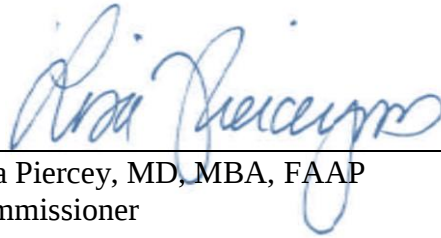
Pursuant to T.C.A. §68-11-221, which provides that whenever admissions at a health care facility are suspended under the authority of T.C.A. §68-11-252, the Commissioner shall appoint one or more special monitors if the deficiencies threaten serious bodily harm to the residents at the facility, the Commissioner hereby appoints a monitor or monitors to be present in the facility for a minimum of twenty (20) hours per week in order to observe the operation of the facility and to submit written reports on the operations of the facility to the Department. The monitor(s) shall have the power to observe and review all of the facility's operations with attention to those aspects for which the Suspension of Admissions was imposed. The facility shall be liable for the cost of the special monitor(s) until it is determined by the Department that all the deficiencies which caused the appointment of the monitor(s) have been corrected.

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 upon the public entrance doors of the facility and prominently display it there for so long as it remains effective. During the Suspension of Admissions, the facility shall inform any person who inquires about the admission of a new resident of the provisions of the order and make a copy of the order available.

This Suspension of Admissions became effective at 5:00 p.m. on May 9, 2020, and continues as effective.

Entered this 8th of May 2020.

A handwritten signature in blue ink, reading "Lisa Piercey", is positioned above a horizontal line. The signature is cursive and fluid.

Lisa Piercey, MD, MBA, FAAP
Commissioner