

Report Identification Number: RO-22-014

Prepared by: New York State Office of Children & Family Services

Issue Date: Aug 17, 2022

This report, prepared pursuant to section 20(5) of the Social Services Law (SSL), concerns:

- A report made to the New York Statewide Central Register of Child Abuse and Maltreatment (SCR) involving the death of a child.
- The death of a child for whom child protective services has an open case.
- The death of a child whose care and custody or custody and guardianship has been transferred to an authorized agency.
- The death of a child for whom the local department of social services has an open preventive service case.

The Office of Children and Family Services (OCFS) is mandated by section 20 of the SSL to investigate or cause for the investigation of the cause and circumstances surrounding the death, review such investigation, and prepare and issue a fatality report in regard to the categories of deaths noted above involving a child, except where a local or regional fatality review team issues a report, as authorized by law.

Such report must include: the cause of death; the identification of child protective or other services provided or actions taken regard to such child and child's family; any extraordinary or pertinent information concerning the circumstances of the child's death; whether the child or the child's family received assistance, care or services from the social services district prior to the child's death; any action or further investigation undertaken by OCFS or the social services district since the child's death; and as appropriate, recommendations for local or state administrative or policy changes.

This report contains no information that would identify the deceased child, his or her siblings, the parent, parents, or other persons legally responsible for the child, and any members of the deceased child's household.

By statute, this report will be forwarded to the social services district, chief county executive officer, chairperson of the local legislative body of the county where the child died and the social services district that had legal custody of the child, if different. Notice of the issuance of this report will be sent to the Speaker of the Assembly and the Temporary President of the Senate of the State of New York.

This report may **only** be disclosed to the public by OCFS pursuant to section 20(5) of the SSL. **It may be released by OCFS only after OCFS has determined that such disclosure is not contrary to the best interests of the deceased child's siblings or other children in the household.**

OCFS' review included an examination of actions taken by individual caseworkers and supervisors within the social services district and agencies under contract with the social services district. The observations and recommendations contained in this report reflect OCFS' assessment and the performance of these agencies.

Abbreviations

Relationships		
BM-Biological Mother	SM-Subject Mother	SC-Subject Child
BF-Biological Father	SF-Subject Father	OC-Other Child
MGM-Maternal Grand Mother	MGF-Maternal Grand Father	FF-Foster Father
PGM-Paternal Grand Mother	PGF-Paternal Grand Father	DCP-Day Care Provider
MGGM-Maternal Great Grand Mother	MGGF-Maternal Great Grand Father	PGGF-Paternal Great Grand Father
PGGM-Paternal Great Grand Mother	MA/MU-Maternal Aunt/Maternal Uncle	PA/PU-Paternal Aunt/Paternal Uncle
FM-Foster Mother	SS-Surviving Sibling	PS-Parent Sub
CH/CHN-Child/Children	OA-Other Adult	
Contacts		
LE-Law Enforcement	CW-Case Worker	CP-Case Planner
Dr.-Doctor	ME-Medical Examiner	EMS-Emergency Medical Services
DC-Day Care	FD-Fire Department	BM-Biological Mother
CPS-Child Protective Services		
Allegations		
FX-Fractures	II-Internal Injuries	L/B/W-Lacerations/Bruises/Welts
S/D/S-Swelling/Dislocation/Sprains	C/T/S-Choking/Twisting/Shaking	B/S-Burns/Scalding
P/Nx-Poisoning/ Noxious Substance	XCP-Excessive Corporal Punishment	PD/AM-Parent's Drug Alcohol Misuse
CD/A-Child's Drug/Alcohol Use	LMC-Lack of Medical Care	EdN-Educational Neglect
EN-Emotional Neglect	SA-Sexual Abuse	M/FTTH-Malnutrition/Failure-to-thrive
IF/C/S-Inadequate Food/ Clothing/ Shelter	IG-Inadequate Guardianship	LS-Lack of Supervision
Ab-Abandonment	OTH/COI-Other	
Miscellaneous		
IND-Indicated	UNF-Unfounded	SO-Sexual Offender
Sub-Substantiated	Unsub-Unsubstantiated	DV-Domestic Violence
LDSS-Local Department of Social Service	ACS-Administration for Children's Services	NYPD-New York City Police Department
PPRS-Purchased Preventive Rehabilitative Services	TANF-Temporary Assistance to Needy Families	FC-Foster Care
MH-Mental Health	ER-Emergency Room	COS-Court Ordered Services
OP-Order of Protection	RAP-Risk Assessment Profile	FASP-Family Assessment Plan
FAR-Family Assessment Response	Hx-History	Tx-Treatment
CAC-Child Advocacy Center	PIP-Program Improvement Plan	yo- year(s) old
CPR-Cardiopulmonary Resuscitation	ASTO-Allowing Sex Abuse to Occur	

Case Information

Report Type: Child Deceased
Age: 2 month(s)

Jurisdiction: Wayne
Gender: Male

Date of Death: 05/05/2022
Initial Date OCFS Notified: 05/05/2022

Presenting Information

On 5/5/2022, Wayne County Department of Social Services (WCDSS) received initial and duplicate SCR reports, which alleged that the mother and father were co-sleeping with the 2-month-old subject child on that day. Around 9:00 AM, the mother and father found that the subject child was blue and unresponsive. The parents attempted CPR and contacted EMS. The subject child was transported to the hospital where he was pronounced deceased at 9:52 AM. There were 4-year-old and 2-month-old surviving siblings residing in the home.

Executive Summary

This report regards the death of the 2-month-old subject child which occurred on 5/5/2022. At the time of his death, the child resided with his mother, father, 2-month-old twin sibling, and 4-year-old half sibling.

The investigation revealed the subject child had been placed to sleep in an adult bed with the mother and father on the evening of 5/4/2022. The subject child was placed to sleep on his back, propped on a large pregnancy pillow next to the mother. The parents reported they were co-sleeping with that child that evening as he had been fussy, whereas the twin sibling was sleeping in a portable crib in the parents' bedroom. The father stated he woke around 3:00 AM to feed the subject child and placed him back in the bed to sleep, again propped on the pregnancy pillow next to the mother. Around 9:00 AM, the mother woke and found the subject child on his side. The mother observed the subject child to be blue, not breathing, and to have liquid blood at the base of his nose. The parents immediately contacted 911 and the father began performing CPR at the direction of the emergency services dispatcher. EMS responded to the home, continued lifesaving efforts, and transported the subject child to the hospital, where he was pronounced deceased at 9:52 AM.

During the initial home visit, WCDSS noted one portable crib in the parents' bedroom with two nursing pillows. The parents reported the sleeping arrangement for the subject child and surviving twin sibling was to be placed in the portable crib together, with each child on their own nursing pillow. WCDSS further observed a separate bedroom for the twin children with two cribs, both of which were filled with blankets, pillows, and other items, and neither of which appeared to have been used. WCDSS addressed sleep safety with the parents regarding both surviving siblings during that visit and during multiple subsequent contacts with the family.

WCDSS observed and assessed for the safety of the surviving siblings within 24 hours after the fatality, and throughout the investigation. WCDSS assessed the surviving siblings to be safe in the care of the parents and interviewed relatives and medical providers who disclosed no concerns for the parent's ability to care for the children. The 4-year-old surviving half sibling had been staying with the maternal grandmother at the time of the fatality. WCDSS visited the home of the maternal grandmother to assess for the safety of the half sibling within 24 hours of the fatality report being received, and observed that home to be appropriate. The family stayed at the maternal grandmother's home for some time after the fatality, for familial support, and safe sleep was discussed with all household members.

WCDSS contacted the medical examiner and learned that an autopsy was performed regarding the subject child; however, the final autopsy report was not yet written prior to the closing of the CPS investigation. The cause of death remained pending as of the writing of this report.

WCDSS conducted their investigation as part of a multi-disciplinary team and worked directly with law enforcement. WCDSS learned from law enforcement that the medical examiner had preliminarily determined the death to have been

caused by co-sleeping. Law enforcement noted no concerns for criminality related to the death.

The allegations of Inadequate Guardianship and DOA / Fatality were indicated against the mother and father regarding the death of the subject child. The determination noted that both parents put the subject child in danger of serious harm when they placed the subject child in the adult bed with blankets, pillows, and the two parents, and noted that unsafe sleep environment contributed to the death of the subject child.

WCDSS referred trauma services for the mother, father, and surviving half-sibling. The investigation was closed on 6/9/2022.

PIP Requirement

WCDSS will submit a PIP to the Rochester Regional Office within 30 days of receipt of this report. The PIP will identify action(s) that WCDSS has taken, or will take, to address the cited issue(s). For issues where a PIP is currently implemented, WCDSS will review the plan and revise as needed to address ongoing concerns.

Findings Related to the CPS Investigation of the Fatality

Safety Assessment:

- **Was sufficient information gathered to make the decision recorded on the:**
 - **Approved Initial Safety Assessment?** Yes
 - **Safety assessment due at the time of determination?** Yes
- **Was the safety decision on the approved Initial Safety Assessment appropriate?** Yes

Determination:

- **Was sufficient information gathered to make determination(s) for all allegations as well as any others identified in the course of the investigation?** Yes, sufficient information was gathered to determine all allegations.
- **Was the determination made by the district to unfound or indicate appropriate?** Yes

Was the decision to close the case appropriate? Yes

Was casework activity commensurate with appropriate and relevant statutory or regulatory requirements? Yes

Was there sufficient documentation of supervisory consultation? Yes, the case record has detail of the consultation.

Explain:

The case was appropriately closed after the completion of the investigation as there were no documented safety concerns for the surviving siblings. The parents and surviving half-sibling were appropriately referred for trauma therapy prior to the case closing.

Required Actions Related to the Fatality

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:	Failure to provide notice of report
Summary:	The record did not reflect Notification of Existence letters were mailed or delivered to the mother or father.
Legal Reference:	18 NYCRR 432.2(b)(3)(ii)(f)
Action:	WCDSS will mail or deliver notification letters to subject(s), parent(s) and other adults named in the report within the first seven days following the receipt of the report.

Fatality-Related Information and Investigative Activities

Incident Information

Date of Death: 05/05/2022

Time of Death: Unknown

Time of fatal incident, if different than time of death:

Unknown

County where fatality incident occurred:

Wayne

Was 911 or local emergency number called?

Yes

Time of Call:

09:14 AM

Did EMS respond to the scene?

Yes

At time of incident leading to death, had child used alcohol or drugs?

No

Child's activity at time of incident:

- Sleeping
- Playing
- Other

- Working
- Eating

- Driving / Vehicle occupant
- Unknown

Did child have supervision at time of incident leading to death? Yes

How long before incident was the child last seen by caretaker? 4 Hours

At time of incident was supervisor impaired? Not impaired.

At time of incident supervisor was:

- Distracted
- Asleep

- Absent
- Other:

Total number of deaths at incident event:

Children ages 0-18: 1

Adults: 0

Household Composition at time of Fatality

Household	Relationship	Role	Gender	Age
Deceased Child's Household	Deceased Child	Alleged Victim	Male	2 Month(s)
Deceased Child's Household	Father	Alleged Perpetrator	Male	22 Year(s)
Deceased Child's Household	Mother	Alleged Perpetrator	Female	21 Year(s)
Deceased Child's Household	Sibling	No Role	Male	2 Month(s)
Deceased Child's Household	Sibling	No Role	Male	4 Year(s)
Other Household 1	Other Adult - Biological father to the 4-year-old half sibling	No Role	Male	25 Year(s)

LDSS Response

WCDSS initiated the investigation immediately upon receipt of the SCR report on 5/5/2022. WCDSS made an initial visit to the family's home and subsequent visits to the home of the maternal grandmother. WCDSS interviewed the mother, father, maternal grandmother, hospital staff, first responders, law enforcement, and the children's pediatrician.

The mother and father were interviewed separately. The father reported he had administered medication to the subject child on 5/4/2022, which had been prescribed by the pediatrician that day, as the child was irritable after receiving immunizations during his well-visit. The father reported he woke around 5:00 AM to feed the surviving twin sibling and checked the subject child at that time, noting the child was breathing and appeared well. The father reported he went back to sleep and woke again around 9:00 AM to the mother yelling after she had found the subject child unresponsive. The parents provided conflicting information regarding how the child was placed to sleep, with the father reporting the child was propped on his back in the mother's arm and the mother reporting the child was propped on his back on a large pregnancy pillow; however, both reported the child was placed to sleep propped on the adult bed in the evening and was found on his side unresponsive in the morning.

WCDSS contacted first responders, law enforcement, and hospital staff to gather information related to the fatality. Through those interviews, WCDSS learned there were no concerns for abuse, trauma, or criminality related to the death and that the death appeared to be accidental.

WCDSS contacted the pediatrician for the subject child and both surviving siblings and learned that all 3 children were seen at the practice routinely for well and sick visits. WCDSS learned that both the subject child and surviving twin sibling were seen for their 2-month well visits the day before the fatality. Both children were administered immunizations during that visit and the pediatrician prescribed medication to help with any irritation or side effects related to the immunizations. WCDSS spoke directly with the pediatrician who reported that, aside from a rash and congestion, the subject child appeared well during that visit. The pediatrician further reported no concerns for the parents' ability to care for the subject child or the surviving siblings.

The record reflects the parents were educated regarding safe sleep for the surviving siblings during multiple contacts, and signed acknowledgements for WCDSS that they had received and understood this information. Medical records gathered by WCDSS showed the parents were provided safe sleep education at pediatric well visits for the twin children. In addition to the subject child being placed to sleep in the adult bed, WCDSS found that the parents routinely placed the subject child

and surviving twin sibling in an unsafe sleep environment by placing both children in a single portable crib, each on their own nursing pillow.

At the time of the fatality, the surviving twin sibling was sleeping in a portable crib in the parents' bedroom while the 4-year-old surviving had spent the night at the maternal grandmother's home. Proper sleeping arrangements were observed by WCDSS during all subsequent face-to-face contacts with the family. The parents disclosed the surviving half-sibling had suffered nightmares of the subject child going away after the death and WCDSS referred the surviving half sibling and parents for grief counseling.

WCDSS determined the 4yo half sibling had infrequent contact with his biological father. WCDSS attempted to locate and contact that biological father to no avail.

Official Manner and Cause of Death

Official Manner: Pending

Primary Cause of Death: Pending

Person Declaring Official Manner and Cause of Death: Medical Examiner

Multidisciplinary Investigation/Review

Was the fatality investigation conducted by a Multidisciplinary Team (MDT)? Yes

Was the fatality referred to an OCFS approved Child Fatality Review Team? No

Comments: Wayne County does not have an OCFS-approved Child Fatality Review Team.

SCR Fatality Report Summary

Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome
060726 - Deceased Child, Male, 2 Mons	060727 - Mother, Female, 21 Year(s)	DOA / Fatality	Substantiated
060726 - Deceased Child, Male, 2 Mons	060727 - Mother, Female, 21 Year(s)	Inadequate Guardianship	Substantiated
060726 - Deceased Child, Male, 2 Mons	060728 - Father, Male, 22 Year(s)	DOA / Fatality	Substantiated
060726 - Deceased Child, Male, 2 Mons	060728 - Father, Male, 22 Year(s)	Inadequate Guardianship	Substantiated

CPS Fatality Casework/Investigative Activities

	Yes	No	N/A	Unable to Determine
All children observed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
When appropriate, children were interviewed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Alleged subject(s) interviewed face-to-face?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All 'other persons named' interviewed face-to-face?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Contact with source?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All appropriate Collaterals contacted?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was a death-scene investigation performed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there discussion with all parties (youth, other household members, and staff) who were present that day (if nonverbal, observation and comments in case notes)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Coordination of investigation with law enforcement?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there timely entry of progress notes and other required documentation?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional information:

WCDSS made attempts to contact and interview the biological father of the 4yo half sibling, however he was unable to be located or contacted.

Fatality Safety Assessment Activities

	Yes	No	N/A	Unable to Determine
Were there any surviving siblings or other children in the household?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there an adequate assessment of impending or immediate danger to surviving siblings/other children in the household named in the report:				
Within 24 hours?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
At 7 days?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
At 30 days?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there an approved Initial Safety Assessment for all surviving siblings/ other children in the household within 24 hours?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Are there any safety issues that need to be referred back to the local district?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

When safety factors were present that placed the surviving siblings/other children in the household in impending or immediate danger of serious harm, were the safety interventions, including parent/caretaker actions adequate?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Fatality Risk Assessment / Risk Assessment Profile

	Yes	No	N/A	Unable to Determine
Was the risk assessment/RAP adequate in this case?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
During the course of the investigation, was sufficient information gathered to assess risk to all surviving siblings/other children in the household?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Was there an adequate assessment of the family's need for services?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Did the protective factors in this case require the LDSS to file a petition in Family Court at any time during or after the investigation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Were appropriate/needed services offered in this case	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Placement Activities in Response to the Fatality Investigation

	Yes	No	N/A	Unable to Determine
Did the safety factors in the case show the need for the surviving siblings/other children in the household be removed or placed in foster care at any time during this fatality investigation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Were there surviving children in the household that were removed either as a result of this fatality report / investigation or for reasons unrelated to this fatality?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Legal Activity Related to the Fatality

Was there legal activity as a result of the fatality investigation? There was no legal activity.

Services Provided to the Family in Response to the Fatality

Services	Provided After Death	Offered, but Refused	Offered, Unknown if Used	Not Offered	Needed but Unavailable	N/A	CDR Lead to Referral
Bereavement counseling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Economic support	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Funeral arrangements	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Housing assistance	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mental health services	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Foster care	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Health care	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Legal services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Family planning	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Homemaking Services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Parenting Skills	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Domestic Violence Services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Early Intervention	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Alcohol/Substance abuse	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Child Care	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Intensive case management	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Family or others as safety resources	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Were services provided to siblings or other children in the household to address any immediate needs and support their well-being in response to the fatality? Yes

Explain:

The 4yo surviving sibling was referred for mental health counseling as he had exhibited nightmares after the death of the subject child.

Were services provided to parent(s) and other care givers to address any immediate needs related to the fatality? Yes

Explain:

The parents were referred for mental health counseling due to their grief over the loss of the subject child.

History Prior to the Fatality

Child Information

- | | |
|---|----|
| Did the child have a history of alleged child abuse/maltreatment? | No |
| Was the child ever placed outside of the home prior to the death? | No |
| Were there any siblings ever placed outside of the home prior to this child's death? | No |
| Was the child acutely ill during the two weeks before death? | No |

Infants Under One Year Old

During pregnancy, mother:

- | | |
|---|--|
| <input type="checkbox"/> Had medical complications / infections
<input type="checkbox"/> Misused over-the-counter or prescription drugs
<input type="checkbox"/> Experienced domestic violence
<input checked="" type="checkbox"/> Was not noted in the case record to have any of the issues listed | <input type="checkbox"/> Had heavy alcohol use
<input type="checkbox"/> Smoked tobacco
<input type="checkbox"/> Used illicit drugs |
|---|--|

Infant was born:

- | | |
|---|---|
| <input type="checkbox"/> Drug exposed
<input checked="" type="checkbox"/> With neither of the issues listed noted in case record | <input type="checkbox"/> With fetal alcohol effects or syndrome |
|---|---|

CPS - Investigative History Three Years Prior to the Fatality

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)

11/06/2021	Sibling, Male, 4 Years	Grandparent, Male, 45 Years	Inadequate Guardianship	Unsubstantiated	Yes
	Sibling, Male, 4 Years	Grandparent, Male, 45 Years	Sexual Abuse	Unsubstantiated	
	Sibling, Male, 4 Years	Mother, Female, 21 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Sibling, Male, 4 Years	Mother, Female, 21 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 4 Years	Mother, Female, 21 Years	Lacerations / Bruises / Welts	Unsubstantiated	
	Sibling, Male, 4 Years	Mother, Female, 21 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - Cousin, Male, 3 Years	Mother, Female, 21 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Other Child - Cousin, Male, 3 Years	Mother, Female, 21 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - Cousin, Male, 3 Years	Mother, Female, 21 Years	Lacerations / Bruises / Welts	Unsubstantiated	
	Other Child - Cousin, Male, 3 Years	Mother, Female, 21 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - Cousin, Female, 1 Years	Mother, Female, 21 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Other Child - Cousin, Female, 1 Years	Mother, Female, 21 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - Cousin, Female, 1 Years	Mother, Female, 21 Years	Lacerations / Bruises / Welts	Unsubstantiated	
	Other Child - Cousin, Female, 1 Years	Mother, Female, 21 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Sibling, Male, 4 Years	Aunt/Uncle, Female, 22 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Sibling, Male, 4 Years	Aunt/Uncle, Female, 22 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 4 Years	Aunt/Uncle, Female, 22 Years	Lacerations / Bruises / Welts	Unsubstantiated	
	Sibling, Male, 4 Years	Aunt/Uncle, Female, 22 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - Cousin, Male, 3 Years	Aunt/Uncle, Female, 22 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Other Child - Cousin, Male, 3 Years	Aunt/Uncle, Female, 22 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - Cousin, Male, 3 Years	Aunt/Uncle, Female, 22 Years	Lacerations / Bruises / Welts	Unsubstantiated	
Other Child - Cousin, Male, 3 Years	Aunt/Uncle, Female, 22 Years	Parents Drug / Alcohol Misuse	Unsubstantiated		
Other Child - Cousin, Female, 1 Years	Aunt/Uncle, Female, 22 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated		

Other Child - Cousin, Female, 1 Years	Aunt/Uncle, Female, 22 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Aunt/Uncle, Female, 22 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Aunt/Uncle, Female, 22 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 4 Years	Aunt/Uncle, Male, 29 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Male, 3 Years	Aunt/Uncle, Male, 29 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Sibling, Male, 4 Years	Aunt/Uncle, Male, 29 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 4 Years	Aunt/Uncle, Male, 29 Years	Lacerations / Bruises / Welts	Unsubstantiated
Sibling, Male, 4 Years	Aunt/Uncle, Male, 29 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Male, 3 Years	Aunt/Uncle, Male, 29 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Male, 3 Years	Aunt/Uncle, Male, 29 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - Cousin, Male, 3 Years	Aunt/Uncle, Male, 29 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Aunt/Uncle, Male, 29 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Aunt/Uncle, Male, 29 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Aunt/Uncle, Male, 29 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Aunt/Uncle, Male, 29 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 4 Years	Grandparent, Female, 54 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Sibling, Male, 4 Years	Grandparent, Female, 54 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 4 Years	Grandparent, Female, 54 Years	Lacerations / Bruises / Welts	Unsubstantiated
Sibling, Male, 4 Years	Grandparent, Female, 54 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Male, 3 Years	Grandparent, Female, 54 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Male, 3 Years	Grandparent, Female, 54 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Male, 3 Years	Grandparent, Female, 54 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - Cousin, Male, 3 Years	Grandparent, Female, 54 Years	Parents Drug / Alcohol Misuse	Unsubstantiated

Other Child - Cousin, Female, 1 Years	Grandparent, Female, 54 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Grandparent, Female, 54 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Grandparent, Female, 54 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - Cousin, Female, 1 Years	Grandparent, Female, 54 Years	Parents Drug / Alcohol Misuse	Unsubstantiated

Report Summary:

The SCR report alleged that the mother and other adults would become impaired by alcohol, crack cocaine, and heroin, while the sole caretakers of the half sibling as well as his 2yo and 1yo cousins. It was further alleged that the adults would become irate and strike the children for unknown reasons, and that the adults were failing to provide the children with adequate food, which caused the children to lose weight. A subsequent report was received on 12/15/2021, and merged into the initial report. The subsequent report alleged the paternal grandfather of the half sibling had sexually abused him which led to the him acting out inappropriately with the other children.

Report Determination: Unfounded

Date of Determination: 02/03/2022

Basis for Determination:

WCDSS interviewed the subjects of the report and attempted to interview the young children. No evidence was found to substantiate the allegations of substance abuse or physical abuse. The home was found to be appropriate and with plenty of food for the family. The half sibling was forensically interviewed regarding the sexual abuse allegation and denied inappropriate contact from any person. The caretakers had acted appropriately in separating the children's sleeping arrangements and heightening supervision.

OCFS Review Results:

The mother did disclose multiple instances of the half sibling acting out inappropriately by touching or attempting to touch the other children on their private parts; however, WCDSS did not follow through in referring any services for these behaviors. WCDSS did not identify, add to the case, or attempt to interview the biological fathers of the 1yo and 3yo children.

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:

Failure to Offer Appropriate Services

Summary:

The mother reported that the half sibling had exhibited inappropriate behaviors by undressing and attempting to touch the private parts of the other children. WCDSS did not provide or refer any services for these behaviors.

Legal Reference:

SSL §424(10);18 NYCRR 432.3(p)

Action:

Based on the investigation and evaluation conducted, WCDSS will offer to the family such services for its acceptance or refusal as appear appropriate for a child, family, or both.

Issue:

Failure to provide notice of report

Summary:

WCDSS did not provide Notice of Existence letters to the biological fathers of the 1yo and 3yo children, or make effort to speak with them about the report.

Legal Reference:

18 NYCRR 432.2(b)(3)(ii)(f)

Action:

WCDSS will make diligent efforts to contact absent parent(s) of children named in a report and will send a Notice of Existence letter if contact information is available within seven days of receipt of the report.

Issue:

Failure to provide safe sleep education/information

Summary:

The record reflected WCDSS was aware the mother was pregnant with twins; however, WCDSS did not document a conversation regarding safe sleep information/education during the investigation.

Legal Reference:

13-OCFS-ADM-02 & CPS Program Manual, Chapter 6, J-1

Action:

WCDSS will provide information on sleep safety to the parents and caretakers of infants and parents-to-be whom they encounter and see that parents and caretakers take the steps necessary to provide safe sleeping conditions for the children in their care.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
08/10/2020	Other Child - Cousin, Male, 16 Years	Mother, Female, 20 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	No
	Other Child - Cousin, Male, 16 Years	Mother, Female, 20 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - Cousin, Male, 16 Years	Mother, Female, 20 Years	Lack of Supervision	Unsubstantiated	
	Other Child - Cousin, Male, 16 Years	Mother, Female, 20 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Sibling, Male, 3 Years	Mother, Female, 20 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Sibling, Male, 3 Years	Mother, Female, 20 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 3 Years	Mother, Female, 20 Years	Lack of Supervision	Unsubstantiated	
	Sibling, Male, 3 Years	Mother, Female, 20 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - Cousin, Female, 7 Months	Mother, Female, 20 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Other Child - Cousin, Female, 7 Months	Mother, Female, 20 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - Cousin, Female, 7 Months	Mother, Female, 20 Years	Lack of Supervision	Unsubstantiated	
	Other Child - Cousin, Female, 7 Months	Mother, Female, 20 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Female, 21 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Female, 21 Years	Inadequate Guardianship	Unsubstantiated	

Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Female, 21 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Female, 21 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 3 Years	Aunt/Uncle, Female, 21 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Sibling, Male, 3 Years	Aunt/Uncle, Female, 21 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 3 Years	Aunt/Uncle, Female, 21 Years	Lack of Supervision	Unsubstantiated
Sibling, Male, 3 Years	Aunt/Uncle, Female, 21 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Aunt/Uncle, Female, 21 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Aunt/Uncle, Female, 21 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Aunt/Uncle, Female, 21 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Aunt/Uncle, Female, 21 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Grandparent, Female, 53 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Grandparent, Female, 53 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Grandparent, Female, 53 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Grandparent, Female, 53 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 3 Years	Grandparent, Female, 53 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Sibling, Male, 3 Years	Grandparent, Female, 53 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 3 Years	Grandparent, Female, 53 Years	Lack of Supervision	Unsubstantiated
Sibling, Male, 3 Years	Grandparent, Female, 53 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Grandparent, Female, 53 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Grandparent, Female, 53 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Grandparent, Female, 53 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Grandparent, Female, 53 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Male, 28 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated

Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Male, 28 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Male, 28 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Male, 28 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 3 Years	Aunt/Uncle, Male, 28 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Sibling, Male, 3 Years	Aunt/Uncle, Male, 28 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 3 Years	Aunt/Uncle, Male, 28 Years	Lack of Supervision	Unsubstantiated
Sibling, Male, 3 Years	Aunt/Uncle, Male, 28 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Aunt/Uncle, Male, 28 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Aunt/Uncle, Male, 28 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Aunt/Uncle, Male, 28 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Female, 7 Months	Aunt/Uncle, Male, 28 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Female, 21 Years	Childs Drug / Alcohol Use	Unsubstantiated
Other Child - Cousin, Male, 16 Years	Aunt/Uncle, Male, 28 Years	Childs Drug / Alcohol Use	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Mother, Female, 20 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Mother, Female, 20 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Mother, Female, 20 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Mother, Female, 20 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Aunt/Uncle, Female, 21 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Aunt/Uncle, Female, 21 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Aunt/Uncle, Female, 21 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Aunt/Uncle, Female, 21 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Grandparent, Female, 53 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Grandparent, Female, 53 Years	Inadequate Guardianship	Unsubstantiated

Other Child - Cousin, Male, 2 Years	Grandparent, Female, 53 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Grandparent, Female, 53 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Aunt/Uncle, Male, 28 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Aunt/Uncle, Male, 28 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Aunt/Uncle, Male, 28 Years	Lack of Supervision	Unsubstantiated
Other Child - Cousin, Male, 2 Years	Aunt/Uncle, Male, 28 Years	Parents Drug / Alcohol Misuse	Unsubstantiated

Report Summary:

The report alleged that the adults in the home, including the mother, had a history of abusing alcohol and drugs while the sole caretaker of the half sibling and 7-month-old, 2yo, and 16yo other children and allowed the 16yo other child to use alcohol and drugs. It was further alleged that the adults had gotten into physical fights with the 16yo and he had been sprayed with pepper spray. Further allegations were made that the 3yo half sibling had been able to leave the home and walk across the street unsupervised and that the home was in deplorable conditions.

Report Determination: Unfounded

Date of Determination: 09/17/2020

Basis for Determination:

WCDSS interviewed all adult home members as well as the 16yo other child and all persons denied the reported allegations. The home was found to be appropriate for the children and WCDSS found no evidence of illegal drug use by the adults. The adults in the home admitted to alcohol use, but no evidence was found to support that this endangered the children. WCDSS spoke with the biological fathers of the 3yo half sibling and 16yo other child as well as medical collaterals and neither reported concerns for the children.

OCFS Review Results:

WCDSS conducted an investigation which met regulatory requirements. The 7mo, 2yo, 3yo, and 16yo children were assessed to be safe in the care of their parents and the reported allegations were appropriately unfounded.

Are there Required Actions related to the compliance issue(s)? Yes No

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
11/12/2019	Sibling, Male, 2 Years	Mother, Female, 19 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	Yes
	Sibling, Male, 2 Years	Mother, Female, 19 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 2 Years	Mother, Female, 19 Years	Lack of Supervision	Unsubstantiated	
	Sibling, Male, 2 Years	Mother, Female, 19 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - Child of the SM's friend, Female, 1 Years	Other Adult - Mother of the 1yo Other Child, Female, 19 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	

Other Child - Child of the SM's friend, Female, 1 Years	Other Adult - Mother of the 1yo Other Child, Female, 19 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Child of the SM's friend, Female, 1 Years	Other Adult - Mother of the 1yo Other Child, Female, 19 Years	Lack of Supervision	Unsubstantiated
Other Child - Child of the SM's friend, Female, 1 Years	Other Adult - Mother of the 1yo Other Child, Female, 19 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - Child of the SM's friend, Female, 1 Years	Mother, Female, 19 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated
Other Child - Child of the SM's friend, Female, 1 Years	Mother, Female, 19 Years	Inadequate Guardianship	Unsubstantiated
Other Child - Child of the SM's friend, Female, 1 Years	Mother, Female, 19 Years	Lack of Supervision	Unsubstantiated
Other Child - Child of the SM's friend, Female, 1 Years	Mother, Female, 19 Years	Parents Drug / Alcohol Misuse	Unsubstantiated

Report Summary:

The report alleged drug use for the mother to the point she was impaired and unable to care for the half sibling. There were concerns the home was in deplorable conditions and that the mother would stay awake all night and sleep during the day leaving the child unsupervised. A subsequent SCR report dated 12/5/2019 alleged that the 19yo other adult had moved into the mother's home with her own 1yo child and both adults were using drugs while the sole caretakers of that child.

Report Determination: Unfounded

Date of Determination: 12/18/2019

Basis for Determination:

WCDSS learned that the maternal grandmother of the 2yo half sibling petitioned for and was granted custody of that child due to her own concerns for the mother's substance abuse prior to this case opening. The maternal grandmother was appropriate and visitation for the mother was supervised at that time. WCDSS verified the mother had engaged with substance abuse treatment. The other adult was found to have her own residence and did not reside with the mother. The other adult and her father reported the grandfather would watch the 1yo child when the other adult visited with mother.

OCFS Review Results:

WCDSS interviewed all subject parents and contacted pertinent collaterals such as medical providers and substance abuse treatment providers. WCDSS did not make any attempt to contact the biological father of the 2yo child.

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:

Failure to provide notice of report

Summary:

WCDSS did not provide a Notice of Existence letter to the grandfather of the 1yo other child, who was named in the report.

Legal Reference:

18 NYCRR 432.2(b)(3)(ii)(f)

Action:

WCDSS will make diligent efforts to contact absent parent(s) of children named in a report and will send a Notice of Existence letter if contact information is available within seven days of receipt of the report.

Issue:
Adequacy of face-to-face contacts with the child and/or child's parents or guardians

Summary:
The record did not reflect any attempt to contact or interview the biological father of the 2yo half sibling.

Legal Reference:
18 NYCRR 432.1 (o)

Action:
WCDSS will make efforts to make face-to-face contact with a child and/or a child's parents or guardians.

CPS - Investigative History More Than Three Years Prior to the Fatality

There was no CPS investigative history more than three years prior to the fatality.

Known CPS History Outside of NYS

There was no known history outside of NYS.

Legal History Within Three Years Prior to the Fatality

Was there any legal activity within three years prior to the fatality investigation? There was no legal activity.

Additional Local District Comments

Wayne County Department of Social Services has notified all CPS staff that safe sleep must be reviewed and documented with all expectant mothers. The OCFS Administrative Directive regarding safe sleep education was redistributed and reviewed with all CPS staff and will continue to be reviewed at future team meetings.

Recommended Action(s)

Are there any recommended actions for local or state administrative or policy changes? Yes No

Are there any recommended prevention activities resulting from the review? Yes No