



## Report Identification Number: AL-23-008

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

Issue Date: Aug 04, 2023

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 had an open investigation or a CPS monitored services 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

<b>Relationships</b>		
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	
<b>Contacts</b>		
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	DA-District Attorney	
<b>Allegations</b>		
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	SXTF-Sex Trafficking
<b>Miscellaneous</b>		
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		



## Case Information

**Report Type:** Child Deceased  
**Age:** 1 month(s)

**Jurisdiction:** Clinton  
**Gender:** Male

**Date of Death:** 02/15/2023  
**Initial Date OCFS Notified:** 02/15/2023

## Presenting Information

On 2/15/2023, Clinton County Department of Social Services (CCDSS) received an SCR report regarding the death of the 1-month-old subject child which occurred that day. The mother and father found the subject child unresponsive in his crib at 9:52 AM. Emergency medical services and law enforcement responded to the home, began CPR, and transported the subject child to the hospital where he was pronounced deceased. The report noted the mother, father, and an unknown grandparent were responsible for the death of the subject child as the subject child was otherwise healthy, had no preexisting medical conditions, and the caretakers provided no explanation for his death.

## Executive Summary

This report is regarding the death of the 1-month-old subject child which occurred on 2/15/2023. At the time of his death, the subject child resided with the mother and father. The mother had 3 older children, all of whom resided with alternate caregivers and were assessed to be safe in their care.

On the afternoon of 2/14/2023, the subject child was babysat by an unrelated adult for a period of hours. The unrelated adult was a neighbor of the mother and father at the motel in which they resided. The unrelated adult returned the subject child to the mother and father sometime during the afternoon of 2/14/2023 and the subject child was alive and well at that time.

On the evening of 2/14/2023 between 10:00 PM and 11:00 PM, the father swaddled the subject child and placed him to sleep on his back in a portable crib which also contained a sheet, 2 blankets, a pillow, and a stuffed toy. The mother went to bed about 45 minutes later and observed the subject child asleep and well in appearance at that time. The parents were awoken around 10:00 AM on 2/15/2023 by CCDSS caseworkers who were responding to the home to transport the mother and subject child to a medical appointment. When the parents woke, they found the subject child on his back in the portable crib; however, the child was unresponsive and not breathing. The father and one of the CCDSS caseworkers attempted CPR on the subject child while the other caseworker contacted 911. Emergency medical services and law enforcement responded to the home.

The subject child was transported to the hospital via ambulance. EMS continued resuscitative measures for an unknown length of time; however, through coordination with the attending hospital physician, the decision was made to end lifesaving efforts at 10:10 AM. The child was transported to the hospital and was pronounced deceased.

Emergency medical services and hospital staff reported the subject child was pale and lifeless; however, there were no obvious signs of injury, trauma, or abuse which would explain the death.

An autopsy was completed on 2/16/2023. Law enforcement was present for the autopsy and reported to CCDSS that there was no trauma observed and the autopsy was unremarkable. The final autopsy report and death certificate were pending the completion of histology and toxicology reports and were not yet available at the time the CPS investigation was closed. The law enforcement investigation remained open pending the final autopsy report and death certificate; however, there were no charges or arrests related to the fatality at the closing of the CPS investigation.

The allegation of Inadequate Guardianship was substantiated against the mother and father regarding the subject child. The case record and Investigation Conclusion Narrative stated the parents were educated regarding safe sleep practices on



multiple occasions by CCDSS caseworkers, hospital staff, and the subject child’s pediatrician; however, repeatedly placed the subject child in unsafe sleep environments including with the adults in the adult bed and in a portable crib with multiple unsafe items inside. The allegation of DOA / Fatality was unsubstantiated against the parents as, at the time of the closure of the CPS investigation, sufficient evidence was not gathered to corroborate that the parents were responsible for the death of the subject child. Allegations of Inadequate Guardianship and DOA / Fatality were unsubstantiated against the unrelated adult as it was determined she was not a person legally responsible for the subject child at the time of the death.

Fatality related services were provided to the mother, father, and the surviving maternal siblings. There was an ongoing Preventive Services Case which was closed on 2/19/2023, pursuant to the death of the subject child. The CPS investigation was closed on 6/28/2023.

### PIP Requirement

For citations identified in historical cases, CCDSS will submit a PIP to the Albany Regional Office within 30 days of receipt of this report. The PIP will identify action(s) CCDSS has taken, or will take, to address the cited issue(s). For issues where a PIP is currently implemented, CCDSS 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

### Explain:

CCDSS gathered information and interviewed family and collateral sources as needed to make an appropriate decision as to the determination of the allegations.

- 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:**  
CCDSS gathered information related to the fatality and made an appropriate determination of the reported allegations.

### Required Actions Related to the Fatality

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

### Fatality-Related Information and Investigative Activities

#### Incident Information

**Date of Death:** 02/15/2023

**Time of Death:** Unknown

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

Unknown

**County where fatality incident occurred:**

Clinton

**Was 911 or local emergency number called?**

Yes

**Time of Call:**

Unknown

**Did EMS respond to the scene?**

Yes

**At time of incident leading to death, had child used and/or ingested alcohol or drugs?**

Unknown

**Child's activity at time of incident:**

Sleeping

Working

Driving / Vehicle occupant

Playing

Eating

Unknown

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	1 Month(s)
Deceased Child's Household	Father	Alleged Perpetrator	Male	26 Year(s)
Deceased Child's Household	Mother	Alleged Perpetrator	Female	26 Year(s)
Other Household 1	Other Adult - Maternal Grandmother	No Role	Female	48 Year(s)
Other Household 1	Sibling	No Role	Male	9 Year(s)
Other Household 2	Other Adult - Father of the 7-year-old sibling	No Role	Male	31 Year(s)
Other Household 2	Sibling	No Role	Male	7 Year(s)
Other Household 3	Other Adult - Father of the 2-year-old sibling	No Role	Male	33 Year(s)
Other Household 3	Sibling	No Role	Male	2 Year(s)
Other Household 4	Other Adult - Unrelated Adult	Alleged Perpetrator	Female	65 Year(s)



## LDSS Response

Immediately upon receipt of the SCR report on 2/15/2023, CCDSS initiated an investigation regarding the death of the subject child. Interviews were completed with the mother, father, and other family members. A search of the family's CPS history was documented timely. Information and records were gathered from collateral sources including law enforcement, emergency medical services, hospital staff, and the subject child's pediatrician.

The mother and father declined to be interviewed separately and their joint interview was conducted at the CCDSS office in coordination with law enforcement. The mother and father provided a similar timeline of events regarding the evening of 2/14/2023 and morning of 2/15/2023. The father fed the subject child 3oz of formula between 9:00 PM and 10:00 PM, swaddled the child, and placed the child to sleep on his back in a portable crib. The portable crib had a sheet and blanket tucked into the mattress, a blanket was placed over top of the subject child up to his chest, and there was a pillow and stuffed animal inside the portable crib. The father went to sleep soon after on the adult bed in the same bedroom as the subject child. About 45 minutes later, the mother checked on the subject child, observed him to be well, and went to bed herself in the adult bed with the father. The parents reported neither woke nor checked on the child overnight. On 2/15/2023 around 9:50 AM, the parents were awoken by CCDSS caseworkers knocking on the door to take the mother to an appointment. When the parents woke, the mother picked the subject child up from the portable crib and saw that he was unresponsive and not breathing. The father opened the door for the CCDSS caseworkers who entered the motel room. The father and one of the caseworkers attempted CPR on the subject child and the other caseworker contacted 911. The parents admitted to past substance use but both denied any illegal or non-prescribed substance use for themselves on 2/14/2023 or 2/15/2023 prior to finding the subject child unresponsive. Both parents stated it was their normal practice to swaddle the subject child and place him to sleep in the portable crib on his back. The mother admitted she had slept with the child in her bed in the past but had not done so since the day they were released from the hospital after the child's birth.

Regarding the mother's older children, CCDSS contacted and assessed for the safety of the surviving 2 and 7-year-old siblings who resided with their respective fathers and the surviving 9-year-old sibling who resided with the maternal grandmother. The maternal surviving siblings were observed to be well and assessed to be safe in the care of their caregivers.

CCDSS gathered records from the subject child's pediatrician which showed the child was seen at the practice on 1/17/2023, 1/24/2023, and 1/26/2023. There were concerns noted in the record that child was not gaining weight and the mother admitted to feeding the child only every 6 hours. The mother was educated regarding the proper feeding procedure and safe sleep. The pediatric practice documented attempts to meet with the family at the residence to check the child's weight; however, contact was not made as no one answered the door.

## Official Manner and Cause of Death

**Official Manner:** Pending

**Primary Cause of Death:** Pending

**Person Declaring Official Manner and Cause of Death:** Unknown

## 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?** Yes

## SCR Fatality Report Summary



# Child Fatality Report

Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome
064407 - Deceased Child, Male, 1 Mons	064408 - Mother, Female, 26 Year(s)	DOA / Fatality	Unsubstantiated
064407 - Deceased Child, Male, 1 Mons	064409 - Father, Male, 26 Year(s)	DOA / Fatality	Unsubstantiated
064407 - Deceased Child, Male, 1 Mons	064410 - Other Adult - Unrelated Adult, Female, 65 Year(s)	DOA / Fatality	Unsubstantiated
064407 - Deceased Child, Male, 1 Mons	064408 - Mother, Female, 26 Year(s)	Inadequate Guardianship	Substantiated
064407 - Deceased Child, Male, 1 Mons	064410 - Other Adult - Unrelated Adult, Female, 65 Year(s)	Inadequate Guardianship	Unsubstantiated
064407 - Deceased Child, Male, 1 Mons	064409 - Father, Male, 26 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 checked="" type="checkbox"/>	<input 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"/>

### 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"/>



# Child Fatality Report

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"/>

**Explain:**  
Bereavement, burial, mental health, and substance misuse services were offered to the mother and father. Bereavement services were offered to the surviving siblings.

### 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 as a result of information uncovered during the fatality investigation?	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Housing assistance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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:

Fatality related services were offered to the surviving siblings by way of their parents and caretakers.

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

Explain:

Fatality related services were offered to the mother, father, and maternal grandmother.

### History Prior to the Fatality

### Child Information

Did the child have a history of alleged child abuse/maltreatment?

Yes

Was the child acutely ill during the two weeks before death?

No

### Infants Under One Year Old

**During pregnancy, mother:**

- Had medical complications / infections
- Misused over-the-counter or prescription drugs
- Experienced domestic violence
- Had a positive toxicology at the time of delivery
- Used marijuana
- Had heavy alcohol use
- Smoked tobacco
- Used illicit drugs
- Used prescription drugs
- Was not noted in the case record to have any of the issues listed

**Infant was born:**

- With a positive toxicology
- Exhibiting withdrawal symptoms
- With fetal alcohol effects or syndrome
- With none of the issues listed noted in case record

**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)
01/13/2023	Deceased Child, Male, 1 Days	Mother, Female, 26 Years	Inadequate Guardianship	Substantiated	Yes
	Deceased Child, Male, 1 Days	Father, Male, 26 Years	Inadequate Guardianship	Substantiated	
	Deceased Child, Male, 1 Days	Mother, Female, 26 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	

**Report Summary:**

An SCR report alleged the mother gave birth to the subject child. The subject child had a positive toxicology for cocaine at the time of delivery and showed signs of withdrawal. The mother also tested positive for marijuana and cocaine.

**Report Determination:** Indicated**Date of Determination:** 03/18/2023**Basis for Determination:**

The investigation conclusion narrative noted there were ongoing concerns for the mother and father's parenting abilities. The parents were educated multiple times regarding safe sleep practices by medical staff and CCDSS caseworkers; however, continued to place the subject child in unsafe sleep environments. The allegation of Inadequate Guardianship was substantiated against both parents and the investigation conclusion narrative noted the subject child was placed at a significant risk of harm by the parents' actions. The allegation of Parent's Drug / Alcohol Use was unsubstantiated as medical staff denied the subject child showed symptoms of withdrawal.

**OCFS Review Results:**

The 7-Day-Safety Assessment was completed timely, but was inaccurate. CCDSS did not adequately document a Plan Of Safe Care, despite the subject child's positive toxicology for cocaine at birth. A check of the family's CPS history was not documented within 1 business day of receipt of the SCR report. The mother reported she had multiple children in the care of other people; however, those other children and their respective fathers were not added to the case composition.

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

**Issue:**

Timely/Adequate Seven Day Assessment

**Summary:**

The 7-Day Safety Assessment was inaccurate and did not reflect the ongoing substance misuse concerns for the mother nor did it reflect concerns from hospital staff that the mother regularly failed to follow safe sleep guidelines with the subject child.

**Legal Reference:**

SSL 424(3);18 NYCRR432.2(b)(3)(ii)(c)

**Action:**

CCDSS will document and approve all assessments and accurately reflect the safety factors that are present.

**Issue:**

Failure to complete, document, and monitor a Plan of Safe Care

**Summary:**

The record reflected CCDSS developed a Plan of Safe Care; however, the plan was not documented or monitored as required.

**Legal Reference:**

17-OCFS-LCM-03 & 18-OCFS-LCM-06

**Action:**

CCDSS will complete, document & monitor a Plan of Safe Care that specifically addresses the child(ren) affected by substance misuse and the affected caregiver. LDSS will complete the required form (OCFS-2196 Plan of Safe Care), when developing and documenting the Plan of Safe Care with the family.

**Issue:**

Review of CPS History

**Summary:**

The case record reflected a review of CPS history was not completed until day 4 of the investigation.

**Legal Reference:**

18 NYCRR 432.2(b)(3)(i)

**Action:**

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. CCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

**Issue:**

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

**Summary:**

The mother had 3 children who were not in her care, but reported there was no custody established. The record reflected the mother had visitation and contact with 2 of the other children; however, the children and their respective fathers were not added to the case composition and face-to-face contact was not attempted.

**Legal Reference:**

18 NYCRR 432.1 (o)

**Action:**

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. CCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
10/06/2022	Sibling, Male, 6 Years	Other Adult - unrelated grandfather, Male, 65 Years	Excessive Corporal Punishment	Unsubstantiated	Yes
	Sibling, Male, 6 Years	Other Adult - unrelated grandfather, Male, 65 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - unrelated child 1, Male, 10 Years	Other Adult - unrelated grandfather, Male, 65 Years	Excessive Corporal Punishment	Unsubstantiated	
	Other Child - unrelated	Other Adult - unrelated	Inadequate	Unsubstantiated	



child 1, Male, 10 Years	grandfather, Male, 65 Years	Guardianship	
Other Child - unrelated child 2, Female, 9 Years	Other Adult - unrelated grandfather, Male, 65 Years	Excessive Corporal Punishment	Unsubstantiated
Other Child - unrelated child 2, Female, 9 Years	Other Adult - unrelated grandfather, Male, 65 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 3, Female, 7 Years	Other Adult - unrelated grandfather, Male, 65 Years	Excessive Corporal Punishment	Unsubstantiated
Other Child - unrelated child 3, Female, 7 Years	Other Adult - unrelated grandfather, Male, 65 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated grandfather, Male, 65 Years	Excessive Corporal Punishment	Unsubstantiated
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated grandfather, Male, 65 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated grandfather, Male, 65 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - unrelated child 1, Male, 10 Years	Other Adult - unrelated grandfather, Male, 65 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated grandfather, Male, 65 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - unrelated child 1, Male, 10 Years	Other Adult - unrelated father, Male, 39 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 1, Male, 10 Years	Other Adult - unrelated father, Male, 39 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 2, Female, 9 Years	Other Adult - unrelated father, Male, 39 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 2, Female, 9 Years	Other Adult - unrelated father, Male, 39 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 3, Female, 7 Years	Other Adult - unrelated father, Male, 39 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 3, Female, 7 Years	Other Adult - unrelated father, Male, 39 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated father, Male, 39 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated father, Male, 39 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated uncle, Male, 22 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated uncle, Male, 22 Years	Lacerations / Bruises / Welts	Unsubstantiated
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated uncle, Male, 22 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated uncle, Male, 22 Years	Lacerations / Bruises / Welts	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated mother, Female, 34 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated	Lacerations /	Unsubstantiated



	mother, Female, 34 Years	Bruises / Welts	
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated mother, Female, 34 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 4, Male, 4 Years	Other Adult - unrelated mother, Female, 34 Years	Lacerations / Bruises / Welts	Unsubstantiated

**Report Summary:**

An SCR report alleged physical violence between the subject adults in the presence of the children as well as violence from the adults towards the children. It was also alleged the other father was intoxicated when he attacked an unrelated adult in the presence of the children. Some of the children were alleged to have been injured as a result of the physical violence.

**Report Determination:** Unfounded**Date of Determination:** 01/03/2023**Basis for Determination:**

The investigation determination summary noted interviews were completed with the subject adults and children. The adults denied any violence between themselves or towards the children. The children reported the now 7-year-old surviving sibling was struck with a belt by the unrelated grandfather; however, it was over his clothing and no evidence of injury was observed on any of the children. The family was counseled regarding appropriate discipline and the unrelated mother and father of the surviving sibling were receiving ongoing preventive services at the time.

**OCFS Review Results:**

Initial home visits and an assessment of safety were made as appropriate. The unrelated uncle was listed as an alleged subject on the SCR report; however, the record did not reflect an interview or attempt to interview him. The 7-day Safety Assessment was submitted 8 days late and approved 11 days late.

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

**Issue:**

Failure to Conduct a Face-to-Face Interview (Subject/Family)

**Summary:**

The record did not reflect an interview or attempted interview was completed with the unrelated uncle, despite him being listed as an alleged subject of the SCR report.

**Legal Reference:**

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

**Action:**

A full Child Protective investigation shall include face-to-face interviews with subjects of the report and family members of such subjects, including children named in the report. Such interviews or reasons why an interview was not possible should be documented in progress notes.

**Issue:**

Timely/Adequate Seven Day Assessment

**Summary:**

The 7-day-safety assessment was completed 8 days late and approved 11-days late.

**Legal Reference:**

SSL 424(3);18 NYCRR432.2(b)(3)(ii)(c)

**Action:**

CCDSS will document and approve all Safety Assessments within the required timeframes.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
08/22/2022	Other Child - unrelated	Other Adult - Father of the 7-	Inadequate	Unsubstantiated	Yes



child 1, Male, 8 Years	year-old sibling, Male, 30 Years	Guardianship	
Other Child - unrelated twin 1, Male, 5 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated twin 2, Male, 5 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 1, Male, 8 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated twin 1, Male, 5 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated twin 2, Male, 5 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 1, Male, 8 Years	Other Adult - unrelated mother 2, Female, 31 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 1, Male, 8 Years	Other Adult - unrelated mother 2, Female, 31 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated twin 1, Male, 5 Years	Other Adult - unrelated mother 2, Female, 31 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated twin 1, Male, 5 Years	Other Adult - unrelated mother 2, Female, 31 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated twin 2, Male, 5 Years	Other Adult - unrelated mother 2, Female, 31 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated twin 2, Male, 5 Years	Other Adult - unrelated mother 2, Female, 31 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 1, Male, 8 Years	Other Adult - unrelated father, Male, 47 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 1, Male, 8 Years	Other Adult - unrelated father, Male, 47 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated twin 1, Male, 5 Years	Other Adult - unrelated father, Male, 47 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated twin 1, Male, 5 Years	Other Adult - unrelated father, Male, 47 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated twin 2, Male, 5 Years	Other Adult - unrelated father, Male, 47 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated twin 2, Male, 5 Years	Other Adult - unrelated father, Male, 47 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 2, Male, 10 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 3, Female, 9 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 4, Female, 7 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 5, Male, 4 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated	Other Adult - Father of the 7-	Inadequate	Unsubstantiated



child 6, Female, 3 Years	year-old sibling, Male, 30 Years	Guardianship	
Sibling, Male, 6 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 5, Male, 4 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 2, Male, 10 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 3, Female, 9 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 4, Female, 7 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 6, Female, 3 Years	Other Adult - unrelated mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated father, Male, 47 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 2, Male, 10 Years	Other Adult - unrelated father, Male, 47 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 3, Female, 9 Years	Other Adult - unrelated father, Male, 47 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 4, Female, 7 Years	Other Adult - unrelated father, Male, 47 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 5, Male, 4 Years	Other Adult - unrelated father, Male, 47 Years	Inadequate Guardianship	Unsubstantiated
Other Child - unrelated child 6, Female, 3 Years	Other Adult - unrelated father, Male, 47 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 2, Male, 10 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 2, Male, 10 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 3, Female, 9 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 3, Female, 9 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 4, Female, 7 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 4, Female, 7 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 5, Male, 4 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 5, Male, 4 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated	Other Adult - Father of the 7-	Lack of	Unsubstantiated



child 6, Female, 3 Years	year-old sibling, Male, 30 Years	Supervision	
Other Child - unrelated child 6, Female, 3 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated mother, Female, 33 Years	Lack of Supervision	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 2, Male, 10 Years	Other Adult - unrelated mother, Female, 33 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 2, Male, 10 Years	Other Adult - unrelated mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 3, Female, 9 Years	Other Adult - unrelated mother, Female, 33 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 3, Female, 9 Years	Other Adult - unrelated mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 4, Female, 7 Years	Other Adult - unrelated mother, Female, 33 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 4, Female, 7 Years	Other Adult - unrelated mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 5, Male, 4 Years	Other Adult - unrelated mother, Female, 33 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 5, Male, 4 Years	Other Adult - unrelated mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - unrelated child 6, Female, 3 Years	Other Adult - unrelated mother, Female, 33 Years	Lack of Supervision	Unsubstantiated
Other Child - unrelated child 6, Female, 3 Years	Other Adult - unrelated mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - unrelated mother, Female, 33 Years	Lack of Medical Care	Unsubstantiated

**Report Summary:**

An SCR report alleged physical violence from the unrelated mother towards an unrelated home member in the presence of all children on the report. It was also alleged multiple children in the home were suffering from headlice and the adults were not addressing the situation. The adults were using illegal substances and the unrelated mother 2 was taking the now 7-year-old sibling's prescribed medication. An unrelated home member was alleged to be a sex offender and was allowed around the children resulting in the children acting out sexually. A subsequent SCR report was received 9/2/2022 with similar allegations to the initial SCR report.

**Report Determination:** Unfounded

**Date of Determination:** 01/03/2023

**Basis for Determination:**

The investigation conclusion narrative noted all subject adults and children were interviewed and denied the allegations. No evidence was found to support that the adults were using illegal substances while caring for the children. Appropriate preventive services were offered and accepted by the family. All allegations were unsubstantiated.

**OCFS Review Results:**

CCDSS initiated a timely investigation and made face-to-face contact with the subject adults and children to assess for safety. Multiple progress notes were entered 30 or more days after the incidents described (10 out of 25). The 7-Day Safety Assessment tool was completed timely; however, was approved 3 days late. The mother was not added to the investigation, nor did the record reflect any attempts made to locate, contact, or interview her. A search and review of the





family's CPS history was not documented until 60 days into the investigation.

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

**Issue:**

Overall Completeness and Adequacy of Investigations

**Summary:**

Multiple progress notes were entered 30 or more days after the incidents described. The 7-Day Safety Assessment tool was completed timely; however, was approved 3 days late. The mother was not added to the investigation, nor did the record reflect any attempts made to contact her.

**Legal Reference:**

SSL 424.6 and 18 NYCRR 432.2(b)(3)

**Action:**

CCDSS will review and adhere to regulations regarding casework practice in general.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
08/05/2022	Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated	Yes
	Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated	
	Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated	
	Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - unrelated mother, Female, 31 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - unrelated mother, Female, 31 Years	Lack of Supervision	Unsubstantiated	
	Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - unrelated mother, Female, 31 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - unrelated mother, Female, 31 Years	Inadequate Guardianship	Unsubstantiated	

Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - unrelated mother, Female, 31 Years	Lack of Supervision	Unsubstantiated
Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - unrelated mother, Female, 31 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Other Child - 9-year-old unrelated child, Male, 9 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Other Child - 9-year-old unrelated child, Male, 9 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated
Other Child - 9-year-old unrelated child, Male, 9 Years	Other Adult - unrelated mother, Female, 31 Years	Inadequate Guardianship	Unsubstantiated
Other Child - 9-year-old unrelated child, Male, 9 Years	Other Adult - unrelated mother, Female, 31 Years	Lack of Supervision	Unsubstantiated
Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - unrelated mother, Female, 31 Years	Sexual Abuse	Unsubstantiated
Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - unrelated mother, Female, 31 Years	Sexual Abuse	Unsubstantiated
Other Child - 9-year-old unrelated child, Male, 9 Years	Other Adult - unrelated mother, Female, 31 Years	Sexual Abuse	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Excessive Corporal Punishment	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Internal Injuries	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lacerations / Bruises / Welts	Unsubstantiated
Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Medical Care	Unsubstantiated

**Report Summary:**

An SCR report alleged the father of the now 7-year-old surviving sibling and the unrelated mother used marijuana in the presence of the 3 unrelated children. The parents were aware 2 of the unrelated children were using marijuana and stealing but did not intervene. Subsequent reports were received on 8/31/2022, 9/2/2023, and 9/3/2023 alleging the 3 unrelated children were sexually active, the father of the surviving sibling was violent towards the surviving sibling, and



the surviving sibling was not getting required medications as one of the unrelated children was taking them for himself.

**Report Determination:** Unfounded **Date of Determination:** 10/20/2022

**Basis for Determination:**  
The investigation conclusion narrative noted all adult home members were interviewed and denied the allegations. The children were interviewed, denied the allegations, and made no disclosures of abuse or neglect from the parents. All allegations were unsubstantiated.

**OCFS Review Results:**  
CCDSS initiated a timely investigation, made face-to-face contact with the family, and assessed for the safety of the children within 24 hours after receipt of the report. The mother was not added to the report, nor was there any documented effort to locate, contact, or interview her. Multiple progress notes were entered late (9 out of 26).

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

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

**Summary:**  
The case record noted the mother had supervised contact with the now 7-year-old surviving sibling; however, the mother was not added to the report, nor was there any documented attempt to locate, contact, or interview her.

**Legal Reference:**  
18 NYCRR 432.1 (o)

**Action:**  
The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. CCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
05/07/2022	Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - mother of the unrelated children, Female, 31 Years	Inadequate Guardianship	Unsubstantiated	Yes
	Other Child - 12-year-old unrelated child, Male, 12 Years	Other Adult - mother of the unrelated children, Female, 31 Years	Sexual Abuse	Unsubstantiated	
	Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - mother of the unrelated children, Female, 31 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - 11-year-old unrelated child, Male, 11 Years	Other Adult - mother of the unrelated children, Female, 31 Years	Sexual Abuse	Unsubstantiated	
	Other Child - 9-year-old other child, Male, 9 Years	Other Adult - mother of the unrelated children, Female, 31 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - 9-year-old other child, Male, 9 Years	Other Adult - mother of the unrelated children, Female, 31 Years	Sexual Abuse	Unsubstantiated	
	Sibling, Male, 6 Years	Other Adult - Father of the 7-year-old sibling, Male, 30 Years	Lack of Supervision	Unsubstantiated	
	Sibling, Male, 6 Years	Other Adult - mother of the	Lack of	Unsubstantiated	



	unrelated children, Female, 31 Years	Supervision	
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**Report Summary:**

An SCR report alleged the unrelated mother was showering with the 3 unrelated children and the father of the surviving sibling was aware but failed to intervene. The 3 unrelated children had inappropriately touched each other and the other mother failed to intervene. The report further alleged the now 7-year-old surviving sibling had behavioral issues and required a higher level of supervision but was left unsupervised several times per week by his father and the unrelated mother.

**Report Determination:** Unfounded**Date of Determination:** 10/18/2022**Basis for Determination:**

The investigation conclusion narrative noted none of the unrelated children made disclosures of sexual abuse or sexually inappropriate contact from each other or from their mother. All persons interviewed denied the surviving sibling was left unsupervised at any time. All allegations were unsubstantiated.

**OCFS Review Results:**

CCDSS spoke with the source immediately upon receipt of the report; however, safety was not adequately assessed within 24 hours and no contact was made with the family for 3 days. A search of the family's history was made late on 5/9/2022. Multiple progress notes were entered 30 or more days after the incidents described (7 out of 19). Of the late progress notes, 5 constituted the initial and sole face-to-face contacts with all family members and were entered over 5 months after their corresponding event dates.

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

**Issue:**

Timely/Adequate Case Recording/Progress Notes

**Summary:**

Multiple progress notes were entered 30 or more days after the incidents described (7 out of 19). Of the late progress notes, 5 constituted the initial and sole face-to-face contacts with all family members and were entered over 5 months after their corresponding event dates.

**Legal Reference:**

18 NYCRR 428.5

**Action:**

Progress notes must be made as contemporaneously as possible with the occurrence of the event or the receipt of the information which is to be recorded.

**Issue:**

Timely/Adequate 24 Hour Assessment

**Summary:**

CCDSS did not assess the safety of the surviving sibling and 3 unrelated children within 24 hours after receipt of the SCR report. CCDSS spoke with the source of the report who did not disclose any recent contact with the family or current information regarding the children. Attempts were not made to see the children until 3 days after the receipt of the report.

**Legal Reference:**

SSL 424(6);18 NYCRR 432.2(b)(3)(i)

**Action:**

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. CCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
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08/27/2021	Sibling, Male, 5 Years	Other Adult - Father of the 7-year-old sibling, Male, 29 Years	Inadequate Guardianship	Unsubstantiated	Yes
	Sibling, Male, 5 Years	Other Adult - parent substitute to the 7-year-old sibling, Female, 31 Years	Inadequate Guardianship	Unsubstantiated	

**Report Summary:**  
 An SCR report alleged the now 7-year-old surviving sibling was swimming with a life-jacket and his father removed the life-jacket and threw the surviving sibling back into the water. The father of the surviving sibling would not let the surviving sibling exit the water and the surviving sibling was in distress. The father was also berating the surviving sibling. The parent substitute was also present and did not intervene to help the surviving sibling.

**Report Determination:** Unfounded **Date of Determination:** 03/06/2022

**Basis for Determination:**  
 The investigation conclusion narrative noted the adults, the surviving sibling, and multiple unrelated children were interviewed and all denied the father of the surviving sibling was berating the surviving sibling. All persons interviewed reported the father of the surviving sibling was encouraging the surviving sibling to swim without his life-jacket. The allegations were unsubstantiated.

**OCFS Review Results:**  
 The investigation was initiated timely. Interviews were completed with family members and appropriate collaterals. The record reflected a search of the family's CPS history was conducted 6 months late on 2/28/2022. The case record reflected no contact with the family or casework activity of any kind between 8/28/2021 and 2/28/2022.

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

**Issue:**  
 Overall Completeness and Adequacy of Investigations  
**Summary:**  
 A review of the family's history was not completed until 2/28/2022. The case record reflected a gap in casework activity from 8/30/2021 to 2/28/2022, during which the current safety and risk for the family went unassessed.  
**Legal Reference:**  
 SSL 424.6 and 18 NYCRR 432.2(b)(3)  
**Action:**  
 CCDSS will review and adhere to regulations regarding casework practice in general. CCDSS will make collateral and familial contacts, address all potential areas of concern with all relevant parties, and adequately monitor any on-going concerns when it is necessary to remain involved.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
08/09/2021	Sibling, Male, 7 Months	Mother, Female, 24 Years	Inadequate Guardianship	Unsubstantiated	No
	Sibling, Male, 7 Months	Mother, Female, 24 Years	Lack of Medical Care	Unsubstantiated	
	Sibling, Male, 7 Months	Other Adult - father of the 2-year-old half-sibling, Male, 32 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 7 Months	Other Adult - father of the 2-year-old half-sibling, Male, 32 Years	Lack of Medical Care	Unsubstantiated	
	Sibling, Male, 7 Months	Other Adult - paternal grandmother of the 2-year-old sibling, Female, 52 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 7 Months	Other Adult - paternal grandmother of the 2-	Parents Drug /	Unsubstantiated	



7 Months	year-old sibling, Female, 52 Years	Alcohol Misuse	
Sibling, Male, 7 Months	Other Adult - paternal grandfather of the 2-year-old sibling, Male, 54 Years	Inadequate Guardianship	Unsubstantiated
Sibling, Male, 7 Months	Other Adult - paternal grandfather of the 2-year-old sibling, Male, 54 Years	Parents Drug / Alcohol Misuse	Unsubstantiated

**Report Summary:**

An SCR report alleged that, about 4 months prior, the mother and father of the now 2-year-old sibling had left the sibling with a relative and did not make a plan for his care or provide necessities. The parents did not have stable income and were unable to provide the surviving sibling with necessities. Furthermore, the parents were not providing the child with necessary topical medication for a skin condition. A subsequent report was received and alleged the surviving sibling's paternal grandparents were abusing alcohol and substances to the point intoxication while caring for the surviving sibling.

**Report Determination:** Unfounded**Date of Determination:** 09/08/2021**Basis for Determination:**

The investigation conclusion narrative stated the surviving sibling's paternal and maternal grandparents would help care for the surviving sibling when necessary and no one had concerns for the mother and sibling's father's ability to care for or provide for the surviving sibling. Contact with the pediatrician showed the surviving sibling was seen at the pediatric office due to his skin condition and the condition cleared up after an ointment was administered as prescribed. There was no evidence found to support that the surviving sibling's paternal grandparents were ever under the influence of substances while caring for him.

**OCFS Review Results:**

CCDSS initiated a timely investigation, reviewed the family's CPS history, contacted the source, and assessed the safety of the surviving sibling. Collateral sources were contacted as appropriate. The allegations were determined appropriately and timely.

**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)
03/16/2021	Sibling, Male, 2 Months	Mother, Female, 24 Years	Other	Unsubstantiated	Yes
	Sibling, Male, 2 Months	Other Adult - father of the 2-year-old half-sibling, Male, 31 Years	Other	Unsubstantiated	
	Sibling, Male, 2 Months	Mother, Female, 24 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 2 Months	Mother, Female, 24 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Sibling, Male, 5 Years	Mother, Female, 24 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 5 Years	Mother, Female, 24 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	

**Report Summary:**

A 1034 Court Ordered Investigation SCR report was received as the other adult had alleged the mother was not an adequate caretaker for the now 2-year-old surviving sibling. A subsequent SCR report was received 3/22/2021, alleging the mother assaulted the other adult and another family member in the presence of the now 2 and 7-year-old surviving siblings. The subsequent report further alleged the mother was using illegal substances while the children were present and had run red-lights with the children in the car when driving without a license.

**Report Determination:** Unfounded**Date of Determination:** 08/14/2021**Basis for Determination:**

The other adult reported he had filed for custody of the now 2-year-old surviving sibling as the mother was allowing the surviving sibling to be around an unrelated person with a criminal history. The mother, other adult, and other persons interviewed denied physical fighting or violence from the mother towards the other adult or any other person. The mother denied marijuana or other substance use while caring for the children. The mother reported she did not have a license; however, no evidence was found that the mother transported either of the children in her vehicle. All allegations were unsubstantiated.

**OCFS Review Results:**

CCDSS initiated a timely investigation, assessed for the safety of the children, completed a history check, and completed the 7-day-safety assessment timely and accurately. Contact was made with appropriate collaterals. The Risk Assessment Tool was not accurate and multiple progress notes were not entered contemporaneously.

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

**Issue:**

Adequacy of Risk Assessment Profile (RAP)

**Summary:**

The Risk Assessment Profile was scored incorrectly and did not reflect that the other adult had lost custody of a child unrelated to this report due to his alcohol use.

**Legal Reference:**

18 NYCRR 432.2(d)

**Action:**

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. CCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

**Issue:**

Timely/Adequate Case Recording/Progress Notes

**Summary:**

Multiple progress notes were entered over 60 days late (10 out of 30). Of those 10 late progress notes, 6 were face-to-face contacts with the family.

**Legal Reference:**

18 NYCRR 428.5

**Action:**

Progress notes must be made as contemporaneously as possible with the occurrence of the event or the receipt of the information which is to be recorded.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
01/09/2021	Sibling, Male, 1 Days	Mother, Female, 24 Years	Inadequate Guardianship	Unsubstantiated	No
	Sibling, Male, 1 Days	Mother, Female, 24 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	

**Report Summary:**

An SCR report alleged the mother gave birth to the now 2-year-old surviving sibling and there were concerns for the mother's ability to care for the surviving sibling. The report alleged the mother had 2 other children who were not in her custody for unknown reasons and alleged the mother had been hospitalized a few weeks prior due to an illness caused by using too much marijuana. The mother declined to provide a urine sample upon the birth of the newborn surviving sibling.

**Report Determination:** Unfounded**Date of Determination:** 02/12/2021

**Basis for Determination:**

The investigation conclusion narrative noted the mother denied using illegal or non-prescribed substances during her pregnancy and stated her positive toxicology for THC was due to her use of a topical THC ointment for pain relief. The newborn child tested negative for marijuana and all other substances. The mother shared custody of the other surviving siblings with one of their fathers and the maternal grandmother, those children visited the the mother regularly, and there were no stipulations that she could not care for a child.

**OCFS Review Results:**

The investigation was initiated timely and face-to-face contacts were completed as necessary to assess for the safety of the now 2-year-old surviving sibling. The surviving siblings were not added to the family composition in connections despite visiting regularly with the mother; however, CCDSS did assess those children to be safe in the care of their respective caregivers.

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)
08/12/2020	Sibling, Male, 4 Years	Mother, Female, 23 Years	Inadequate Guardianship	Unsubstantiated	Yes
	Sibling, Male, 4 Years	Mother, Female, 23 Years	Lack of Medical Care	Unsubstantiated	
	Sibling, Male, 4 Years	Other Adult - father of the 2-year-old half-sibling, Male, 31 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 4 Years	Other Adult - father of the 2-year-old half-sibling, Male, 31 Years	Lack of Medical Care	Unsubstantiated	
	Other Child - unrelated child, Male, 9 Years	Mother, Female, 23 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - unrelated child, Male, 9 Years	Mother, Female, 23 Years	Lacerations / Bruises / Welts	Unsubstantiated	
	Other Child - unrelated child, Male, 9 Years	Other Adult - father of the 2-year-old half-sibling, Male, 31 Years	Inadequate Guardianship	Unsubstantiated	
	Other Child - unrelated child, Male, 9 Years	Other Adult - father of the 2-year-old half-sibling, Male, 31 Years	Lacerations / Bruises / Welts	Unsubstantiated	

**Report Summary:**

The SCR alleged the mother and other adult engaged in physical altercations with each other in the presence of the now 7-year-old surviving sibling and the other child. During one of the altercations the surviving sibling was knocked over, fell down the stairs, and sustained a bruise to his back. Additional concerns were reported that the mother and other adult were aware the surviving sibling needed medication to assist with sleep and concentration but refused to provide the medication.

**Report Determination:** Unfounded

**Date of Determination:** 03/18/2021

**Basis for Determination:**

The investigation revealed no evidence of physical altercations between the mother and other adult and no evidence of injuries to either child. The other child denied violence or physical discipline in the home. The surviving sibling reported there was fighting but was unable to provide details for any specific incident. The investigation conclusion narrative did not address the allegations of Lack of Medical Care, nor provide any supporting information related to those allegations being unsubstantiated.

**OCFS Review Results:**

CCDSS initiated a timely investigation, contacted the source of the report, and completed face-to-face home visits. The





7-day Safety Assessment was completed 5 days late. There was no documented search or review of the family's CPS history until day 12 of the investigation. Multiple progress notes were entered untimely including notes for the first 2 face-to-face contacts with the family which were entered over 6 months late.

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

**Issue:**  
Timely/Adequate Seven Day Assessment

**Summary:**  
The 7-day safety assessment was completed 5 days late, on 8/24/2020.

**Legal Reference:**  
SSL 424(3);18 NYCRR432.2(b)(3)(ii)(c)

**Action:**  
CCDSS will document and approve all safety assessments within the required timeframes.

**Issue:**  
Timely/Adequate Case Recording/Progress Notes

**Summary:**  
Multiple progress notes were not entered contemporaneously during the investigation, and the 2 initial face-to-face family contacts were documented over 6 months after the event date.

**Legal Reference:**  
18 NYCRR 428.5

**Action:**  
Progress notes must be made as contemporaneously as possible with the occurrence of the event or the receipt of the information which is to be recorded.

**Issue:**  
Review of CPS History

**Summary:**  
CCDSS did not document a check or review of the family's CPS history until 12 days into the investigation, on 8/24/2020.

**Legal Reference:**  
18 NYCRR 432.2(b)(3)(i)

**Action:**  
The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. CCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

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

The mother was the subject of 7 SCR reports more than 3 years prior to the fatality regarding the now 7-year-old surviving sibling. Of those 7 SCR reports, 4 were unfounded. The indicated investigations are detailed below.

In 2016 the mother and the father of the 7-year-old surviving sibling were listed as indicated subjects for the substantiated allegation of Inadequate Guardianship after allowing the now 7-year-old surviving sibling to be unsupervised with a Level-3 Sex Offender.

In 2017 the mother and the father of the 7-year-old surviving sibling were listed as indicated subjects for the substantiated allegations of Inadequate Guardianship and Lack of Supervision after leaving the 7-year-old surviving sibling (2-year-old at the time) alone and unsupervised in a hotel room while they left to smoke cigarettes.



In 2018 the mother and the father of the 7-year-old surviving sibling were listed as indicated subjects for the substantiated allegations of Inadequate Guardianship and Inadequate Food / Clothing / Shelter after the home was found to be unfit with human feces, garbage, and drug paraphernalia in reach of the then 3-year-old sibling. The parents also admitted to physical violence between themselves in the presence of the sibling.

### Known CPS History Outside of NYS

The was no known history outside of NYS.

### Services Open at the Time of the Fatality

Was the deceased child(ren) involved in an open preventive services case at the time of the fatality? Yes

Date the preventive services case was opened: 01/20/2023

### Evaluative Review of Services that were Open at the Time of the Fatality

	Yes	No	N/A	Unable to Determine
Did the service provider(s) comply with the timeliness and content requirements for progress notes?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Did the services provided meet the service needs as outlined in the case record?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Did all service providers comply with mandated reporter requirements?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there information in the case record that indicated the existence of behaviors or conditions that placed the children in the case in danger or increased their risk of harm?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Casework Contacts

	Yes	No	N/A	Unable to Determine
Did the service provider comply with case work contacts, including face-to-face contact as required by regulations pertaining to the program choice?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Services Provided

	Yes	No	N/A	Unable to Determine
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?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Were services provided to parents as necessary to achieve safety, permanency, and well-being?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Family Assessment and Service Plan (FASP)



	Yes	No	N/A	Unable to Determine
Was the most recent FASP approved on time?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Was there a current Risk Assessment Profile/Risk Assessment in the most recent FASP?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Provider

	Yes	No	N/A	Unable to Determine
Were Services provided by a provider other than the Local Department of Social Services?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Additional information, if necessary:</b> Preventive Services were provided by CCDSS.				

### Required Action(s)

Are there Required Actions related to compliance issues for provisions of CPS or Preventive services ?

Yes  No

<b>Issue:</b>	Timely/Adequate Case Recording/Progress Notes
<b>Summary:</b>	The record reflected 17 out of 30 progress notes detailing face-to-face and phone contacts with the family and contact with services providers from 1/10/2023 to 2/8/2023 and other collaterals were entered after the subject child's death on 2/15/2023.
<b>Legal Reference:</b>	18 NYCRR 428.5
<b>Action:</b>	Progress notes must be made as contemporaneously as possible with the occurrence of the event or the receipt of the information which is to be recorded.

### Preventive Services History

Preventive services were provided to the 7-year-old surviving sibling, that child's father, and multiple unrelated persons pursuant to an FSS which was opened 1/5/2022 and remained open at the time of the fatality. There were concerns for the 7-year-old sibling's behaviors in school and services were provided including parenting classes and mental health services.

On 1/23/2023, a voluntary Preventive Services Case was opened listing the mother and subject child as service recipients. The mother had admitted to regular use of crack-cocaine throughout her pregnancy and the subject child was born with a positive toxicology for cocaine. The mother accepted services and engaged with substance abuse treatment. CCDSS coordinated with the family and service providers and assisted with transportation to medical and substance abuse treatment appointments. The mother and subject child resided initially with the maternal grandmother and 11-year-old surviving sibling; however, left that home after the father was released from jail. The mother, father, and subject child then stayed in emergency public housing at a motel. CCDSS made frequent casework contacts with the family and made appropriate referrals as needs arose.



## 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.

## 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