



Report Identification Number: BU-16-014

Prepared by: Buffalo Regional Office

Issue Date: 11/10/2016

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	

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
CPR-Cardio-pulmonary Resuscitation		

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-Others	

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	



Case Information

Report Type: Child Deceased
Age: 15 year(s)

Jurisdiction: Allegany
Gender: Female

Date of Death: 05/07/2016
Initial Date OCFS Notified: 05/12/2016

Presenting Information

SM is the mother of OC1 age 20, OC2 age 17, and OC3 age 15. SF and OM are the parents of SC age 15. On Friday 05/06/2016, OC1 took SC out with her to engage in drinking and drug use. OC1 purchased alcohol for the young adults to drink. OC1 was under the influence of alcohol and drugs. While OC1 and SC were out, they participated in a car drag race with a young male driving OC1's car. The car became airborne and flipped three times hitting a utility pole. SC died as a result at the scene at approximately 1:00AM on 05/07/2016. SM and SF are aware that the children OC2 and OC3 drink alcohol and allow them to do this on Friday nights in the home. The role for OM is unknown.

Executive Summary

This fatality report involved the death of a fifteen year old girl who was a passenger in a tragic car crash with her twenty year old step-sibling and friends following a bonfire party. Allegany County DSS had primary investigative responsibilities and Wyoming County had secondary.

The Allegany Co. CW initiated the investigation making the appropriate home assessment, case and collateral contacts, review of the case history, and completed safety/risk assessments for the surviving children. No concerns were found in the home. School and Medical collaterals also reported no concerns.

Attempts were made to coordinate the investigation with the New York State Police investigation; however, this was declined by law enforcement, who instructed the Allegany Co. CW to conduct their own separate investigation. NYS Police did provide copies of disposition statements from witnesses that were present in the car with SC, following in a car behind SC's car, and those in area residences near the accident scene.

First responders, SC's sibling, and friends reported SC was wearing no seat belt and died at the scene of the car crash. It was reported that the driver of the car had been drinking with a bac of .09% . Several others, including minors, that had met out at a bonfire were also drinking. The driver was reportedly driving at a high rate of speed on a gravel road and went through a stop sign intersection without stopping before becoming airborne, losing control, and flipping several times. SC was a passenger in the rear seat and was not wearing a seat belt. Others were seriously injured, but survived their injuries.

The driver of the car, age twenty-one, was charged with Vehicular Manslaughter 1st, class - C - Felony, DWI/Leandra's Law - E - Felony, Endangering the welfare of a child - Misdemeanor, and Unlawfully dealing with a minor - Misdemeanor. The driver and another occupant in the car, were also charged with providing alcohol to minors.

SC's parents were in bed and denied any knowledge that SC had left the home in the night to attend the bonfire party with her sibling and friends. The other children in the home denied their parents allowing alcohol or drug use.

An autopsy was completed by the Monroe County Medical Examiner; however, the results were not available at the



time of this OCFS review. SC succumbed to her injuries at the scene of the accident.

On 07/12/2016, Allegany County CPS Unfounded all allegations in the fatality report. OC1 was found not to be a person legally responsible for SC, as she had no care responsibilities, and therefore does not meet the definition of a person being legally responsible. As a result, there can be no allegations substantiated against OC1 in this incident. All family members denied the children are allowed to drink. SF and SM were in bed and unaware SC and OC1 had left the home at night to attend the bonfire party. OC1 accepted DV services. The family declined offered services. Case was closed.

While this reviewer concurs with the findings of this fatality investigation, it is noted that the investigation is considered incomplete. There are four additional children that were in SC's home that were seen and interviewed, but were not added to the report. The explanation in the case determination summary was because "there are no allegations for them." There are also no medical or school records in the case file for any of the children. The local agency reported the case file did not contain supporting or collateral documentation except for the transcripts of the NYS Police witness depositions. Items that should have been included in the case file include: EMS run sheet, ER records, medical records, school records, Death certificate, Police report, media news stories, and criminal background checks. Corresponding Corrective Actions are noted in this review.

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?** No
 - **Safety assessment due at the time of determination?** No
- **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:

The local agency case file did not contain supporting/collateral documentation except for the transcripts of the NYS Police witness depositions. Items that should have been included in the case file include: EMS run sheet, ER records, medical records, school records, Death certificate, Police report, media news stories, and criminal background checks. Corrective Actions are noted in this review.

Was the decision to close the case appropriate? Yes

Was casework activity commensurate with appropriate and relevant statutory or regulatory requirements? No

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

Explain:



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The decision to close the case by the local district was appropriate.

Required Actions Related to the Fatality

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

Issue:	Overall Completeness and Adequacy of Investigation
Summary:	There are four additional children that were in SC's home that were seen and interviewed, but were not added to the report. The explanation in the case determination summary was because "there are no allegations for them."
Legal Reference:	SSL 424.6; 18 NYCRR 432.2(b)(3) and 18 NYCRR 432.2
Action:	All children in the SC's home must be added to the open report investigation.
Issue:	Overall Completeness and Adequacy of Investigation
Summary:	The local agency reported the case file did not contain supporting/collateral documentation, except for copies of the transcripts of the NYS Police witness depositions.
Legal Reference:	SSL 424.6; 18 NYCRR 432.2(b)(3) and 18 NYCRR 432.2
Action:	All investigations must be complete investigations with supporting documentation in case files. Items that should have been included in the case file include: EMS run sheet, ER records, medical records, school records, Death certificate, Police report, News story coverage, signed releases of information, criminal background checks, and a copy of the autopsy report once obtained.
Issue:	Confidentiality of reporters
Summary:	The source of this fatality report was revealed in the Investigation Conclusion Narrative.
Legal Reference:	SSL 422(4)(A); 05-0CFS-ADM-02
Action:	Sources of reports are confidential under NYS law and can not be revealed by Caseworkers in any way. ACDSS must make sure that source information is confidential.
Issue:	Required data and official documents
Summary:	There was no complete address for the subject family added to CONNECTIONS or other case documentations. In addition, the spelling of names of some of the case members are in error and were not corrected prior to case closing.
Legal Reference:	428.3(b)(2)(i)
Action:	Data such as names and addresses must be updated with correct information prior to case closing. In addition, all case individuals should be cross-referenced and merged appropriately.

Fatality-Related Information and Investigative Activities

Incident Information



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Date of Death: 05/07/2016

Time of Death: Unknown

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

County where fatality incident occurred:

ALLEGANY

Was 911 or local emergency number called?

Yes

Time of Call:

Unknown

Did EMS to respond to the scene?

Yes

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

Child's activity at time of incident:

Sleeping

Working

Driving / Vehicle occupant

Playing

Eating

Unknown

Other

Did child have supervision at time of incident leading to death? No - but needed

At time of incident supervisor was: Unknown if they were impaired.

Total number of deaths at incident event:

Children ages 0-18: 1

Household Composition at time of Fatality

Household	Relationship	Role	Gender	Age
Deceased Child's Household	Adult Sibling	Alleged Perpetrator	Female	20 Year(s)
Deceased Child's Household	Deceased Child	Alleged Victim	Female	15 Year(s)
Deceased Child's Household	Father	Alleged Perpetrator	Male	37 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Female	14 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Female	15 Year(s)
Deceased Child's Household	Stepmother	Alleged Perpetrator	Female	35 Year(s)
Other Household 1	Mother	No Role	Female	37 Year(s)

LDSS Response

On 05/12/2016, Allegany CPS received two SCR reports that were consolidated with allegations of Child's D/A use, and IG against SF and SM pertaining to OC age 15 and OC age 17 using alcohol in the home. Additionally, allegations of DOA, Child's Drug/Alcohol use, and IG were made against OC age 20 pertaining to SC stemming from SC dying in a tragic one car crash accident while with her friends and OC1. Wyoming County DSS had secondary on the reports due to SC's mother, OM, residing in Wyoming County and not in SC's home.

The CW initiated the investigation making the appropriate home assessment, case and collateral contacts, review of the case history, and completed safety/risk assessments for the surviving children. No concerns were found in the home.



Allegany CPS made several attempts to coordinate their investigation with the New York State Police investigation; however, this was declined by law enforcement who instructed the CW to conduct her own separate investigation. NYS Police did provide a copy of their disposition statements from witnesses that were present in the car with SC and also in a car following SC's car. There were other witnesses in residences at the scene of the car crash.

First responders and SC's sibling and friends reported SC was wearing no seat belt and died at the scene of the car crash. It was reported that the driver of the car had been drinking as well as several others that had met out at a bonfire. Some of the participants were minors including SC age fifteen. The driver was reportedly driving at a high rate of speed on a gravel road and went through a stop sign intersection without stopping before becoming airborne, losing control, and flipping several times. SC was a passenger in the rear seat and was not wearing a seat belt. Others were seriously injured, but survived their injuries.

The driver of the car, age twenty-one, was charged with Vehicular Manslaughter 1st, class - C - Felony, DWI/Leandra's Law - E -Felony, Endangering the welfare of a child - Misdemeanor, and Unlawfully dealing with a minor - Misdemeanor. He, and another occupant of the car, were also charged with providing alcohol to minors.

SC's parents were in bed and denied any knowledge that SC had left the home in the night to attend the bonfire party with her sibling and friends. The other children in the home denied their parents allowing alcohol or drug use. SC's sibling, OC1, reported she did not tell her parents she was going to the bonfire party.

An autopsy was completed by the Monroe County Medical Examiner; however, the results were not available at the time of this OCFS review. SC succumbed to her injuries at the scene of the accident.

On 07/12/2016, Allegany Co. CPS Unfounded all allegations in the fatality report. OC1 was found not to be a person legally responsible for SC, as she had no caretaker responsibilities, therefore, there can be no allegations substantiated against her in this incident. All family members denied the children are allowed to drink. SF and SM were in bed and unaware SC and OC1 had left the home at night to attend the bonfire party. The family declined offered services.

While this reviewer concurs with the findings of this fatality investigation, it is noted that the investigation is considered incomplete. There are four other children that were in SC's home that were seen and interviewed, but were not added to the report. The explanation in the case determination summary was because "there are no allegations for them." There are also no medical or school records in the case file for any of the children. The local agency case file did not contain supportive/collateral documentation except for the transcripts of the NYS Police witness depositions. Items that should have been included in the case file include: EMS run sheet, ER records, medical records, school records, Death certificate, Police report, News stories, and criminal background checks.

Official Manner and Cause of Death

Official Manner: Accident
Primary Cause of Death: From an injury - external cause
Person Declaring Official Manner and Cause of Death: Medical Examiner

Multidisciplinary Investigation/Review

Was the fatality investigation conducted by a Multidisciplinary Team (MDT)?No



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Comments: Attempts were made by the Caseworker and district to coordinate a joint investigation, but the New York State Police would not cooperate with these efforts and instructed the district to complete their own separate investigation.

Was the fatality reviewed by an OCFS approved Child Fatality Review Team?No

Comments: Allegany County is part of the Southern Tier CFRT, an approved NYS CFRT, which reviews cases retrospectively once all legal proceedings are complete and as such this case has not yet been reviewed.

SCR Fatality Report Summary

Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome
031211 - Deceased Child, Female, 15 Yrs	031212 - Father, Male, 37 Year(s)	Inadequate Guardianship	Unsubstantiated
031211 - Deceased Child, Female, 15 Yrs	031212 - Father, Male, 37 Year(s)	Parents Drug / Alcohol Misuse	Unsubstantiated
031211 - Deceased Child, Female, 15 Yrs	031214 - Adult Sibling, Female, 20 Year(s)	DOA / Fatality	Unsubstantiated
031215 - Sibling, Female, 14 Year(s)	031212 - Father, Male, 37 Year(s)	Childs Drug / Alcohol Use	Unsubstantiated
031215 - Sibling, Female, 14 Year(s)	031212 - Father, Male, 37 Year(s)	Inadequate Guardianship	Unsubstantiated
031215 - Sibling, Female, 14 Year(s)	031213 - Stepmother, Female, 35 Year(s)	Childs Drug / Alcohol Use	Unsubstantiated
031215 - Sibling, Female, 14 Year(s)	031213 - Stepmother, Female, 35 Year(s)	Inadequate Guardianship	Unsubstantiated
031216 - Sibling, Female, 15 Year(s)	031212 - Father, Male, 37 Year(s)	Childs Drug / Alcohol Use	Unsubstantiated
031216 - Sibling, Female, 15 Year(s)	031212 - Father, Male, 37 Year(s)	Inadequate Guardianship	Unsubstantiated
031216 - Sibling, Female, 15 Year(s)	031213 - Stepmother, Female, 35 Year(s)	Childs Drug / Alcohol Use	Unsubstantiated
031216 - Sibling, Female, 15 Year(s)	031213 - Stepmother, Female, 35 Year(s)	Inadequate Guardianship	Unsubstantiated

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"/>



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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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Emergency Room Personnel	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
School	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pediatrician	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Coordination of investigation with law enforcement?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Did the investigation adhere to established protocols for a joint investigation?	<input type="checkbox"/>	<input checked="" 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:

Despite efforts by the district, New York State Police refused to coordinate their investigation with the Caseworker and instructed her to conduct their own investigation. NYS Police did provide copies of their depositions from incident witnesses.

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 safety 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	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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danger of serious harm, were the safety interventions, including parent/caretaker actions adequate?			
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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 type="checkbox"/>	<input checked="" 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 siblings/other children in the household removed as a result of this fatality report/investigation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Explain as necessary:
 There were no children removed in the household as a result of the fatality report, investigation, or for any reasons unrelated to this fatality.

Legal Activity Related to the Fatality

Was there legal activity as a result of the fatality investigation?
 Family Court Criminal Court Order of Protection

Criminal Charge: Manslaughter Degree: 1			
Date Charges Filed:	Against Whom?	Date of Disposition:	Disposition:



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06/28/2016	The Driver of the fatality vehicle	Unknown	Pending
Comments:	<p>On June 28, 2016, the driver of the fatality vehicle, a male driver age 21, was arrested and charged with Manslaughter 1st degree, Class C Felony, Leandra's Law, Class E Felony, DWI, Endangering the Welfare of a Child and Unlawfully Dealing with a Child - Misdemeanors.</p> <p>In addition, on July 15, 2016, the 21 year old driver and a 27 year old male passenger in the fatality car, were charged with providing alcohol to minors and Unlawfully Dealing with a Child stemming from the fatality car accident.</p>		

Services Provided to the Family in Response to the Fatality

Services	Provided After Death	Offered, but Refused	Offered, Unknown if Used	Needed but not Offered	Needed but Unavailable	N/A	CDR Lead to Referral
Bereavement counseling	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>				
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"/>

Additional information, if necessary:

No service needs were requested or provided other than grief counseling. Domestic violence services were offered and accepted by OC1 due to witness reports of the driver of the vehicle, whom she dated, threatening to break her arms/legs



if she did not lie and say she was the one driving following the fatality crash.

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:

Grief counseling was offered and provided. DV services were offered and accepted by OC age *20.

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

Explain:

Grief counseling was offered and provided. Family services were offered and declined.

History Prior to the Fatality

Child Information

Did the child have a history of alleged child abuse/maltreatment?	Yes
Was there an open CPS case with this child at the time of death?	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

CPS - Investigative History Three Years Prior to the Fatality

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Status/Outcome	Compliance Issue(s)
03/07/2016	11172 - Other Child - StepSibling, Female, 15 Years	11174 - Stepmother, Female, 37 Years	Inadequate Food / Clothing / Shelter	Unfounded	No

Report Summary:

On 2/6/16 OC age 15, was sleeping over at a relative's home with OM's permission. When the child fell asleep on the couch, the relative (whom OC calls her Uncle) sexually abused her by fondling her breast and stomach under her shirt. The child woke up startled and the man pulled his hand away. OM was aware that this man is a registered sex offender, but still continued to allow OC to spend many nights at his home. OM repeatedly placed OC in danger by allowing a registered sex offender access to the child.

Determination: Unfounded

Date of Determination: 03/31/2016

Basis for Determination:

Police arrested subject friend pertaining to this incident. The investigation revealed that OM was aware that the subject friend was a sex offender, but had no restrictions. OC would go to the home to see his daughter who was the same age as her. OC never felt uncomfortable around subject friend. This was the first time anything like this had happened. Subject friend put his hand under OC's shirt and she woke up. She told OM the next day. OM reports she will not allow OC to go



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to the home again and is upset by the incident. The case is Unfounded and closed.

OCFS Review Results:

No concerns upon review.

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

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Status/Outcome	Compliance Issue(s)
02/26/2014	11161 - Sibling, Female, 16 Years	11159 - Mother, Female, 35 Years	Inadequate Guardianship	Unfounded	No
	11161 - Sibling, Female, 16 Years	11160 - Mother's Partner, Male, 35 Years	Inadequate Guardianship	Unfounded	

Report Summary:

About two weeks ago the OM told 16 year old OC to leave the home. The OM and parent sub made no plan for the child. The child had been staying with friends until last night when she was allowed to go back home. The OM and parent sub are abusing drugs. The OM may be using other drugs. The OC is verbally abused by the OM. The OC is present during physical altercations between the SM and parent sub.

Determination: Unfounded **Date of Determination:** 03/25/2014

Basis for Determination:

OC was on a PINS and decided that she did not want to live with OM and parent sub. OC wanted to live with her friend's Mom. (FM) FM agreed to take OC in and is making sure OC is attending school daily and is on schedule. OC had OM sign a paper that stated OC was allowed to stay with FM. OM stated that OC is welcomed to return home, but admits they argue regularly. OM states parent sub does not live with her. OM wants OC to be safe. OM has not pursued this in Court. FM has not petitioned for custody. FM's home is a safe place for OC and OC has supervision. OC's time on PINS has ended and Probation did not violate her for not living home. OC is safe. Case is unfounded and closed.

OCFS Review Results:

No concerns upon OCFS review.

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

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Status/Outcome	Compliance Issue(s)
06/17/2013	11145 - Sibling, Female, 17 Years	11142 - Father, Male, 33 Years	Inadequate Guardianship	Unfounded	No
	11145 - Sibling, Female, 17 Years	11142 - Father, Male, 33 Years	Parents Drug / Alcohol Misuse	Unfounded	
	11143 - Deceased Child, Female, 12 Years	11142 - Father, Male, 33 Years	Inadequate Guardianship	Unfounded	
	11144 - Sibling, Female, 15 Years	11142 - Father, Male, 33 Years	Inadequate Guardianship	Unfounded	
	11144 - Sibling, Female, 15 Years	11142 - Father, Male, 33 Years	Parents Drug / Alcohol Misuse	Unfounded	
	11143 - Deceased Child, Female, 12 Years	11142 - Father, Male, 33 Years	Parents Drug / Alcohol Misuse	Unfounded	
	11146 - Sibling, Male, 14 Years	11142 - Father, Male, 33 Years	Inadequate Guardianship	Unfounded	



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11146 - Sibling, Male, 14 Years	11142 - Father, Male, 33 Years	Parents Drug / Alcohol Misuse	Unfounded
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Report Summary:

Over the weekend while camping, SF was abusing marijuana and alcohol in the presence of his children OC age 15, OC age 14, SC age 12, and OC age 10. After using SF was staggering, falling down, and was verbally abusive towards the children. The children are afraid of SF when he is in this state. This is not the first time SF has used in the presence of his children. SM and her OC age 17, OC age 15, OC age 13, OC age 12, OC age 8, OC age 7, and OC age 1 have unknown roles.

Determination: Unfounded **Date of Determination:** 07/12/2013

Basis for Determination:

The children denied that SF was drunk, smoking marijuana, or unable to care for them. SF admitted drinking over the course of the day, but denied he was drunk. SM was not drinking and was present for supervision. The report is unfounded and closed.

OCFS Review Results:

No concerns upon OCFS review.

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

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Status/Outcome	Compliance Issue(s)
05/01/2013	11164 - Sibling, Female, 15 Years	11163 - Mother's Partner, Male, 35 Years	Inadequate Food / Clothing / Shelter	Unfounded	No
	11164 - Sibling, Female, 15 Years	11162 - Mother, Female, 35 Years	Inadequate Guardianship	Unfounded	
	11164 - Sibling, Female, 15 Years	11163 - Mother's Partner, Male, 35 Years	Inadequate Guardianship	Unfounded	
	11164 - Sibling, Female, 15 Years	11162 - Mother, Female, 35 Years	Inadequate Food / Clothing / Shelter	Unfounded	

Report Summary:

OM and her BF have kicked OC age 16 out of the home on multiple occasions without making an adequate plan for her care. On 4/30/13, OC attempted to come back home and OM would not let her into the home. There is a restraining order preventing OM's BF from living in the home or be around OC. No other details. OM's BF has been living in the home for months. OM was growing marijuana in the home. OM recently brought the plants to her mother's unknown home. OC had access to the marijuana plants. Roles of other children in the home are unknown.

Determination: Unfounded **Date of Determination:** 06/17/2013

Basis for Determination:

OC and OM both reported they got into an argument and OC went to stay with a friend for a few days, but was not kicked out. OC reported she could have returned if she wanted to. OM's BF lives in Silver Springs with his mother. There is a Family Court Order not allowing him contact with the children. During the investigation, OM moved in with her mother. OM denied growing marijuana. OM is on Probation and gets drug tested regularly. OC and the other children reported had not seeing the marijuana plants themselves. OC's three siblings reside with maternal grandmother. During the investigation OC moved in with PGM. OC is on a PINS and cooperating. The report is Unfounded and closed.

OCFS Review Results:

No concerns upon OCFS review.

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



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Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Status/Outcome	Compliance Issue(s)
04/19/2013	11158 - Other Child - Step-sibling, Female, 13 Years	11152 - Stepmother, Male, 34 Years	Inadequate Guardianship	Unfounded	No
	11158 - Other Child - Step-sibling, Female, 13 Years	11152 - Stepmother, Male, 34 Years	Lack of Supervision	Unfounded	
	11156 - Sibling, Male, 10 Years	11153 - Father, Male, 34 Years	Lack of Supervision	Unfounded	
	11157 - Other Child - Step=sibling, Female, 15 Years	11153 - Father, Male, 34 Years	Inadequate Guardianship	Unfounded	
	11157 - Other Child - Step=sibling, Female, 15 Years	11153 - Father, Male, 34 Years	Lack of Supervision	Unfounded	
	11158 - Other Child - Step-sibling, Female, 13 Years	11153 - Father, Male, 34 Years	Inadequate Guardianship	Unfounded	
	11155 - Deceased Child, Female, 12 Years	11152 - Stepmother, Male, 34 Years	Inadequate Guardianship	Unfounded	
	11155 - Deceased Child, Female, 12 Years	11152 - Stepmother, Male, 34 Years	Lack of Supervision	Unfounded	
	11156 - Sibling, Male, 10 Years	11152 - Stepmother, Male, 34 Years	Inadequate Guardianship	Unfounded	
	11156 - Sibling, Male, 10 Years	11152 - Stepmother, Male, 34 Years	Lack of Supervision	Unfounded	
	11155 - Deceased Child, Female, 12 Years	11153 - Father, Male, 34 Years	Inadequate Guardianship	Unfounded	
	11155 - Deceased Child, Female, 12 Years	11153 - Father, Male, 34 Years	Lack of Supervision	Unfounded	
	11158 - Other Child - Step-sibling, Female, 13 Years	11153 - Father, Male, 34 Years	Lack of Supervision	Unfounded	
	11157 - Other Child - Step=sibling, Female, 15 Years	11152 - Stepmother, Male, 34 Years	Inadequate Guardianship	Unfounded	
	11157 - Other Child - Step=sibling, Female, 15 Years	11152 - Stepmother, Male, 34 Years	Lack of Supervision	Unfounded	
	11156 - Sibling, Male, 10 Years	11153 - Father, Male, 34 Years	Inadequate Guardianship	Unfounded	

Report Summary:

OC children ages 10, 12, and 14 live with their grandmother and visit their SF and SM on weekends. Last weekend, while OC and SC were together with SM's two children ages 13 and 15, they were allowed to ride four wheelers with no adult supervision. The four wheeler SC and OC were riding got into an accident and ran into another four wheeler. SC sustained some marks on her legs. Two weeks ago, while on their visit, the children were allowed to burn papers and have a bon-fire with no adult supervision. The children are no mature enough to be left alone. SF and SM are aware and continue to leave the children without adult supervision. SF and SM constantly yell and scream at the children.

Determination: Unfounded

Date of Determination: 04/25/2013

Basis for Determination:

The children and adults deny the allegations and report appropriate supervision of the children including their wearing



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helmets on the four wheelers. There was a collision on the four wheelers, but there were no injuries other than a bruise. SC did not bring the bruise to anyone's attention and reported she was fine. The children are not allowed to have a bonfire unsupervised. Both AF and SM are present for bonfires. There is currently a custody battle between SF and OM. The report is Unfounded and closed.

OCFS Review Results:

No concerns upon OCFS review.

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

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

- 6/17/2003 v. OC, Allegations of Sexual abuse against GF, OM/SF No Role 7/12/2003
- 6/29/2009 v. OC, OC, OC, SC, Allegations of IG stemming from DV against SF & OM, IND 8/24/2009
- 7/12/2010 v. OC, Allegations of IG against OM & OMBF, UNF 9/30/2010
- Sub 7/20/2010 Allegations of IG against SF & OM ,UNF 7/22/2010
- Sub 6/8/2011 Allegations of IG, Parent D/A against OM, IND 6/10/2011
- 6/11/2011 Allegations of IG, Parent D/A against OM, IND 7/20/2011
- Sub 6/13/2011 Allegations of IG against OM, IND, 6/15/2011
- Sub 6/13/2011 Allegations of IG, Child D/A, Parent D/A against OM, IND, 6/15/2011
- Sub 6/13/2011 Allegations of Child D/A. Parent D/A, Sexual Abuse against OM, IND 6/14/2011
- 4/17/2011 v. OC, OC, OC, SC, Allegations of IG/Ed Neglect against OM IND for IG, UNF Ed Neglect 6/14/2011
- Sub 4/24/2011 Allegations of IG against SM, IND 4/29/2011
- 2/21/2012 Allegations of IG, Child D/A. Parent D/A against SF, UNF 5/3/2012
- 2/22/2012 Allegations of IG, Child D/A. Parent D/A against SF, UNF 4/24/2012

Known CPS History Outside of NYS

There is no known CPS history for this family outside of New York State.

Required Action(s)

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

Yes No

Preventive Services History

Preventive Services were provided to SC's sibling OC due to a PINS Diversion. This sibling did not reside in the SC's home and resided with OM. Preventive services began for OC on 07/20/2011 and ended with goal achieved on 01/31/2012 four years prior to the fatality incident.

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

N/A

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