



Report Identification Number: SV-21-020

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

Issue Date: Nov 16, 2021

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

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

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

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

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

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

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

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



Abbreviations

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



Case Information

Report Type: Child Deceased
Age: 3 year(s)

Jurisdiction: Nassau
Gender: Male

Date of Death: 05/25/2021
Initial Date OCFS Notified: 05/25/2021

Presenting Information

On 5/18/2021, Nassau County Department of Social Services (NCDSS) received an SCR report subsequent to an open investigation which alleged that the 3-year-old subject child (SC) was left unsupervised by the mother (SM) and the mother's cousin (OA). The mother had been outside in the front of the home for 10 minutes, and upon her return attempted to locate the child. The mother located the child outside in the in-ground pool and called 911. The pool was filled with black water and did not have a cover on it or fence around it, creating a hazardous situation for the subject child, 12-year-old, 10-year-old, 9-year-old, 2-year-old, and 7-month-old twins. A duplicate report regarding the drowning incident was received on 5/18/2021 and contained additional allegations that the interior condition of the home was a hazard to the health and safety of the children. A subsequent SCR report was received on 5/25/2021 which stated that the child died on the same date of cardiac arrest as a result of drowning at 11:30 AM. The father of the child (BF) had an unknown role.

Executive Summary

This report concerns the death of a 3-year-old subject child which occurred while in the care of his mother and maternal cousin. The incident occurred on 5/18/2021, and the child succumbed to his injuries and died on 5/25/2021.

The mother left the child inside the home under the supervision of the maternal cousin while she went outside to clean the front porch. The mother was outside for approximately 10 minutes. The maternal cousin stated that she must have fallen asleep, because the next thing she remembered was the mother screaming for her to call 911. In the time that the child was left unsupervised, he exited the home through the basement, entered the back yard, and drowned in the in-ground pool. EMS was able to resuscitate the child and he was transported to the hospital and placed on life support.

During the investigation, concerns were identified for the condition of the home. The home was observed by NCDSS and law enforcement to be in a state of disrepair. There were garbage bags and dirty clothing throughout the home. There were mattresses and air mattresses in the living room area, and the stairway was missing sections of the railing, creating a falling hazard. The pool was filled with dirty water and the yard and pool were left accessible to the children. Due to the condition of the home, the 12-year-old, 10-year-old, 9-year-old, 2-year-old, and 7-month-old surviving siblings were placed in foster care.

The father of the subject child, who did not live in the home, declined to be interviewed by NCDSS. The father was aware of the condition of the home and was not present at the time of the fatal incident. The biological father of the 12-year-old, 10-year-old, and 9-year-old children identified no knowledge of the fatal incident; however, he was aware of the condition of the home and had not expressed his concerns for the safety of the children previously.

NCDSS made the decision to substantiate the allegations of DOA/Fatality, Inadequate Guardianship, and Lack of Supervision against the mother and maternal cousin regarding the subject child. The allegation of Inadequate Guardianship was substantiated against the father regarding the subject child. The allegations of Inadequate Guardianship were substantiated against the mother, maternal aunt, father and biological father of the surviving siblings regarding the 12-year-old, 10-year-old, 9-year-old, 2-year-old, and 7-month-old twin siblings. While casework and interviews were conducted upon receipt of the SCR report for the child's drowning on 5/18/2021, the casework performed was not documented in the fatality report stage upon the receipt of the SCR report on 5/25/2021 regarding the child's death.



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?** Unable to Determine

Explain:

Interviews of the SM, OA, and BF all occurred prior to the fatality and are documented in that stage of the investigation. There is no documentation in the case record that the SSs were interviewed prior to or after being placed in foster care. The casework that occurred prior to the death of the SC was not documented in the fatality report stage.

Was the decision to close the case appropriate? N/A

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:

The investigation was initiated upon receipt of the SCR report regarding the incident on 5/18/2021. The fatality report was received from the SCR on 5/25/2021. While evidence was obtained to support the determination, it was not documented in the fatality investigation; it was documented in the initial case regarding the SC's drowning.

Required Actions Related to the Fatality

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

Issue:	Adequacy of services following the fatality
Summary:	No services related to the fatality were documented as being offered to any of the family members.
Legal Reference:	18 NYCRR 432.2(b)(4);428.6
Action:	NCDSS will explore areas of potential service needs with all family members with whom they are involved. NCDSS will appropriately respond to changing circumstances, and if service needs are identified, NCDSS will make the appropriate referral to preventive or community-based services in an effort to determine whether there are services that can benefit the family.



Issue:	Failure to Conduct a Face-to-Face Interview (Subject/Family)
Summary:	There is no documentation in the fatality investigation record of an interview with the SM, OA, or SSs following the death of the SC. The SM and OA were interviewed briefly following the initial incident and there was no documentation that the SSs were interviewed at all regarding the incident.
Legal Reference:	18 NYCRR 432.2(b)(3)(ii)(a)
Action:	NCDSS will conduct and document interviews with all subjects, other persons and children of the household composition to investigate the allegations of the report and to gather information on the overall health and safety of the children in the household.
Issue:	Overall Completeness and Adequacy of Investigations
Summary:	NCDSS did not document any contact with the subjects of the report or the SSs in the fatality investigation. The SSs were assessed as being safe due to being placed in foster care prior to the SCR report being received.
Legal Reference:	SSL 424.6 and 18 NYCRR 432.2(b)(3)
Action:	NCDSS 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.
Issue:	Review of CPS History
Summary:	There was no documentation of a CPS history check for the family or fathers.
Legal Reference:	18 NYCRR 432.2(b)(3)(i)
Action:	NCDSS will review all prior CPS history within regulatory required timeframes.

Fatality-Related Information and Investigative Activities

Incident Information

Date of Death: 05/25/2021

Time of Death: 11:30 AM

Date of fatal incident, if different than date of death:

05/18/2021

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

Unknown

County where fatality incident occurred:

Nassau

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 alcohol or drugs?

No

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 was supervisor impaired?

At time of incident supervisor was:

Distracted

Asleep

Absent

Other:

Total number of deaths at incident event:

Children ages 0-18: 1

Adults: 0

Household Composition at time of Fatality

Household	Relationship	Role	Gender	Age
Deceased Child's Household	Deceased Child	Alleged Victim	Male	3 Year(s)
Deceased Child's Household	Mother	Alleged Perpetrator	Female	33 Year(s)
Deceased Child's Household	Other Adult - Mother's cousin	Alleged Perpetrator	Female	47 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Male	2 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Male	12 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Female	10 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Male	9 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Male	7 Month(s)
Deceased Child's Household	Sibling	Alleged Victim	Female	7 Month(s)
Other Household 1	Father	Alleged Perpetrator	Male	44 Year(s)
Other Household 2	Other Adult - BF to 12, 10, and 9-year-old SSs	Alleged Perpetrator	Male	48 Year(s)

LDSS Response

NCDSS received the SCR report regarding the drowning on 5/18/2021 and initiated their investigation into the incident on the same date. This SCR report did not contain allegations of DOA/Fatality due to the SC being revived and placed on life support. On 5/25/2021, the SC died from cardiac arrest as a result of drowning at 11:30 AM and a separate SCR report was made containing the additional allegations of DOA/Fatality against the SM and OA.

NCDSS performed a home visit on 5/18/2021 to assess the condition of the home. Upon their arrival, LE informed NCDSS that the home was in a state of disrepair, with garbage, cockroaches, and dirty clothing throughout the first floor, and water damage from a toilet that leaked in the basement. NCDSS met with the maternal cousin (OA). The OA identified that the home was being repaired by the landlord and the work had not been completed. A railing on the stairway was observed to be missing creating a fall risk, there was water in the basement, the back door was observed to have a lock accessible to the children, the pool was filled with black and dirty water, and water was observed in the basement from a leaking toilet. There were mattresses in the living room area which were surrounded by dirty clothes and garbage and lacked bedsheets. The OA stated that the 7-month-old twins had bassinets to sleep in; however, no bassinets, cribs or portable cribs were observed to be present in the home. NCDSS attempted to implement a safety plan which would require the children to leave the home until the repairs were made. The OA and the SM were unable to make an alternative plan and the surviving siblings (SSs) were placed in foster care through an emergency removal. Regarding the drowning of the SC, the OA stated that she believed that the SC was inside, and that she must have fallen asleep, as the next thing she remembers was the SM screaming when she found the SC in the pool.



The SM was interviewed at the hospital by NCDSS and LE. The SM stated that the SC had been playing with her phone on the bed and that the SM went outside to clean some garbage on the front porch. The 12-year-old and 10-year-old SSs were doing their virtual school program. The SM stated she was outside for approximately 10 minutes before going back inside and asking where the SC was. The SM began searching for the SC and after several minutes, found him in the backyard in the pool. The SM stated that there was no cover on the pool, and that the pool and back yard were not used by the family.

NCDSS spoke with LE investigating the incident. LE expressed concerns for the condition of the home and the pool. LE stated the OA informed them that the SC went in the backyard through the basement and must have unlocked the door himself. LE reported the lock was too high for the SC to have reached independently. LE stated they believed the family had been searching for the SC for approximately 10 additional minutes.

The BF of the SC and 7-month-old twins declined to speak with NCDSS. The BF had been in the home on multiple occasions and had knowledge of the condition of the home and the safety hazards present, though he was not present at the time of the fatal incident.

NCDSS interviewed the BF of the 12-year-old, 10-year-old and 9-year-old SSs. He identified knowledge of the condition of the home and did not intervene or express any concerns prior to speaking with NCDSS regarding the fatal incident.

NCDSS determined that the SM and OA did not provide an adequate level of supervision to the SC, allowing him to exit the home and drown in the pool. The whereabouts of the SC was unknown for approximately 20 minutes. The interior condition of the home presented a health and safety hazard to the children to such an extent that an emergency removal of the SSs occurred to ensure their safety. The allegations of DOA/Fatality, IG, and LS were substantiated against the SM and OA regarding the SC. The allegation of IG was substantiated against the BF regarding the SC. The allegations of IG were substantiated against the SM, OA, BF and BF of the SSs regarding the 12-year-old, 10-year-old, 9-year-old, and 7-month-old twin siblings. Information for this fatality report was obtained from the case record from the SCR report dated 5/18/2021. The case record for the SCR report dated 5/25/2021, which contained the allegations of DOA/Fatality, did not document any of the casework performed prior to or after the child died.

Official Manner and Cause of Death

Official Manner: Pending

Primary Cause of Death: From an injury - external cause

Person Declaring Official Manner and Cause of Death: Hospital physician

Multidisciplinary Investigation/Review

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

Comments: There is documentation that the investigation was performed with an MDT approach; however, the investigation was closed following the removal of the SSs.

Was the fatality reviewed by an OCFS approved Child Fatality Review Team? Yes

Comments: The case was referred to an OCFS approved Child Fatality Review Team.

SCR Fatality Report Summary

Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome
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Child Fatality Report

058401 - Deceased Child, Male, 3 Year(s)	058403 - Other Adult - Mother's cousin, Female, 47 Year(s)	Lack of Supervision	Substantiated
058401 - Deceased Child, Male, 3 Year(s)	058402 - Mother, Female, 33 Year(s)	Inadequate Guardianship	Substantiated
058401 - Deceased Child, Male, 3 Year(s)	058402 - Mother, Female, 33 Year(s)	Lack of Supervision	Substantiated
058401 - Deceased Child, Male, 3 Year(s)	058403 - Other Adult - Mother's cousin, Female, 47 Year(s)	DOA / Fatality	Substantiated
058401 - Deceased Child, Male, 3 Year(s)	058410 - Father, Male, 44 Year(s)	Inadequate Guardianship	Substantiated
058401 - Deceased Child, Male, 3 Year(s)	058402 - Mother, Female, 33 Year(s)	DOA / Fatality	Substantiated
058401 - Deceased Child, Male, 3 Year(s)	058403 - Other Adult - Mother's cousin, Female, 47 Year(s)	Inadequate Guardianship	Substantiated
058404 - Sibling, Male, 12 Year(s)	058402 - Mother, Female, 33 Year(s)	Inadequate Guardianship	Substantiated
058404 - Sibling, Male, 12 Year(s)	058403 - Other Adult - Mother's cousin, Female, 47 Year(s)	Inadequate Guardianship	Substantiated
058404 - Sibling, Male, 12 Year(s)	058411 - Other Adult - BF to 12, 10, and 9-year-old SSs, Male, 48 Year(s)	Inadequate Guardianship	Substantiated
058405 - Sibling, Female, 10 Year(s)	058403 - Other Adult - Mother's cousin, Female, 47 Year(s)	Inadequate Guardianship	Substantiated
058405 - Sibling, Female, 10 Year(s)	058402 - Mother, Female, 33 Year(s)	Inadequate Guardianship	Substantiated
058405 - Sibling, Female, 10 Year(s)	058411 - Other Adult - BF to 12, 10, and 9-year-old SSs, Male, 48 Year(s)	Inadequate Guardianship	Substantiated
058406 - Sibling, Male, 9 Year(s)	058403 - Other Adult - Mother's cousin, Female, 47 Year(s)	Inadequate Guardianship	Substantiated
058406 - Sibling, Male, 9 Year(s)	058411 - Other Adult - BF to 12, 10, and 9-year-old SSs, Male, 48 Year(s)	Inadequate Guardianship	Substantiated
058406 - Sibling, Male, 9 Year(s)	058402 - Mother, Female, 33 Year(s)	Inadequate Guardianship	Substantiated
058407 - Sibling, Male, 2 Year(s)	058410 - Father, Male, 44 Year(s)	Inadequate Guardianship	Substantiated
058407 - Sibling, Male, 2 Year(s)	058403 - Other Adult - Mother's cousin, Female, 47 Year(s)	Inadequate Guardianship	Substantiated
058407 - Sibling, Male, 2 Year(s)	058402 - Mother, Female, 33 Year(s)	Inadequate Guardianship	Substantiated
058408 - Sibling, Male, 7 Month(s)	058403 - Other Adult - Mother's cousin, Female, 47 Year(s)	Inadequate Guardianship	Substantiated
058408 - Sibling, Male, 7 Month(s)	058402 - Mother, Female, 33 Year(s)	Inadequate Guardianship	Substantiated
058408 - Sibling, Male, 7 Month(s)	058410 - Father, Male, 44 Year(s)	Inadequate Guardianship	Substantiated
058409 - Sibling, Female, 7 Month(s)	058402 - Mother, Female, 33 Year(s)	Inadequate Guardianship	Substantiated



Child Fatality Report

058409 - Sibling, Female, 7 Month(s)	058410 - Father, Male, 44 Year(s)	Inadequate Guardianship	Substantiated
058409 - Sibling, Female, 7 Month(s)	058403 - Other Adult - Mother's cousin, Female, 47 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Alleged subject(s) interviewed face-to-face?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All 'other persons named' interviewed face-to-face?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Contact with source?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All appropriate Collaterals contacted?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Medical Examiner / Coroner	<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 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"/>
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	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Child Fatality Report

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 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 type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Were appropriate/needed services offered in this case	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Explain:
 The initial assessment of risk to the children resulted in the emergency removal of the SSs due to the poor condition of the home and the hazards to their health and safety. There was no documented assessment of additional service needs in relation to the death of the SC for the SSs, the SM, or the OA.

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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Were there surviving children in the household that were removed either as a result of this fatality report / investigation or for reasons unrelated to this fatality?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, court ordered?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Explain as necessary:
 The SSs were removed due to the hazardous condition of the home and the inability by the SM and OA to find an appropriate alternative caregiver for the SSs to stay with while the concerns for the home were addressed.

Legal Activity Related to the Fatality

Was there legal activity as a result of the fatality investigation?

Family Court Criminal Court Order of Protection

Family Court Petition Type: FCA Article 10 - CPS		
Date Filed:	Fact Finding Description:	Disposition Description:
05/18/2021	There was not a fact finding	There was not a disposition



Respondent:	058402 Mother Female 33 Year(s)
Comments:	A Neglect Petition was filed against the SM on behalf of all SSs due to the condition of the home and SM's inability to identify an appropriate alternative place to stay.

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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Economic support	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Funeral arrangements	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Housing assistance	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mental health services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Foster care	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Health care	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Parenting Skills	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Domestic Violence Services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Early Intervention	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Alcohol/Substance abuse	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

Additional information, if necessary:
 There is no documentation in the case record that services were offered or provided other than foster care for the SSs.

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? No

Explain:
 The children were removed from the home due to the condition of the home; however, there are no documented services in place or that were offered in relation to the death of the SC.

Were services provided to parent(s) and other care givers to address any immediate needs related to the fatality? No

Explain:



There is no documentation in the case record that the SM or other adults were receiving any services to address immediate needs in response to the fatality.

History Prior to the Fatality

Child Information

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

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)	Allegation Outcome	Compliance Issue(s)
05/18/2021	Deceased Child, Male, 3 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Food / Clothing / Shelter	Substantiated	Yes
	Deceased Child, Male, 3 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Guardianship	Substantiated	
	Sibling, Male, 12 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Food / Clothing / Shelter	Substantiated	
	Sibling, Male, 12 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Guardianship	Substantiated	
	Sibling, Female, 10 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Food / Clothing / Shelter	Substantiated	
	Sibling, Female, 10 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Guardianship	Substantiated	
	Sibling, Male, 9 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Food / Clothing / Shelter	Substantiated	
	Sibling, Male, 9 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Guardianship	Substantiated	
	Sibling, Male, 2 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Food / Clothing / Shelter	Substantiated	
	Sibling, Male, 2 Years	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Guardianship	Substantiated	
	Sibling, Male, 7 Months	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Food / Clothing / Shelter	Substantiated	
	Sibling, Male, 7 Months	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Guardianship	Substantiated	
	Sibling, Female, 7 Months	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Food / Clothing / Shelter	Substantiated	

Sibling, Female, 7 Months	Other Adult - Mother's cousin, Female, 47 Years	Inadequate Guardianship	Substantiated
Deceased Child, Male, 3 Years	Other Adult - Mother's cousin, Female, 47 Years	Lack of Supervision	Substantiated
Sibling, Male, 2 Years	Other Adult - Mother's cousin, Female, 47 Years	Lack of Supervision	Substantiated
Sibling, Male, 7 Months	Other Adult - Mother's cousin, Female, 47 Years	Lack of Supervision	Substantiated
Sibling, Female, 7 Months	Other Adult - Mother's cousin, Female, 47 Years	Lack of Supervision	Substantiated
Deceased Child, Male, 3 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Deceased Child, Male, 3 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 12 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 12 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Female, 10 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Female, 10 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 9 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 9 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 2 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 2 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 7 Months	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 7 Months	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Female, 7 Months	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Female, 7 Months	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Deceased Child, Male, 3 Years	Mother, Female, 33 Years	Internal Injuries	Substantiated
Deceased Child, Male, 3 Years	Mother, Female, 33 Years	Lack of Supervision	Substantiated
Sibling, Male, 12 Years	Other Adult - BF to 12, 10, 9-year-old SSs, Male, 48 Years	Inadequate Guardianship	Substantiated
Sibling, Female, 10 Years	Other Adult - BF to 12, 10, 9-year-old SSs, Male, 48 Years	Inadequate Guardianship	Substantiated



Sibling, Male, 9 Years	Other Adult - BF to 12, 10, 9-year-old SSs, Male, 48 Years	Inadequate Guardianship	Substantiated
Deceased Child, Male, 3 Years	Father, Male, 44 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 2 Years	Father, Male, 44 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 7 Months	Father, Male, 44 Years	Inadequate Guardianship	Substantiated
Sibling, Female, 7 Months	Father, Male, 44 Years	Inadequate Guardianship	Substantiated

Report Summary:

The SCR report alleged that the home has a pool in the back yard that is full of black water, and is not protected by a fence around it or cover on it creating a hazard for the children. On 5/18/2021, the SC was left unsupervised for 10 minutes by the SM and OA. The SM was looking for the SC and found him outside in the pool. 911 was called and the SC was intubated and revived and was hospitalized on life support at the time the report was made. The 12-year-old, 10-year-old, 9-year-old, 2-year-old, and 7-month-old twin siblings had an unknown role.

Report Determination: Indicated

Date of Determination: 06/15/2021

Basis for Determination:

NCDSS coordinated their response to the investigation with LE and determined that the condition of the home and the existing pool in the yard created an immediate hazard to the health and safety of the children. The home was observed to be filled with garbage and dirty clothing and roach infested and the stairwell was in a state of disrepair. The basement was observed to have a toilet that previously overflowed causing damage and a lock that was not sufficient to keep the children from entering the backyard unsupervised where the pool was left uncovered and filled with dirty water. The SC had been hospitalized and was on life support. The SSs were placed in foster care.

OCFS Review Results:

NCDSS interviewed the SM and OA regarding the incident and placed the SSs in foster care due to the condition of the home and the SM and OA's inability to identify an alternative caregiver. NCDSS obtained relevant information from collateral contacts and made a determination of the allegations in congruence with the evidence gathered. Allegations were added against each of the biological fathers of the SSs due to their knowledge of the condition of the home and their failure to intervene on behalf of the children.

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

Issue:

Overall Completeness and Adequacy of Investigations

Summary:

NCDSS did not document interviews with the SSs regarding the fatal incident or the condition of the home and the investigation was closed and a long term case was opened following the removal of the SSs.

Legal Reference:

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

Action:

NCDSS will perform and document interviews with all members of the family and adhere to regulatory requirements when conducting an investigation to review overall safety of the children.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
04/27/2021	Deceased Child, Male, 3 Years	Other Adult - Mother's cousin, Female, 47 Years	Lack of Supervision	Substantiated	No



Sibling, Male, 9 Years	Other Adult - Mother's cousin, Female, 47 Years	Lack of Supervision	Substantiated
Sibling, Female, 5 Months	Other Adult - Mother's cousin, Female, 47 Years	Lack of Supervision	Substantiated
Sibling, Male, 5 Months	Other Adult - Mother's cousin, Female, 47 Years	Lack of Supervision	Substantiated
Sibling, Male, 12 Years	Mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 12 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 12 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 12 Years	Mother, Female, 33 Years	Lack of Supervision	Substantiated
Sibling, Male, 10 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 10 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 10 Years	Mother, Female, 33 Years	Lack of Supervision	Substantiated
Sibling, Male, 10 Years	Mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 9 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 9 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 9 Years	Mother, Female, 33 Years	Lack of Supervision	Substantiated
Sibling, Male, 9 Years	Mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 2 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 2 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 2 Years	Mother, Female, 33 Years	Lacerations / Bruises / Welts	Unsubstantiated
Sibling, Male, 2 Years	Mother, Female, 33 Years	Lack of Supervision	Substantiated
Sibling, Male, 2 Years	Mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Deceased Child, Male, 3 Years	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Deceased Child, Male, 3 Years	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Deceased Child, Male, 3 Years	Mother, Female, 33 Years	Lack of Supervision	Substantiated



Deceased Child, Male, 3 Years	Mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Female, 5 Months	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Male, 5 Months	Mother, Female, 33 Years	Inadequate Food / Clothing / Shelter	Substantiated
Sibling, Female, 5 Months	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Female, 5 Months	Mother, Female, 33 Years	Lack of Supervision	Substantiated
Sibling, Female, 5 Months	Mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 5 Months	Mother, Female, 33 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 5 Months	Mother, Female, 33 Years	Lack of Supervision	Substantiated
Sibling, Male, 5 Months	Mother, Female, 33 Years	Parents Drug / Alcohol Misuse	Unsubstantiated
Sibling, Male, 12 Years	Other Adult - BF to 12, 10, 9-year-old SSs , Male, 48 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 10 Years	Other Adult - BF to 12, 10, 9-year-old SSs , Male, 48 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 9 Years	Other Adult - BF to 12, 10, 9-year-old SSs , Male, 48 Years	Inadequate Guardianship	Substantiated
Deceased Child, Male, 3 Years	Father, Male, 43 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 2 Years	Father, Male, 43 Years	Inadequate Guardianship	Substantiated
Sibling, Female, 5 Months	Father, Male, 43 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 5 Months	Father, Male, 43 Years	Inadequate Guardianship	Substantiated

Report Summary:

The SCR report alleged that while in the care of the SM, the 2-year-old SS sustained a black eye. The SCR report alleged that the condition of the home was unsanitary with a broken toilet leaking on the floor. The mother used marijuana to the point of impairment while caring for the 10-year-old, 9-year-old, 8-year-old, 3-year-old, 2-year-old, and 5-month-old twins.

Report Determination: Indicated**Date of Determination:** 06/15/2021**Basis for Determination:**

NCDSS performed an unannounced home visit and documented in the case record that the home was partially in disrepair and observed the mother to be sober and coherent. The children were observed to be free of visible marks or bruises. The mother was minimally compliant with NCDSS and the lower level of the home was not observed. A subsequent SCR report was received on 5/18/2021 alleging that the SC had drowned in the pool and was revived. During the home visit to investigate the incident, the condition of the home was observed to be in a serious state of disrepair with garbage and roaches observed throughout. The children were placed in foster care as a result of the condition of the home.



OCFS Review Results:

NCDSS made the decision to substantiate the allegations due to the condition of the home following the death of the SC. The SSs were placed in foster care and assessed as safe throughout the investigation. The SM was minimally compliant with the CPS investigation prior to the death of the SC. The condition of the home was noted to have concerns and safe sleep arrangements were not observed by NCDSS for the 5-month-old twins, though the SM reported that they slept in separate bassinets. The bassinets were not observed during the initial home visits and were not in the home following the death of the SC. Allegations were added for the OA and BF due to their knowledge of the home conditions.

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)
01/16/2021	Sibling, Male, 10 Years	Mother, Female, 32 Years	Educational Neglect	Unsubstantiated	No
	Sibling, Male, 10 Years	Mother, Female, 32 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Female, 8 Years	Mother, Female, 32 Years	Educational Neglect	Unsubstantiated	
	Sibling, Female, 8 Years	Mother, Female, 32 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 7 Years	Mother, Female, 32 Years	Educational Neglect	Unsubstantiated	
	Sibling, Male, 7 Years	Mother, Female, 32 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 10 Years	Grandparent, Female, 54 Years	Educational Neglect	Unsubstantiated	
	Sibling, Male, 10 Years	Grandparent, Female, 54 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Female, 8 Years	Grandparent, Female, 54 Years	Educational Neglect	Unsubstantiated	
	Sibling, Female, 8 Years	Grandparent, Female, 54 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 7 Years	Grandparent, Female, 54 Years	Educational Neglect	Unsubstantiated	
	Sibling, Male, 7 Years	Grandparent, Female, 54 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 10 Years	Aunt/Uncle, Male, 26 Years	Educational Neglect	Unsubstantiated	
	Sibling, Male, 10 Years	Aunt/Uncle, Male, 26 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Female, 8 Years	Aunt/Uncle, Male, 26 Years	Educational Neglect	Unsubstantiated	
	Sibling, Female, 8 Years	Aunt/Uncle, Male, 26 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 7 Years	Aunt/Uncle, Male, 26 Years	Educational Neglect	Unsubstantiated	
	Sibling, Male, 7 Years	Aunt/Uncle, Male, 26 Years	Inadequate Guardianship	Unsubstantiated	
Sibling, Male, 10 Years	Mother, Female, 32 Years	Lack of Medical Care	Unsubstantiated		



Report Summary:

The SCR report alleged the 10-year-old, 8-year-old, and 7-year-old SSs had missed significant days of school and arrived late between 20-35 times throughout the school year. The SSs were missing special education services due to their excessive absences. The 10-year-old SS required an inhaler which the SM had not provided to the school. The roles of the father, the 2-year-old and the 1-year-old were unknown.

Report Determination: Unfounded

Date of Determination: 06/02/2020

Basis for Determination:

NCDSS initiated their investigation and interviewed the members of the family and obtained information from relevant collateral contacts. School records showed that the SSs were often less than 15 minutes late. The SSs had mobility issues due to their diagnosed disabilities. The school did not allow the vehicles into the area in front of the school doors after a certain time, forcing the mother to park and walk the children to the school. During the investigation, the school closed due to the COVID-19 pandemic.

OCFS Review Results:

NCDSS met regulatory requirements in their investigation of the allegations. NCDSS was working with the family to address the concerns identified in the report prior to the school closing for the remainder of the school year due to the COVID-19 pandemic. No concerns for the health or safety of the children were identified and the investigation was closed.

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)
09/10/2020	Sibling, Male, 11 Years	Mother, Female, 32 Years	Lack of Medical Care	Far-Closed	No
	Sibling, Female, 9 Years	Mother, Female, 32 Years	Lack of Medical Care	Far-Closed	
	Sibling, Male, 8 Years	Mother, Female, 32 Years	Lack of Medical Care	Far-Closed	

Report Summary:

The SCR report alleged that the 11-year-old, 9-year-old, and 8-year-old SSs were required to engage in vital services through their individual education plans. The children had not received these services since March 2020 and the mother had been unresponsive to attempts made by the school district to engage the children in their services. The roles of the 3-year-old, 2-year-old were unknown.

OCFS Review Results:

NCDSS utilized a FAR response to engage the family. NCDSS assisted the SM with setting up virtual learning for the children and set up services in the community. The children's attendance of virtual school programming improved and no further concerns were identified for the children in the care of the SM.

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)
03/08/2019	Sibling, Male, 10 Years	Mother, Female, 31 Years	Inadequate Guardianship	Far-Closed	No
	Sibling, Male, 10 Years	Mother, Female, 31 Years	Lack of Medical Care	Far-Closed	
	Sibling, Female, 7 Years	Mother, Female, 31 Years	Inadequate Guardianship	Far-Closed	
	Sibling, Female, 7 Years	Mother, Female, 31 Years	Lack of Medical Care	Far-Closed	
	Sibling, Male, 7 Years	Mother, Female, 31 Years	Inadequate Guardianship	Far-Closed	
	Sibling, Male, 7 Years	Mother, Female, 31 Years	Lack of Medical Care	Far-Closed	
	Sibling, Male, 10 Years	Mother, Female, 31 Years	Educational Neglect	Far-Closed	



Sibling, Female, 7 Years	Mother, Female, 31 Years	Educational Neglect	Far-Closed
Sibling, Male, 7 Years	Mother, Female, 31 Years	Educational Neglect	Far-Closed

Report Summary:

The SCR report alleged that the 10-year-old, 7-year-old male and 7-year-old female SSs were enrolled in special education services and had been absent more than 30 days for the school year. The absences were having a negative impact on the services the children received. The SSs had a history of attendance issues and the SM was made aware of the concerns for the SSs attendance for the school year.

OCFS Review Results:

NCDSS interviewed the family and obtained information from relevant collateral contacts. The SM identified that the SSs had behavioral issues that made it difficult to get them to school in the morning and that the school had only offered transportation for one of the children and not the others. NCDSS worked with the SM and the school to address the concerns and school attendance and participation in services increased.

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

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

There are six unsubstantiated cases and two FAR cases dating back to 2012 which alleged drug and alcohol abuse by the SM in the presence of the SSs, and for concerns for the mental health of the SM. There is substantiated history against the SM for educational neglect of the SSs and prevention services were put in place to assist the mother in dealing with their special education needs.

Known CPS History Outside of NYS

There is no known CPS history outside of NYS.

Preventive Services History

Prevention services were provided to the family from 2/8/16-11/2/16 to assist the mother with addressing the medical and special education needs of the older siblings.

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