



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

ORLENE HAWKS  
DIRECTOR

July 19, 2022

Brooke Boone  
KinderCare Education LLC  
4900 Evergreen  
Detroit, MI 48126

RE: License #: DC390019252  
Investigation #: 2022D0401013  
KinderCare Learning Center #1182

Dear Ms. Boone:

I conducted a special investigation because the child care licensing division received a complaint against your facility that related to licensing rules or law. The allegations were related to the following:

- R 400.8113(13)(a) Applicant; licensee; licensee designee; requirements.
- R 400.8125(1) Staff; volunteer; requirements.

The details of the allegations are in the attached report. To investigate the allegations:

- I interviewed program director, child care staff members, and parents.
- I completed an on-site inspection on the following date: 6/13/2022.

As a result of this investigation, I found the following violation(s):

**R 400.8113(13)(a) Applicant; licensee; licensee designee; requirements.**

I recommend no change to the current license status. Due to the violations, you must send us a corrective action plan by 8/7/2022. You can use our [corrective action plan](#) form or create your own.

If you need help writing the corrective action plan, please contact me. If you do not send a corrective action plan, you may face disciplinary action. The corrective action plan must include the following:

- How compliance with each rule will be achieved.
- Who is directly responsible for implementing the corrective action for each violation.
- Specific time frames for each violation as to when the correction will be completed or implemented.

- How continuing compliance will be maintained once compliance is achieved.
- The signature of the responsible party and a date.

During this special investigation:	Yes	No
A rule or law violation was found and a serious injury or death occurred.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
A rule or law violation was found and abuse and/or neglect of a child occurred.	<input type="checkbox"/>	<input checked="" type="checkbox"/>

This report and any related corrective action plans must be filed in your licensing notebook. This report and any related corrective action plans will be online for parents to review under the [Statewide Search for Licensed Child Care Centers and Homes](#).

Please review the enclosed documentation for accuracy and contact me with any questions. In the event that I am not available and you need to speak to someone immediately, please contact the local office at (517) 284-9730.

Sincerely,



Rebecca Wagster, Licensing Consultant  
 Child Care Licensing Bureau  
 611 W. Ottawa Street  
 P.O. Box 30664  
 Lansing, MI 48909  
 (269) 615-6055

Enclosure

**MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF COMMUNITY AND HEALTH SYSTEMS  
SPECIAL INVESTIGATION REPORT**

**I. IDENTIFYING INFORMATION**

<b>License #:</b>	DC390019252
<b>Investigation #:</b>	2022D0401013
<b>Complaint Receipt Date:</b>	06/10/2022
<b>Investigation Initiation Date:</b>	06/13/2022
<b>Report Due Date:</b>	08/09/2022
<b>Licensee Name:</b>	KinderCare Education LLC
<b>Licensee Address:</b>	5005 Meadows Road; Ste 200 Lake Oswego, OR 97035
<b>Licensee Telephone #:</b>	(269) 385-0115
<b>Administrator:</b>	Brooke Boone, Designee
<b>Licensee Designee:</b>	Brooke Boone, Designee
<b>Name of Facility:</b>	KinderCare Learning Center #1182
<b>Facility Address:</b>	3939 W Main Street Kalamazoo, MI 49006
<b>Facility Telephone #:</b>	(269) 385-0115
<b>Original Issuance Date:</b>	12/15/1998
<b>License Status:</b>	REGULAR
<b>Effective Date:</b>	02/02/2022
<b>Expiration Date:</b>	02/01/2024
<b>Capacity:</b>	120
<b>Program Type:</b>	CHILD CARE CENTER

ALLEGATION(S)

	<b>Violation Established?</b>
On 6/8/2022 child care staff member Anna Patten was smoking a marijuana vape pen in the preschool closet during child care hours.	Yes

**II. METHODOLOGY**

06/10/2022	Special Investigation Intake 2022D0401013
06/13/2022	Special Investigation Initiated - On Site 10:00 a.m. - 11:00 a.m. Program Director Taylor Brown, Child Care Staff Member Chris Kubiak, and Lead Caregiver Audrey Berris
07/12/2022	Contact - Telephone call made Child A's Mother
07/12/2022	Contact - Telephone call made Child B and Child C's Mother
07/14/2022	Contact - Telephone call made Child D, Child E and Child F's Mother
07/14/2022	Inspection Completed-BCAL Sub. Compliance
07/19/2022	Exit Conference – Program Director Taylor Brown

**ALLEGATION: On 6/8/2022 child care staff member Anna Patten was smoking a marijuana vape pen in the preschool closet during child care hours.**

**INVESTIGATION:** I made an unscheduled onsite inspection at KinderCare Learning Center on 6/13/2022 and spoke with program director Taylor Brown, child care staff member Chris Kubiak and lead caregiver Audrey Berris.

According to Taylor Brown and Chris Kubiak, child care staff member Anna Patten worked in the preschool classroom from 9:00 a.m. until 5:32 p.m. on 6/8/2022. Ms. Brown was attending a district meeting in Rockford for most of the day. Chris Kubiak is an assistant to the director and was present in the center from 6:30 a.m. until 2:55 p.m. When Ms. Brown returned to the center around 5:30 p.m., staff informed her that they caught Ms. Patten smoking marijuana in the preschool closet. Ms. Patten had already left for the day, however, Ms. Taylor confronted her the following morning. Ms. Patten denied smoking marijuana but provided no further explanation. Ms. Patten was placed on administrative leave pending investigation.

Anna Patten began employment at the center on 5/3/2022. Ms. Brown and Ms. Kubiak did not express any prior concerns about Ms. Patten or her ability to care for children. Staff never approached them with any concerns. Both Ms. Brown and Ms. Kubiak have previously smelled marijuana on children's belongings before, but the odor was never specific to staff or the child care center.

Taylor Brown provided me written statements from child care staff members Rose Soma and Tia Bonnau on 6/13/2022. Ms. Soma's indicated that she smelled marijuana in the preschool closet during the week of June 2<sup>nd</sup>. Ms. Bonnau disclosed that a staff member brought it to her attention that the preschool closet smelled of marijuana. Ms. Bonnau opened the closet door and detected the smell of marijuana as well.

Audrey Berris is the lead caregiver in the preschool classroom and was working with Ms. Patten on 6/8/2022. Ms. Berris informed me that she smelled marijuana in the preschool closet earlier that day. She later noticed Ms. Patten go into the closet and shut the door. Ms. Berris was suspicious after smelling marijuana previously that day, therefore, opened the closet door. Ms. Patten had her back to Ms. Berris, however, Ms. Berris saw Ms. Patten throw something pen-shaped into her purse and walk out of the closet. According to Ms. Berris there was smoke in the closet and a strong marijuana odor. Words were not exchanged between either staff member. Ms. Brown was informed of the incident when she returned to the center later that day. Ms. Berris stated that she smelled marijuana at the center a week prior however, she is uncertain if the odor came from staff or the children's belongings. Ms. Berris did not express any concerns regarding Ms. Patten as a child care provider. Although Ms. Patten had to be reminded of duties, appropriate care was provided at all times.

Taylor Brown brought me to the preschool classroom so that I could see the large walk-in closet used to store staff purses. The door to the closet remains shut when children are present in the center, therefore, the contents inside the purses are not accessible to children.

I spoke on the telephone with Child A's Mother on 7/12/2022. Child A's Mother did not express any concerns regarding staff or the care and supervision provided at the child care center. She has never witnessed staff or parents smoke/vape on the premises.

I spoke on the telephone with Child B and Child C's Mother on 7/12/2022. Child B and Child C's Mother did not express any current concerns regarding staff or the care and supervision provided at the child care center. Prior complaints were brought to the attention of the director and remedied quickly. She has witnessed parents pull up to the center smoking/vaping but has never seen them do this outside of their vehicle.

I spoke on the telephone with Child D, Child E and Child F's Mother on 7/14/2022. Child D, Child E and Child F's Mother did not have any concerns and has never seen anyone smoke or vape on the premises. Staff are very kind to her children and she loves everyone that works at the child care center.

<b>APPLICABLE RULE</b>	
<b>R 400.8110</b>	<b>Applicant; licensee; licensee designee; requirements.</b>
	<b>(13) Smoking and vaping must not occur in or during both of the following:</b> <b>(a) In the child care center or on real property that is under the control of the center and upon which the center is located.</b>
<b>ANALYSIS:</b>	Child care staff member Anna Patten was smoking or vaping in the preschool closet at the child care center on 6/8/2022. While Ms. Patten was in the preschool closet, Ms. Berris witnessed smoke and what looked like a vape pen. Ms. Berris, Ms. Soma and Ms. Bonnau all smelled marijuana in the closet on 6/8/2022.
<b>CONCLUSION:</b>	<b>VIOLATION ESTABLISHED</b>

<b>APPLICABLE RULE</b>	
<b>R 400.8125</b>	<b>Staff; volunteer; requirements.</b>
	<b>(1) All staff and volunteers shall provide appropriate care and supervision of children at all times.</b>

<b>ANALYSIS:</b>	Appropriate care and supervision of children was provided on 6/8/2022. None of the staff or parents expressed any concern about care provided at the child care center. No children were harmed as a result of the incident that took place on 6/8/2022.
<b>CONCLUSION:</b>	<b>VIOLATION NOT ESTABLISHED</b>

### III. RECOMMENDATION

Upon receipt of an acceptable corrective action plan, I recommend no change in the status of this child care license.

7/19/2022

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Rebecca Wagster  
Licensing Consultant

Date

Approved By:

7/19/2022

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Yolanda Sims  
Area Manager

Date