



**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL**

Matthew G. Bevin
Governor

Ideisha L. Bellamy, Director
Division of Regulated Child Care
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Frankfort, Kentucky 40621-0001
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Vickie Yates Brown Glisson
Secretary

Stephanie Hold
Acting Inspector General

April 20, 2016

Via Personal Service

Ja'que Thomas, Designated Corporate Representative
K & Q, Inc.
8409 Terry Road
Louisville, Kentucky 40258

**EMERGENCY SUSPENSION
LIL' KINGS & QUEENS DEVELOPMENT KINGDOM II – LICENSE NUMBER L356325**

Dear Ms. Thomas:

Effective immediately, your license to operate Lil' Kings & Queens Development Kingdom II is suspended pursuant to KRS 199.896, KRS 13B.125, and 922 KAR 2:090. 922 KAR 2:090, Section 11(1) states that the cabinet shall deny, suspend or revoke a preliminary or regular license in accordance with KRS 199.896(4) and (19) if the applicant for licensure, director, employee or a person who has supervisory authority over, or unsupervised contact with, a child fails to meet the requirements of this administrative regulation or those of 922 KAR 2:110 or 922 KAR 2:120. This suspension is being issued as a result of your failure to protect the health, safety and welfare of children in your care.

The Division of Regulated Child Care initiated an investigation of Lil' Kings & Queens Development Kingdom II on April 19, 2016, upon notification that a two-year-old child was left in a vehicle for an undetermined amount of time on April 18, 2016, resulting in the death of the child. The investigation is ongoing. Staff interview determined that a staff member employed by the center picked up a two-year-old from the child's residence on the morning of April 18, 2016 to transport the child to the center for care. Review of video surveillance of the child's home revealed the child was picked up at 9:36 a.m. on April 18, 2016. Staff interview revealed that the driver did not deliver the two-year-old to the center and that the child was not present at the

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center at any time during April 18, 2016. Findings indicate the same staff driver arrived at an elementary school to pick-up school-age children to be transported to the Lil Kings & Queens Learning Academy located at 8505 Terry Road. The two-year-old was found in the back seat of the vehicle by two (2) school-age children at approximately 3:45 pm. The child was found to be unresponsive and in medical distress. The child was taken into the elementary school building for emergency resuscitation. The child was pronounced deceased. Preliminary findings indicate the whereabouts of the two-year-old child after the time of pick-up from the child's home and the time the child was discovered at approximately 3:45 pm are unknown at this time.

Investigative findings determined that the center failed to assure the health, safety and comfort of children in care resulting in the death of a child, in violation of 922 KAR 2:110, section 4(1)(l), and failed to provide adequate supervision of a two-year-old child being transported by a center staff, in violation of 922 KAR 2:120, Section 2(3)(a).

KRS 199.896(4) states that if the Cabinet has probable cause to believe that an immediate threat to public health, safety, or welfare exists, the Cabinet may take emergency action pursuant to KRS 13B.125. As a result of these findings, the Division has determined that there is probable cause to believe an immediate threat exists regarding the health, safety, and welfare of children in the care of the licensed child care center. **Therefore, you are hereby notified that the license to operate the child care center is IMMEDIATELY SUSPENDED pursuant to 922 KAR 2:090, Section 11(5); KRS 199.896(4); and, KRS 13B.125(2).**

You are directed to cease operating the center IMMEDIATELY, and to ensure that each child is safely returned to his/her parent or authorized guardian. You are also required to surrender license L356325 upon receipt of this letter. This emergency suspension shall remain in full force and effect pending completion of the investigation by the Division of Regulated Child Care. For further information and guidance concerning this matter, you may contact the Division of Regulated Child Care at 502 564-7962.

If you wish to appeal this emergency suspension, you must file a written request for a hearing pursuant to 922 KAR 2:090, Section 13. If an IDR is requested, the request for an appeal hearing will be held in abeyance pending the conclusion of the IDR process. The request for appeal must be received by the Secretary of the Cabinet for Health and Family Services within twenty (20) calendar days of receipt of this letter and mailed to the:

Division of Regulated Child Care
Cabinet for Health and Family Services
Office of Inspector General
275 East Main Street, 5E-F
Frankfort, Kentucky 40621
Attn: DRCC Appeal Request

You may also submit a copy of the completed appeal request, form OIG-DRCC-02, via facsimile to the Division of Regulated Child Care at (502) 564-9350.

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In accordance with 922 KAR 2:090, Section 11, a child care-center required to comply with an emergency order may submit a written request for an emergency hearing within five (5) calendar days of receipt of the order to determine the propriety of the licensure's suspension.

Failure to file a timely written request for a hearing will bar your appeal. The Cabinet for Health and Family Services is required to provide a hearing within ten (10) working days of the request in accordance with KRS 13B.125(3) and will issue a decision within five (5) working days of completion of the hearing.

A copy of the appeal request form is enclosed for your convenience.

Sincerely,



Stephanie Hold
Acting Inspector General

SH/amc

Enclosure

Delivered by Personal Service

cc: Justin D. Clark, General Counsel, CHFS
Ideisha L. Bellamy, Director, Division of Regulated Child Care
Dave Meachum, Assistant Director, Division of Regulated Child Care
Theresa Harvey, Northern Enforcement Branch, Division of Regulated Child Care
Kas Deddens, Northern Enforcement Branch, Division of Regulated Child Care
Katie L. Ingle, Branch Manager, Division of Regulated Child Care
Ann-Marie McCord, Adverse Action & Compliance Coordinator Programs, DRCC
Melanie Meyer, Adverse Action & Compliance Coordinator Programs, DRCC
Mary Beth Jackson, Director, Division of Child Care, DCBS
Brittany Barber, Division of Child Care, DCBS
Debra Adams, Division of Child Care, DCBS
Mary Arthur-Quincy, Division of Child Care, DCBS
Phillip Smith, Division of Child Care, DCBS
Kelia Benningfield, Nutrition and Health Services, Department of Education