

90-Day Summary Report for Child Death, Serious Injury or Egregious Incident

Reports submitted to the Division of Safety and Permanence (DSP) that do not include all of the required information will be returned to the agency for proper completion. Do not identify individuals by name when completing this report. Individuals may be referenced by relationship or position; e.g., mother, father, child, sibling, physician, detective, etc.

Case Tracking Number: 131212DSP-Monro-391 **Agency:** Monroe County Department of Human Services

Child Information (at time of incident)

Age: 10 months Gender: Female Male

Race or Ethnicity: Black/African American

Special Needs: None

Date of Incident: 12/11/2013

Description of the incident, including the suspected cause of death, injury or egregious abuse or neglect:

On December 15, 2013, the agency received a report regarding a ten month old infant presented at a local hospital with unexplained injuries. Medical professionals diagnosed the infant with bilateral hemorrhages to the eyes consistent with shaken baby syndrome. Law Enforcement with the agency initiated an investigation the same day.

The mother reported arriving at her father's house on December 11, 2013, at approximately 11:00 am and left the infant with her father. The mother returned to the residence of her father at 6:00 p.m. to pick up the infant and arrived back at her residence at 6:30 p.m. The mother reported her boyfriend met her at the residence and she began infant's regular routine, which included feeding the infant, bathing, and administering a prescription from the pediatrician. The mother reported leaving the residence at 7:00 p.m. with the infant sleeping and the boyfriend providing care. The mother received a phone call on her way back to the residence, from the boyfriend, who stated the infant vomited and he picked up the infant and cleaned the crib. The mother reported when she arrived back at the residence, the infant was sleeping but appeared pale and her eyes were rolling. The mother stated that, at 8 p.m., she and her boyfriend took the infant to the local emergency room. The mother reported that medical personnel diagnosed the infant as allergic to the prescribed medication and released her back to the mother with no concerns. The mother reported later that evening the infant vomited several times and was acting differently. The mother stated that the morning of December 12, 2013, she took the infant to a local clinic that also diagnosed the infant with an allergic reaction to medication and released the infant back to the mother. The mother stated she left the clinic and went to the residence of her father who agreed the infant was not acting herself and suggested the mother contact the nurse advisor by phone. The nurse advisor counseled the mother to take the infant to a larger hospital. The mother stated she arrived at the larger hospital at approximately 7 p.m. Medical personnel prescribed a prescription for the nausea and dehydration and released the infant. The mother reported the vomiting and lethargy continued and she contacted the infant's pediatrician on December 13, 2013, who admitted the child for testing at the hospital. The mother stated after several tests the infant was diagnosed as abused. The mother denied causing the injuries to the infant.

The boyfriend was interviewed and stated he was watching the infant on December 11, 2013, and heard the infant cough and gag. The boyfriend stated he observed the infant on her back in the crib, choking on her vomit. The boyfriend stated he held the infant up, over her crib, and patted her on the back until the infant stopped vomiting. The boyfriend stated he blew in the face of the infant to make sure she was okay, placed her on the bed with a bottle, and called the mother. The boyfriend stated he felt good about what he did because he saved the infant's life. He denied causing the injuries to the infant.

No criminal charges were filed in this case and the investigation remains open.

Findings by agency, including maltreatment determination and material circumstances leading to incident:

The agency collaborated with medical personnel and law enforcement to complete the assessment. Based on information gathered, the Initial Assessment completed by the agency found a preponderance of the evidence to substantiate the allegation of physical abuse to the infant by an unknown maltreater. Medical professionals diagnosed the injuries as indicative of abuse. The clinical presentation of symptoms was December 11, 2013, but dating of injuries is not precise. Due to the severity of the injuries, the inability of the agency to determine who caused the injury, and concerns of the mother's ability to protect the infant, the agency determined the infant unsafe and temporary physical custody was taken. The child was placed in out-of-home care. A Child in Need of Protection or Services petition was filed and a case was opened with on-going case management services.

Yes No Criminal investigation pending or completed?
 Yes No Criminal charges filed? If yes, against whom?

Child's residence at the time of incident: In-home Out-of-home care placement

Complete the appropriate following section (A. or B. based on the child's residence at the time of the incident).

A. Children residing at home at the time of the incident:

Description of the child's family (includes household members, noncustodial parent and other children that have visitation with the child and / or in the child's family home):

At the time of the incident, the infant resided with her mother. The noncustodial father was uninvolved and did not visit.

Yes No **Statement of Services:** Were services under ch. 48 or ch. 938 being provided to the child, any member of the child's family or alleged maltreater at the time of the incident, including any referrals received by the agency or reports being investigated at time of incident?

If "Yes", briefly describe the type of services, date(s) of last contact between agency and recipient(s) of those services, and the person(s) receiving those services:

N/A

Summary of all involvement in services as adults under ch. 48 or ch. 938 by child's parents or alleged maltreater in the previous five years: (Does not include the current incident.)

None

Summary of actions taken by the agency under ch. 48, including any investigation of a report or referrals to services involving the child, any member of the child's family living in this household and the child's parents and alleged maltreater. (Does not include the current incident.)

(Note: Screened out reports listed in this section may include only the date of the report, screening decision, and if a referral to services occurred at Access. Reports that do not constitute a reasonable suspicion of maltreatment or a reason to believe that the child is threatened with harm are not required to be screened in for an initial assessment, and no further action is required by the agency.)

On July 2, 2013, the agency screened-out a CPS report. No service referrals made.

On December 14, 2013, the agency screened-out a CPS report. No service referrals made.

Summary of any investigation involving the child, any member of the child's family and alleged maltreater conducted under ch. 48 or ch. 938 and any services provided to the child and child's family since the date of the incident:

The agency collaborated with medical personnel and law enforcement to complete the assessment. Based on information gathered, the Initial Assessment completed by the agency found a preponderance of the evidence to substantiate the allegation of physical abuse to the infant by an unknown maltreater. Medical professionals diagnosed the injuries as indicative of abuse. The clinical presentation of symptoms was December 11, 2013, but dating of injuries is not precise. Due to the severity of the injuries, the inability of the agency to determine who caused the injury, and concerns of the mother's ability to protect the infant, the agency determined the infant unsafe and temporary physical custody was taken. The child was placed in out-of-home care. A Child in Need of Protection or Services petition was filed and a case was opened with on-going case management services. The mother has supervised visitation, parent education and continued case management services. The infant also receives community services.

B. Children residing in out-of-home (OHC) placement at time of incident:

Description of the OHC placement and basis for decision to place child there:

N/A.

Description of all other persons residing in the OHC placement home:

N/A

Licensing history: Including type of license, duration of license, summary of any violations by licensee or an employee of licensee that constitutes a substantial failure to protect and promote the welfare of the child.

N/A

Summary of any actions taken by agency in response to the incident: (Check all that apply.)

Screening of Access report Attempted or successful reunification
 Protective plan implemented Referral to services

- Initial assessment conducted
- Safety plan implemented
- Temporary physical custody of child
- Petitioned for court order / CHIPS (child in need of protection or services)
- Placement into foster home
- Placement with relatives
- Ongoing Services case management

- Transportation assistance
- Collaboration with law enforcement
- Collaboration with medical professionals
- Supervised visitation
- Case remains open for services
- Case closed by agency
- Initiated efforts to address or enhance community collaboration on CA/N cases
- Other (describe):

FOR DSP COMPLETION ONLY:

Summary of policy or practice changes to address issues identified during the review of the incident:

Under the Child Welfare Disclosure Act (Section 48.981 (7)(cr), Stats.), the DSP completes a 90-Day review of the agency's practice in each case reported under the act. The review found: The Child Protective Services (CPS) report received on July 2, 2013, did not gather detailed information as required by statute and standards and was screened-out in error. The CPS report received on July 14, 2013, was screened-out in error and not in accordance with the Wisconsin Child Protective Services standards.

Recommendations for further changes in policies, practices, rules or statutes needed to address identified issues:

The DSP will provide Technical Assistance to the agency to correct errors in Access.

Yes No Not Applicable This 90-day summary report completes the Division of Safety and Permanence (DSP) review of this case.

If the case review was not completed within 90 days, the DSP will complete and submit the final summary report within 6 months.

The agency must submit an electronic copy of the completed 90-Day Summary Report to: RobertB.Williams@wisconsin.gov