

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: 131126DSP-Milw-386 **Agency:** Bureau of Milwaukee Child Welfare

Child Information (at time of incident)

Age: 5 years Gender: Female Male

Race or Ethnicity: African American

Special Needs: None known

Date of Incident: November 26, 2013

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

On November 27, 2013, the agency received a report regarding a 5-year-old boy pronounced deceased in his home. The mother reported she left for work the previous day around 1:00 pm. When she went home for lunch early that evening, the mother's boyfriend and the child's grandfather were home with the child and the child had no injuries at the time. The grandfather left and a short time later, the mother went back to work. The mother said she came home from work at approximately 10:20 pm and checked on the child who appeared to be sleeping, so she did not enter his room. The next morning, the mother's boyfriend left for school at approximately 6:15am. The mother stated she went to wake the child around 7:45 am and found he was cold and stiff. She called other family members to come to the home and they called 911. Both law enforcement and the Medical Examiner responded to the scene. The child was pronounced deceased at 9:35 am. According to the Medical Examiner's preliminary report, the child sustained blunt force injuries to the head and neck, resulting in brain injury, as well as blunt force injuries to the chest, abdomen, and both upper and lower extremities. The child's injuries were highly indicative of physical abuse, and medical examination determined these injuries led to the child's death. The Medical Examiner's final report is not complete pending toxicology results. As a result of law enforcement's investigation, the mother's boyfriend was arrested, criminally charged with and convicted of felony 1st Degree Reckless Homicide.

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

The agency collaborated with law enforcement and medical professionals to complete the assessment. Based on the information gathered for the Initial Assessment, the child welfare agency found a preponderance of the evidence to substantiate physical abuse to the 5-year-old boy by the mother's boyfriend. The child sustained severe injuries which led to his death while he was in the care of his mother's boyfriend. As a result of law enforcement's investigation, the mother's boyfriend was criminally charged with and convicted of felony 1st Degree Reckless homicide. The agency provided the mother with community resources for counseling to help with her grief. No other children reside in the home; the case is closed.

- Yes No Criminal investigation pending or completed?
 Yes No Criminal charges filed? If yes, against whom? The mother's boyfriend.

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):

Prior to the incident, the child lived with the mother, the maternal grandfather, and the mother's boyfriend.

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.)

N/A.

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.)

N/A.

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 law enforcement and medical professionals to complete the assessment. Based on the information gathered for the Initial Assessment, the child welfare agency found a preponderance of the evidence to substantiate physical abuse to the 5-year-old boy by the mother’s boyfriend. The child sustained severe injuries which led to his death while he was in the care of his mother’s boyfriend. As a result of law enforcement’s investigation, the mother’s boyfriend was criminally charged with and convicted of felony 1st Degree Reckless homicide. The agency provided the mother with community resources for counseling to help with her grief. No other children reside in the home; the case is closed.

B. Children residing in out-of-home care (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.)

- | | |
|---|--|
| <input checked="" type="checkbox"/> Screening of Access report | <input type="checkbox"/> Attempted or successful reunification |
| <input type="checkbox"/> Protective plan implemented | <input checked="" type="checkbox"/> Referral to services |
| <input checked="" type="checkbox"/> Initial assessment conducted | <input type="checkbox"/> Transportation assistance |
| <input type="checkbox"/> Safety plan implemented | <input checked="" type="checkbox"/> Collaboration with law enforcement |
| <input type="checkbox"/> Temporary physical custody of child | <input checked="" type="checkbox"/> Collaboration with medical professionals |
| <input type="checkbox"/> Petitioned for court order / CHIPS (child in need of protection or services) | <input type="checkbox"/> Supervised visitation |
| <input type="checkbox"/> Placement into foster home | <input type="checkbox"/> Case remains open for services |
| <input type="checkbox"/> Placement with relatives | <input checked="" type="checkbox"/> Case closed by agency |
| <input type="checkbox"/> Ongoing Services case management | <input type="checkbox"/> Initiated efforts to address or enhance community collaboration on CA/N cases |
| | <input type="checkbox"/> 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 DSP did not identify practice issues during the review of the incident.

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

None

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

This 90-Day Summary Report was previously delayed. DSP did determine that releasing the summary report would jeopardize an ongoing criminal/civil investigation/proceeding, and delayed posting as provided under Wis. Stat. § 48.981(7)(cr)7.

