

## 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:** 131221DSP-Monro-395      **Agency:** Monroe County Department of Human Services

**Child Information** (at time of incident)

Age: 3 months      Gender: Female   Male

Race or Ethnicity: White

Special Needs: None

**Date of Incident:** 12/21/2013

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

On December 21, 2013, the agency received a report regarding a three month old infant presented at a hospital with unexplained injuries. Medical professionals diagnosed the infant with bite marks on several areas of her body, bruising on several areas of the body, a hematoma on her head, a skull fracture, and healing rib fractures. The infant was transferred to a Children's Hospital, via ambulance. Medical professionals confirmed the injuries to the child and stated the infant also had two broken legs. Medical professionals diagnosed the injuries as indicative of physical abuse and shaken baby syndrome. Law enforcement initiated a joint investigation with the agency the same day of the incident

The mother of the infant reported she was sick on December 19 and 20, 2013; all of her children were present with her on those days. The mother stated she gave the infant a bath on the evening of December 19, 2013, and did not observe any bruising or injuries. The mother stated she gave the infant a bath on December 20, 2013, and did observe bruising to the infant's arm and the infant was fussy all night. The mother stated on December 21, 2013, the infant continued to be fussy but the family began a trip to Milwaukee. The mother stated she rode in the back seat of the car with the infant and the infant began displaying signs of seizures. The mother stated the two year old child in the home is very rough with the infant and drags the infant around by her arm. The mother denied any abusive behavior to the infant. The mother provided statements to law enforcement that the boyfriend admitted to causing the injuries to the infant.

The mother's boyfriend was interviewed and stated he did not suspect the mother caused the injuries but stated he might have caused the injuries accidentally when he fell asleep on the couch with the infant. The infant was on one end of the couch and, when he stretched out his legs, he placed his leg on top of the infant. The boyfriend provided no other explanation as to the injuries to the infant. The boyfriend gave a second statement that he had no knowledge or reason to believe the mother was responsible for causing the injuries, nor did he have any knowledge or reason to believe the mother failed to protect the infant by ignoring signs of injury or failing to intervene.

No criminal charges were filed in this case but 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 physical abuse to the infant by the mother's boyfriend. The timeline identified by law enforcement and the agency provide specific persons who had access to the infant, which included the mother and the mother's boyfriend. Medical professionals diagnosed the injuries as indicative of abuse. The infant was deemed unsafe and temporary physical custody was taken. The infant was placed in out-of-home care and a Child in Need of Protection or Services petition was filed. The two other children in the home remain with their biological father and have no contact with the boyfriend. A case was opened for services with on-going case management.

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 in the home with her mother, the mother's boyfriend, five year old sibling, and three year old sibling. The father of the three children resided in a separate residence and visited with the children daily.

**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.)

None

**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 physical abuse to the infant by the mother's boyfriend. The timeline identified by law enforcement and the agency provide specific persons who had access to the infant, which included the mother and the mother's boyfriend. Medical professionals diagnosed the injuries as indicative of abuse. The infant was deemed unsafe and temporary physical custody was taken. The infant was placed in out-of-home care and a Child in Need of Protection or Services petition was filed. The two other children in the home remain with their biological father and have no contact with the boyfriend. A case was opened for services with on-going case management. Visits began as supervised and have moved to unsupervised with the mother. The boyfriend of the mother is no longer in the home and has no access to any of the children.

**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
- Protective plan implemented
- 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

- Attempted or successful reunification
- Referral to services
- 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:**

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 safety determination was made erroneously at the conclusion of the Initial Assessment involving the two other children in the household and was not in accordance with the Wisconsin Child Protective Services Safety Intervention 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 Safety Assessments.

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](mailto:RobertB.Williams@wisconsin.gov)