

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: 140203DSP-Wash-412 **Agency:** Washington County Human Services Department

Child Information (at time of incident)

Age: 4 Months Gender: Female Male

Race or Ethnicity: White/African American

Special Needs: None

Date of Incident: February 3, 2014

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

On February 3, 2014, the agency received a report regarding a four-month-old infant brought to the local hospital by ambulance for difficulty breathing. Medical professionals who examined the infant suspected head trauma due to the infant's presenting symptoms, so the infant was transported to another hospital for further assessment and treatment. Law enforcement was contacted and initiated a criminal investigation regarding the child's suspicious injuries.

It was reported the mother's boyfriend provided care for the infant that day while the mother was at work. The mother's boyfriend stated the infant became unresponsive and stopped breathing. He called 911 and emergency responders transported the infant to the local hospital. Medical personnel diagnosed the infant with Physical Abuse-Abusive Head Trauma. Medical professionals indicated with reasonable medical certainty that the infant's injuries resulted from being shaken by a caregiver.

The mother reported she left the infant in her boyfriend's care when she went to help a family friend from 6:00 a.m. to 2:00 p.m. on February 3, 2014. The mother stated she received three voicemail messages and three text messages from her boyfriend, that indicated something was wrong with the infant. The mother said she did not notice the messages until she arrived home and saw detectives at the residence.

The mother's boyfriend admitted to shaking the infant harder than he should have when he became frustrated with the infant. As a result of law enforcement's investigation, the mother's boyfriend was criminally charged with Child Abuse-Recklessly Cause Great Harm and Resisting or Obstructing an Officer. He was found guilty of Child Abuse-Recklessly Cause Great Harm.

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

The agency collaborated with law enforcement and medical personnel to complete the assessment. The Initial Assessment completed by the agency found a preponderance of the evidence to substantiate maltreatment of physical abuse to the infant by the mother's boyfriend. Medical professionals determined the infant sustained head injuries most likely the result of being shaken by a caregiver, and diagnosed the infant with Abusive Head Trauma. The infant was deemed unsafe and taken into Temporary Physical Custody while hospitalized. Upon discharge from the hospital, the infant was placed in the mother's care after she was assessed as protective. The mother's boyfriend was criminally charged and court ordered to have no contact with the infant. The infant's 14-year-old half-brother was deemed unsafe, taken into Temporary Physical Custody, and placed with his father. The mother's boyfriend's 12-year-old son was also deemed unsafe, taken into Temporary Physical Custody, and placed with his mother. Temporary Physical Custody was released for the two older children on February 5, 2014 as they were then deemed safe. A Child in Need of Protection or Services petition was filed and the case remained open to provide ongoing case management services.

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):

At the time of the incident, the infant resided with her mother, her mother's boyfriend, her 14-year-old half-brother, and the mother's boyfriend's 12-year-old son. Paternity has not been established for the infant. The half-brother was placed with his biological father and the mother's boyfriend's son was placed with his biological mother.

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.)

On October 27, 2011, the agency screened out a CPS Report.

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. The Initial Assessment completed by the agency found a preponderance of the evidence to substantiate maltreatment of physical abuse to the infant by the mother's boyfriend. The mother's boyfriend admitted to shaking the infant harder than he should have when he became frustrated with the infant. As a result of law enforcement's investigation, the mother's boyfriend was criminally charged with one count of Child Abuse-Recklessly Cause Great Harm and one count of Resisting or Obstructing an Officer. The mother's boyfriend is court ordered to have no contact with the infant. Medical professionals determined the infant sustained head injuries most likely the result of being shaken by a caregiver, and diagnosed the infant with Abusive Head Trauma. The infant was deemed unsafe and taken into Temporary Physical Custody while hospitalized. Upon discharge from the hospital, the infant was placed in the mother's care after she was assessed as protective. The infant's 14-year-old half-brother was deemed unsafe, taken into Temporary Physical Custody, and placed with his father. The mother's boyfriend's 12-year-old son was also deemed unsafe, taken into Temporary Physical Custody, and placed with his mother. Temporary Physical Custody was released for the two older children on February 5, 2014 as they were then deemed safe. A Child in Need of Protection or Services petition was filed and the case remained open to provide ongoing case management services.

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.)

- | | |
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| <input checked="" type="checkbox"/> Screening of Access report | <input checked="" 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 checked="" type="checkbox"/> Safety plan implemented | <input checked="" type="checkbox"/> Collaboration with law enforcement |
| <input checked="" type="checkbox"/> Temporary physical custody of child | <input checked="" type="checkbox"/> Collaboration with medical professionals |
| <input checked="" type="checkbox"/> Petitioned for court order / CHIPS (child in need of protection or services) | <input checked="" type="checkbox"/> Supervised visitation |
| | <input checked="" type="checkbox"/> Case remains open for services |

- Placement into foster home
- Placement with relatives
- Ongoing Services case management

- 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 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:

N/A

- 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.

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.