

Provider Name YLNONA USA COLORADO

License ID: 1514838-CPAAD

GENERAL FACILITY INFORMATION

Provider Number	0001514838	Provider Type	Child Placement Agency Adoption
Worker Name	LORI ROXBURY	Service Status	CLOSED
Location Address	15470 Paddington CIR Colorado Springs, CO 80921	Mailing Address	15470 Paddington CIR Colorado Springs, CO 80921
Location County	El Paso	Director Name	Ann McGuffee
Location Phone	(719) 481-5807	Governing Body	0000000000

CAPACITY INFORMATION

# of Children	Gender	From	Years	Months	To	Years	Months
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OTHER CONDITIONS AND RESTRICTIONS

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.

OTHERS INFORMATION

School District

Ownership Type

License Type PERM

License Visit Freq Code 12 MONTH

Close Reason AGCY DEC

Continuation Date 12/8/2003

Fire Inspection Date

Health Inspection date

Facility Inspection date 9/30/2003

Close Date 3/31/2004

Friday, April 30, 2004

Page 1 of 3

RECOMMENDATION FOR ADVERSE LICENSING ACTION

Worker Name: Lari Roxbury Agency Name: Dept of Human Services ^{Child Care} 303 Phone: 866-5475

PROVIDER INFORMATION:

Facility/Agency Name: Yanona USA Colorado License #: 1514838
Address: 1033 Shady Brook Ln City: Napa CA Zip: 94559 County: _____
Mailing Address: 1033 Shady Brook Ln City: Napa CA Zip: 94559 Phone: 707 254 1961

License Type: (please circle) Prov Perm Prob Provisional or Probationary only. Effective Date: 1 Date of Timely Renewal: _____
Anniversary Month: October Date Last Continuation Notice Received: n/a

License Capacity/ Ages: na
Full Name of Current Director: none
Governing Body/owner including name of board of director's president or CEO/address: Ivan Jerdev President
1033 Shady Brook Ln City: Napa CA Zip: 94559

PLEASE CHECK ADVERSE LICENSING ACTION(S) RECOMMENDED:

Denial _____ Suspension X Injunction _____ Revocation _____ Fine _____ Probation _____ (may take only)

May Take Adverse Licensing Action 26-6-108 C.R.S.

Please check grounds for adverse action recommended - may check multiple selections

- a) Be convicted of any felony, unlawful sexual offense or have entered into a deferred judgment agreement or deferred prosecution agreement to any felony. Or should the department have a certified court order from another state indicating that the applicant, licensee, person employed by the licensee, or any person residing with the licensee has been convicted of a felony, or has entered into a deferred judgment agreement or a deferred prosecution agreement in another state as to a felony; or
- a.5) Be convicted of third degree assault, as described in section 18-3-204, C.R.S., any misdemeanor, the underlying factual basis of which has been found by the court on the record to include an act of domestic violence, as defined in section 18-6-800.3, C.R.S., the violation of a restraining order, as described in section 18-6-803.5, C.R.S., or any misdemeanor offense in any other state, the elements of which are substantially similar to the elements of any one of the offenses described in this paragraph (a.5). For purposes of this paragraph (a.5), "convicted" shall have the same meaning as set forth in section 26-6-104(7)(a)(II); or
- b) Be determined to be insane or mentally incompetent by a court; or
- c) Use any controlled substance, as defined in section 12-22-303(7), C.R.S., or consume any alcoholic beverage during the operating hours of the facility or be under the influence of a controlled substance or alcoholic beverage during the operating hours of the facility; or
- c.5) Be convicted of unlawful use of a controlled substance as specified in section 18-8-404, C.R.S., unlawful distribution, manufacturing, dispensing, sale, or possession of a controlled substance as specified in section 18-18-405, C.R.S., or unlawful offenses relating to marijuana or marijuana concentrate as specified in section 18-18-406, C.R.S.; or
- d) Consistently fail to maintain standards prescribed and published by the department; or
- e) Furnish or make any misleading or false statement or report to the department; or
- f) Refuse to submit to the department any reports or refuse to make available to the department any records required by it in making an investigation of the facility for licensing purposes; or
- g) Fail or refuse to submit to an investigation or inspection by the department or to admit authorized representatives of the department at any reasonable time for the purpose of investigation or inspection; or
- h) Fail to provide, maintain, equip, and keep in safe and sanitary condition premises established or used for child care pursuant to the minimum standards prescribed by the department of public health and environment and the department of human services or by ordinances or regulations applicable to the location of such facility; or
- i) Willfully or deliberately violate any of the provisions of this part 1; or

- j) Fail to maintain financial resources adequate for the satisfactory care of children served in regard to upkeep of premises and provision of personal care, medical services, clothing, and other essentials in the proper care of children; or
- k) Be charged with the commission of an act of child abuse or unlawful sexual offense, as specified in section 18-3-411(1), C.R.S., if:
 - (i) Such individual has admitted committing the act or offense and the admission is documented or uncontroverted; or
 - (ii) The administrative law judge finds that such charge is supported by substantial evidence; or
- l) Admit to an act of child abuse or if substantial evidence is found that the licensee, person employed by the licensee, or person who resides with the licensee in the licensed facility has committed an act of child abuse. For the purposes of this paragraph (1), "child abuse" has the same meaning as that ascribed to the term "abuse" or "child abuse" or "neglect" in section 19-1-103(1), C.R.S.; or
- m) Be the subject of a negative licensing action.

MUST Take Adverse Licensing Action 26-6-104 C.R.S.

Please check grounds for adverse action recommended – may check multiple selections

- A) Be convicted of child abuse, as specified in section 18-6-401, C.R.S.; or
- B) Be convicted of a crime of violence, as defined in section 18-1.3-406, C.R.S.; or
- C) Be convicted of any felony offense involving unlawful sexual behavior; or
- D) Be convicted of any felony, the underlying factual basis of which has been found by the court on the record to include an act of domestic violence, or
- D.5) Be convicted of any felony involving physical assault, battery, or a drug-related offense within the five years preceding the date of application for a license or certificate; or
- E) Be convicted of any felony offense in any other state, the elements of which are substantially similar to the elements of any one of the offenses described above; or
- 8a) The licensee, an affiliate of the licensee, a person employed by the licensee, or a person who resides with the licensee at the facility has been determined to be insane or mentally incompetent by a court of competent jurisdiction and a court has entered an order specifically finding that the mental incompetency or insanity is of such a degree that the licensee is incapable of operating a family child home, foster care home, or child care center, the record of such determination and entry of such order being conclusive evidence thereof.

Please summarize the reasons for taking adverse licensing action:

Yunona USA Colorado has not had a child placement supervisor or executive director since December 2003. They do not have a Colorado address or office. Yunona was unable to provide our department with an adaptive parent file when it was requested. Yunona provided false information about a board member.

Please check other investigations noted and if report is attached:

- | | |
|--|--|
| <input type="checkbox"/> police investigation | <input type="checkbox"/> report attached |
| <input type="checkbox"/> child abuse investigation | <input type="checkbox"/> report attached |
| <input type="checkbox"/> health investigation | <input type="checkbox"/> report attached |
| <input type="checkbox"/> fire investigation | <input type="checkbox"/> report attached |

Please list the complete names, agency if appropriate, address and telephone numbers of potential witnesses who can testify in support of the adverse action being recommended. Describe briefly to what the person will testify. Attach additional pages if necessary.

Name: _____	Name: _____
Agency: _____	Agency: _____
Address: _____	Address: _____
Phone: _____	Phone: _____
Testimony: _____	Testimony: _____

Worker signature: *Lois Robinson*

Date: 3-26-04

Colorado Department of Human Services
Division of Child Care
1575 Sherman Street, First Floor
Denver, CO 80203-1714

Report of Inspection

Yunona USA Colorado
1033 Shady Brook LN.
Napa, Ca. 94559
Purpose of Visit:

Division Representative: **Lori Roxbury**

Person Interviewed:
Anne Marie Meguffe,
Simons Zakheim, and
Lena Komonenko

License #: **1514838**

County: **Napa**

Date: **2-26-04**

Title:

The following items were observed and are violations of the Minimum Rules and Regulations for: **CPA**

Complaint investigation report for complaint # 9379

Allegation #1: Yunona was not licensed when the contract with applicant was signed.

Findings: **Founded** as Yunona was not licensed in Colorado when applicant entered into a contract with Yunona USA.

Allegation # 2 Yunona was not familiar with Colorado law and who could or could not receive a homestudy.
Findings: This allegation is **Founded** as Yunona sent the homestudy back to applicants upon their request.

Manual regulation: 7.710.56R reads: *The family assessment is a part of the official adoption record of the agency. The assessment may only be released to another agency, or a county department of social services, upon the written release and authorization of the applicant(s).* Correction needed: Do not release any home studies to adoptive family. Correct immediately.

Allegation #3 Applicants had little contact with the Director and Child Placement Supervisor of Colorado licensed agency.

Findings: **Founded**. The director/ child placement supervisor did not know about applicants until licensing specialist informed the director or Yunona.USA Colorado. Yunona Colorado did not have a file on the Colorado applicants. Manual regulation: 7.710.26 *Duties of placement supervisor*
The placement supervisor shall be responsible for the certification of foster care homes and the placement of children in foster care homes and/or the study of adoptive families, study of the child for adoption, and the placement of children in homes for adoption.

7.710.73A *An agency shall be responsible for maintaining a case record for each approved adoptive family..*
Correction needed: Placement supervisor needs to review and sign off on all home studies and placement of children. Case records shall be maintained on all adoptive families. Correct immediately.

I have read and understand the above violations. I will send written verification of the correction of these violations by **3-15-04**. If I have any problems completing the corrections by this date, I will respond in writing and state the planned date of completion. At that time a follow-up letter will be sent stating all corrections have been made.

Signature: _____

Date: _____

Title and Position: _____

If you feel a regulation presents undue hardship or that it has been too stringently applied, you have a right to appeal (see regulation number 7.701.13 of the General Rules for Child Care Facilities).

certified mail

(02/26/04 VL)

Lori Roxbury

2-27-04 7099

*3400
2017 8673*

Colorado Department of Human Services
 Division of Child Care
 1575 Sherman Street, First Floor
 Denver, CO 80203-1714

Report of Inspection

Yunona USA Colorado
1033 Shady Brook LN.

Napa, Ca 94559

Purpose of Visit:

Division Representative: **Lori Roxbury**

Person Interviewed:

Anne Marie McGuiffe,
 Simona Zakharin, and
 Lena Koonenko

License #: **1514838**

County: **Napa**

Date: **2-26-04**

Title:

The following items were observed and are violations of the Minimum Rules and Regulations for: **CPA**

Allegation#4: Yunona is not accredited to work in Russia and was planning on partnering with Orphans Overseas.

Findings: Unable to confirm at this time. Please send clarification of whether Yunona is accredited in Russia, or if Yunona partners with another entity, send verification that they are authorized to operate in Russia. Manual regulation: 7.710.942a and 7.710.64E

Other violations:

#5 Observed that agency does not have a qualified child placement supervisor or an executive director. Manual regulation 7.710.23 A1 and 2 Correction needed: Find a qualified child placement supervisor and executive director immediately. Do not place any children until child placement supervisor is approved by our department and in place.

I have read and understand the above violations. I will send written verification of the correction of these violations by **3-15-04**. If I have any problems completing the corrections by this date, I will respond in writing and state the planned date of completion. At that time a follow-up letter will be sent stating all corrections have been made.

Signature: _____

Date: _____

Title and Position: _____

If you feel a regulation presents undue hardship or that it has been too stringently applied, you have a right to appeal (see regulation number 7.701.13 of the General Rules for Child Care Facilities).

I:\Common DCC Forms & Information\Licensing Forms\Report of Inspection.doc

(02/26/04 VL)

Lori Roxbury 2-24-04

Child Care Facility - Complaint Tracking System

Complaint No.: 9379

Intake Date 12/23/2004 Receiving Person: Lori Roxbury

License No.: 1514838

Date Received: 12/23/04

Time Received:

INVESTIGATION INFORMATION

Investigating Worker's Name: Lori Roxbury

Contact Date: 12/31/03, 1/14/04 and 1

Person Contacted: Anne Marie McGuffee, Simona Zakheim, Lena Kononenko

Contact Time:

Title: Resigned Exec. Director, Yunona attorney

And Yunona USA employee

Observations / Findings / persons interviewed: Telephone conversation on 12/31/03 and 1/29/04 with Simona Zakheim, attorney for Yunona. Email to Lena Komonenko at Yunona USA in California on 1/14/04 and email to Anne Marie McGuffee resigned Exec. Director, on 1/14/04 requesting Boyer/Jennings file.

Allegation #1: Yunona was not licensed when the contract with applicant was signed. Findings: Based on submitted copy of contract this allegation is founded as the date the contract was signed is 5/7/03 and Yunona USA Colorado was not licensed until 10-01-2003.

Allegation #2 Yunona was not familiar with Colorado law and who could and could not receive a homestudy.

Findings: Founded: Applicants were given homestudy completed by One Light Adoption. Per Director of One Light Adoptions, Karen Dinan, she did not release homestudy to applicants. Per telephone call on 1/29/04 from Yunona attorney, Simona Zakheim, and per letter from President of Yunona USA, Ivan Jerdev dated 2/28/04 the file was released directly to applicants.

Allegation #3 Applicants had little contact with the Director and Child Placement Supervisor of Colorado licensed agency. Founded: Placement supervisor, Ann Marie McGuffee did not even know about applicants until she was informed by our department. Yunona USA Colorado office was not working with this couple and did not have a case file on them.

Allegation #4 Yunona is not accredited to work in Russia and was planning on partnering with Orphans Overseas. Founded: Yunona did have a contract with Orphans Overseas to work in Russia and should have notified our department of such arrangement per regulation 7.710.64E

Other Violations Observed: See report of inspection

Facility Condition/Safety:	_____	Founded:	_____	Staff Qualifications:	_____	Founded:	_____
Harsh Treatment:	_____	Founded:	_____	Lack of Supervision:	_____	Founded:	_____
Abuse/Neglect:	_____	Founded:	_____	Discipline:	_____	Founded:	_____
Drugs or Alcohol:	_____	Founded:	_____	Business/Financial:	_____	Founded:	__X__
Staff to Child Ratios:	_____	Founded:	_____	Over-enrollment:	_____	Founded:	_____
Other Allegations	_____	Founded:	_____				

Child Care Facility - Complaint Tracking System

Page 1 of 5

Complaint No. 9379

Intake Date 12/23/2004 Receiving Person: LORI ROXBURY

License No.: 1514838-CPAAD Date Received 12/23/2003 Time Received:

County Complaint: County/Out Station Staff:

FACILITY INFORMATION

Name: YUNONA USA COLORADO

Family Foster Home:

Address: 15470 Paddington CIR

City: Colorado Springs

County: El Paso

Zip Code: 80921-

Worker Assigned Complaint: LORI ROXBURY

Facility Type: CPAAD

Licensed Pending Unlicensed Follow-up Requested CC:

Nature of Complaint, Licensing violation only (Do not include confidential information)

Date of Incident or 1st Occurrence:

Severity: 4

Ongoing:

Location of Incident:

Injuries:

Type of Allegation: (check all that apply)

Facility Condition/Safety Harsh treatment Abuse/Neglect Drugs or Alcohol Staff qualifications Lack of supervision Business/financial

RP states that Yunona asked RP to have the home study sent to their house then forward it directly to them for processing. RP refused to do this because it was against Colorado law. Yunona was not familiar with Colorado law and who could or could not receive a homestudy. Yunona was not licensed when the contract with the RP was signed. RP had little contact with Director of Yunona in Colorado. RP stated that they had four caseworkers and that their third caseworker left the country and they could not get anybody from Yunona on the phone for a three week period in October. RP stated that Yunona is not accredited in Russia and would be partnering with Orphans Overseas. RP stated that the Yunona personnel in California had little or no knowledge of Colorado adoption regulations.

Staff to child ratios Discipline Overenrollment Other Allegations

Child Care Facility - Complaint Tracking System

Page 5 of 4

Complaint No.: 9379

Intake Date 12/23/2004 Receiving Person: Lori Roxbury

License No.: 1514838

Date Received: 12/23/04

Time Received:

CLEARANCE/ REPORT OF INSPECTION COMPLIANCE INFORMATION

Investigating Worker's Name: Lori Roxbury

Contact Date: 1/31/04

Contact Type: Telephone Site Visit Letter Office Visit Other emails

Complaint Status - Licensed Facility:

 Founded Report of Inspection is required... # of pages 2

Summary Suspension 3/31/04

 n.a. Violations corrected at or prior to investigation visit. No provider response is required. **n.a.** Violations corrected per provider's written response. **Unable to Confirm** **Other violations observed.** Report of Inspection is required... # of pages **No other violations observed.** Report of Inspection is required. No provider response is required.

Complaint Status - Unlicensed Facility:

 Founded **Cease and Desist letter presented or mailed to facility** _____ (date) **Unable to Confirm**Clearance Date: 3-31-04

Date 4-15-04

Worker Name (Please Print) Lori Roxbury

Upon completion of complaint investigation process, submit the following documents for data entry:

Complaint pages 1 through 4 with pages 3 and 4 completed by investigating worker

Report of Inspection (if licensed facility)

Provider Response (if applicable)

Other related documents (if applicable)

Provider Name YUNONA USA COLORADO

License ID: 1514838-CPAAD

Licensing Inspections

Contact Date	Reason
12/5/2002	Original
3/21/2003	Original
6/6/2003	Consultation

Complaints

Complaint #: 9379 **Date Complaint Received** 12/23/2003

Occurrence Date Ongoing No **Incident Location**

Injuries Description Severity 4

Category of Allegation

Facility Condition/Safety	No	Staff Qualifications	No	Business/Financial	Yes
Harsh Treatment	No	Lack of Supervision	No	Discipline	No
Abuse/Neglect	No	Staff to Child Ratios	No	Over-enrollment	No
Drugs or Alcohol	No				
Other Violations					

Contact Date 1/31/2004 **Clearance Date** 3/31/2004

Complaint Status Founded Yes **Unable to Confirm** No **Other Violations** No

Complaint Referred To

Child Abuse Investigation & Licensing Follow Up

Adverse Licensing Action

Provider Name YUNONA USA COLORADO

License ID: 1514838-CPAAD

Type of Action Recommended Summary Suspension

Date Action Recommended 3/26/2004

Basis for Legal Action

Consistently fail to maintain standards prescribed and published by the department; or

Furnish or make any misleading or false statement or report to the department; or

Refuse to submit to the department any reports or refuse to make available to the department any records required by it in making an investigation of the facility for licensing purposes; or

Willfully or deliberately violate any of the provisions of this part 1; or

Disposition of Case

Hearing Date

Critical Incident