



Report Identification Number: NY-22-026

Prepared by: New York City Regional Office

Issue Date: Oct 06, 2022

This report, prepared pursuant to section 20(5) of the Social Services Law (SSL), concerns:

- A report made to the New York Statewide Central Register of Child Abuse and Maltreatment (SCR) involving the death of a child.
- The death of a child for whom child protective services has an open case.
- The death of a child whose care and custody or custody and guardianship has been transferred to an authorized agency.
- The death of a child for whom the local department of social services has an open preventive service case.

The Office of Children and Family Services (OCFS) is mandated by section 20 of the SSL to investigate or cause for the investigation of the cause and circumstances surrounding the death, review such investigation, and prepare and issue a fatality report in regard to the categories of deaths noted above involving a child, except where a local or regional fatality review team issues a report, as authorized by law.

Such report must include: the cause of death; the identification of child protective or other services provided or actions taken regard to such child and child’s family; any extraordinary or pertinent information concerning the circumstances of the child’s death; whether the child or the child’s family received assistance, care or services from the social services district prior to the child’s death; any action or further investigation undertaken by OCFS or the social services district since the child’s death; and as appropriate, recommendations for local or state administrative or policy changes.

This report contains no information that would identify the deceased child, his or her siblings, the parent, parents, or other persons legally responsible for the child, and any members of the deceased child’s household.

By statute, this report will be forwarded to the social services district, chief county executive officer, chairperson of the local legislative body of the county where the child died and the social services district that had legal custody of the child, if different. Notice of the issuance of this report will be sent to the Speaker of the Assembly and the Temporary President of the Senate of the State of New York.

This report may **only** be disclosed to the public by OCFS pursuant to section 20(5) of the SSL. **It may be released by OCFS only after OCFS has determined that such disclosure is not contrary to the best interests of the deceased child’s siblings or other children in the household.**

OCFS’ review included an examination of actions taken by individual caseworkers and supervisors within the social services district and agencies under contract with the social services district. The observations and recommendations contained in this report reflect OCFS’ assessment and the performance of these agencies.



Abbreviations

Relationships		
BM-Biological Mother	SM-Subject Mother	SC-Subject Child
BF-Biological Father	SF-Subject Father	OC-Other Child
MGM-Maternal Grand Mother	MGF-Maternal Grand Father	FF-Foster Father
PGM-Paternal Grand Mother	PGF-Paternal Grand Father	DCP-Day Care Provider
MGGM-Maternal Great Grand Mother	MGGF-Maternal Great Grand Father	PGGF-Paternal Great Grand Father
PGGM-Paternal Great Grand Mother	MA/MU-Maternal Aunt/Maternal Uncle	PA/PU-Paternal Aunt/Paternal Uncle
FM-Foster Mother	SS-Surviving Sibling	PS-Parent Sub
CH/CHN-Child/Children	OA-Other Adult	
Contacts		
LE-Law Enforcement	CW-Case Worker	CP-Case Planner
Dr.-Doctor	ME-Medical Examiner	EMS-Emergency Medical Services
DC-Day Care	FD-Fire Department	BM-Biological Mother
CPS-Child Protective Services	DA-District Attorney	
Allegations		
FX-Fractures	II-Internal Injuries	L/B/W-Lacerations/Bruises/Welts
S/D/S-Swelling/Dislocation/Sprains	C/T/S-Choking/Twisting/Shaking	B/S-Burns/Scalding
P/Nx-Poisoning/ Noxious Substance	XCP-Excessive Corporal Punishment	PD/AM-Parent's Drug Alcohol Misuse
CD/A-Child's Drug/Alcohol Use	LMC-Lack of Medical Care	EdN-Educational Neglect
EN-Emotional Neglect	SA-Sexual Abuse	M/FTTH-Malnutrition/Failure-to-thrive
IF/C/S-Inadequate Food/ Clothing/ Shelter	IG-Inadequate Guardianship	LS-Lack of Supervision
Ab-Abandonment	OTH/COI-Other	SXTF-Sex Trafficking
Miscellaneous		
IND-Indicated	UNF-Unfounded	SO-Sexual Offender
Sub-Substantiated	Unsub-Unsubstantiated	DV-Domestic Violence
LDSS-Local Department of Social Service	ACS-Administration for Children's Services	NYPD-New York City Police Department
PPRS-Purchased Preventive Rehabilitative Services	TANF-Temporary Assistance to Needy Families	FC-Foster Care
MH-Mental Health	ER-Emergency Room	COS-Court Ordered Services
OP-Order of Protection	RAP-Risk Assessment Profile	FASP-Family Assessment Plan
FAR-Family Assessment Response	Hx-History	Tx-Treatment
CAC-Child Advocacy Center	PIP-Program Improvement Plan	yo- year(s) old
CPR-Cardiopulmonary Resuscitation		



Case Information

Report Type: Child Deceased
Age: 3 month(s)

Jurisdiction: New York
Gender: Male

Date of Death: 04/20/2022
Initial Date OCFS Notified: 04/20/2022

Presenting Information

The Administration for Children’s Services (ACS) received an SCR report on 4/20/2022 which alleged the father (SF) placed the 3-month-old child (SC) face up on the couch and walked away. The father received a phone call from the mother (BM) and was on the phone with her for approximately 15 minutes before returning to check on the 3-month-old child. When the father returned, he found the 3-month-old child unresponsive and initiated CPR. The mother called 911 and emergency services responded to the home. The child was transported to the hospital by ambulance and pronounced dead. The roles of the 16-year-old, 3-year-old, and 1-year-old surviving siblings were unknown.

Executive Summary

This report concerns the death of a 3-month-old child which occurred while in the care of his father. The father was watching the child, the 3-year-old sibling, and the 1-year-old sibling while the mother and 16-year-old sibling were out running errands. The father bathed the 3-month-old child then placed him on the couch face up between two pillows and walked away. The father received a video call from the mother and was talking with her for approximately 15 minutes before returning to the room and noticing the child was unresponsive. The mother called 911 from her location and returned home. Emergency medical services responded to the home and transported the child to the hospital by ambulance where he was pronounced dead.

ACS conducted their investigation in conjunction with law enforcement. Law enforcement found no criminality in the child’s death. The medical examiner found no signs of abuse or trauma, though the final autopsy results were pending at the time the investigation was closed.

ACS unsubstantiated the allegations of DOA/Fatality and Inadequate Guardianship against the father regarding the 3-month-old child. The family was referred to services which were accepted; however, the services were terminated prior to the investigation closure due to a lack of family engagement.

Findings Related to the CPS Investigation of the Fatality

Safety Assessment:

- **Was sufficient information gathered to make the decision recorded on the:**
 - **Approved Initial Safety Assessment?** Yes
 - **Safety assessment due at the time of determination?** Yes
- **Was the safety decision on the approved Initial Safety Assessment appropriate?** Yes

Determination:



- **Was sufficient information gathered to make determination(s) for all allegations as well as any others identified in the course of the investigation?** Yes, sufficient information was gathered to determine all allegations.
- **Was the determination made by the district to unfound or indicate appropriate?** Yes

Was the decision to close the case appropriate? Yes

Was casework activity commensurate with appropriate and relevant statutory or regulatory requirements? Yes

Was there sufficient documentation of supervisory consultation? Yes, the case record has detail of the consultation.

Explain:

There is detailed documentation in the case record of supervisory consult throughout the investigation.

Required Actions Related to the Fatality

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:	Timely/Adequate Seven Day Assessment
Summary:	The 7-Day Safety Assessment was not completed.
Legal Reference:	SSL 424(3);18 NYCRR432.2(b)(3)(ii)(c)
Action:	An adequate 24-Hour Safety Assessment was made; however, a 7-Day Safety Assessment was not completed. ACS will complete all safety assessments within the required time frame.

Fatality-Related Information and Investigative Activities

Incident Information

Date of Death: 04/20/2022

Time of Death: 02:42 PM

Time of fatal incident, if different than time of death:

01:40 PM

County where fatality incident occurred:

New York

Was 911 or local emergency number called?

Yes

Time of Call:

01:51 PM

Did EMS respond to the scene?

Yes

At time of incident leading to death, had child used alcohol or drugs?

No

Child's activity at time of incident:

- Sleeping
- Working
- Driving / Vehicle occupant
- Playing
- Eating
- Unknown
- Other

Total number of deaths at incident event:



Children ages 0-18: 1
Adults: 0

Household Composition at time of Fatality

Household	Relationship	Role	Gender	Age
Deceased Child's Household	Deceased Child	Alleged Victim	Male	3 Month(s)
Deceased Child's Household	Father	Alleged Perpetrator	Male	32 Year(s)
Deceased Child's Household	Mother	No Role	Female	36 Year(s)
Deceased Child's Household	Sibling	No Role	Male	16 Year(s)
Deceased Child's Household	Sibling	No Role	Male	3 Year(s)

LDSS Response

ACS received the SCR report, coordinated their response with LE. LE informed ACS they believed there was no criminality in the death of the SC, and there were no signs of abuse or trauma.

ACS and LE interviewed the BM, SF, and SSs together. The SF stated he gave the SC a bath, placed him on the couch face up between two pillows and walked away. The SF stated he was talking to the BM through a video call and tending to the 3 and 1-year-old SSs for approximately 15 minutes when he noticed the SC was not breathing. The SC was found in the same position the SF placed him in. The SF stated he initiated CPR while the BM called 911 from her location. The SF stated EMS arrived and took over CPR. The BM rode with the SC to the hospital, where he was pronounced dead. The BM and 16-year-old SS confirmed the version of events as reported by the SF. The BM and 16-year-old SS were out of the home running errands when the BM video called the SF and was talking to him when he discovered the SC unresponsive. The 3-year-old SS expressed little knowledge of the incident and the 1-year-old was not interviewed due to her age. The 3 and 1-year-old SSs were removed from the custody of the SF and ACS kept the children in the custody of the BM as a precaution while the allegations were investigated further. A neglect petition was filed and vacated on 5/3/2022.

ACS obtained records for the SC from their pediatrician. The records showed the SC was seen on 4/4/2022 and there were no medical concerns present or preexisting conditions diagnosed.

ACS interviewed the ME. The ME stated there were no signs of abuse or maltreatment. The final autopsy results were pending at the time the investigation was closed.

The allegations of DOA/Fatality and IG against the SF regarding the SC were unsubstantiated. There were no signs of abuse or maltreatment, and the preliminary autopsy results were inconclusive. ACS offered services in relation to the death of the SC, housing assistance, and early intervention for the 3 and 1-year-old SSs. The family was initially amenable to the services; however, the services were cancelled due to a lack of engagement from the family.

Official Manner and Cause of Death

Official Manner: Pending

Primary Cause of Death: Pending

Person Declaring Official Manner and Cause of Death: Medical Examiner

Multidisciplinary Investigation/Review

Was the fatality investigation conducted by a Multidisciplinary Team (MDT)? Yes



Was the fatality referred to an OCFS approved Child Fatality Review Team?No

Comments: ACS does not have an OCFS approved Child Fatality Review Team.

SCR Fatality Report Summary

Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome
061321 - Deceased Child, Male, 3 Month(s)	061322 - Father, Male, 32 Year(s)	DOA / Fatality	Unsubstantiated
061321 - Deceased Child, Male, 3 Month(s)	061322 - Father, Male, 32 Year(s)	Inadequate Guardianship	Unsubstantiated

CPS Fatality Casework/Investigative Activities

	Yes	No	N/A	Unable to Determine
All children observed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
When appropriate, children were interviewed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Alleged subject(s) interviewed face-to-face?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All 'other persons named' interviewed face-to-face?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Contact with source?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All appropriate Collaterals contacted?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was a death-scene investigation performed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there discussion with all parties (youth, other household members, and staff) who were present that day (if nonverbal, observation and comments in case notes)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Coordination of investigation with law enforcement?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there timely entry of progress notes and other required documentation?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Fatality Safety Assessment Activities

	Yes	No	N/A	Unable to Determine
Were there any surviving siblings or other children in the household?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there an adequate assessment of impending or immediate danger to surviving siblings/other children in the household named in the report:				
Within 24 hours?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
At 7 days?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
At 30 days?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Child Fatality Report

Was there an approved Initial Safety Assessment for all surviving siblings/ other children in the household within 24 hours?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Are there any safety issues that need to be referred back to the local district?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

When safety factors were present that placed the surviving siblings/other children in the household in impending or immediate danger of serious harm, were the safety interventions, including parent/caretaker actions adequate?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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Explain:
A 7 day safety assessment was not completed.

Fatality Risk Assessment / Risk Assessment Profile

	Yes	No	N/A	Unable to Determine
Was the risk assessment/RAP adequate in this case?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
During the course of the investigation, was sufficient information gathered to assess risk to all surviving siblings/other children in the household?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there an adequate assessment of the family's need for services?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Did the protective factors in this case require the LDSS to file a petition in Family Court at any time during or after the investigation?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Were appropriate/needed services offered in this case	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Placement Activities in Response to the Fatality Investigation

	Yes	No	N/A	Unable to Determine
Did the safety factors in the case show the need for the surviving siblings/other children in the household be removed or placed in foster care at any time during this fatality investigation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Were there surviving children in the household that were removed either as a result of this fatality report / investigation or for reasons unrelated to this fatality?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, court ordered?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Explain as necessary:
The children were temporarily removed from the custody of the father while the circumstances of the SC's death were investigated further. The petition and removal were vacated upon further details becoming known.

Legal Activity Related to the Fatality

Was there legal activity as a result of the fatality investigation?

Family Court

Criminal Court

Order of Protection



Family Court Petition Type: FCA Article 10 - CPS		
Date Filed:	Fact Finding Description:	Disposition Description:
04/20/2022	There was not a fact finding	There was not a disposition
Respondent:	061322 Father Male 32 Year(s)	
Comments:	A neglect petition was filed by ACS while the circumstances of the SC's death were investigated further. The petition was vacated upon further details of the death becoming known and the determination there was no criminality or signs of abuse or maltreatment present.	

Services Provided to the Family in Response to the Fatality

Services	Provided After Death	Offered, but Refused	Offered, Unknown if Used	Not Offered	Needed but Unavailable	N/A	CDR Lead to Referral
Bereavement counseling	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Economic support	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Funeral arrangements	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Housing assistance	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mental health services	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Foster care	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Health care	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Legal services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Family planning	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Homemaking Services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Parenting Skills	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Domestic Violence Services	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Early Intervention	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Alcohol/Substance abuse	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Child Care	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Intensive case management	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Family or others as safety resources	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Were services provided to siblings or other children in the household to address any immediate needs and support their well-being in response to the fatality? No

Explain:

Services were offered on behalf of the SSs and accepted by the family. The services closed due to a lack of engagement prior to the closure of the investigation.



Were services provided to parent(s) and other care givers to address any immediate needs related to the fatality? No

Explain:
Services were offered to the BM and SF and accepted by the family. The services closed due to a lack of engagement prior to the closure of the investigation.

History Prior to the Fatality

Child Information

- Did the child have a history of alleged child abuse/maltreatment? Yes
- Was the child ever placed outside of the home prior to the death? No
- Were there any siblings ever placed outside of the home prior to this child's death? No
- Was the child acutely ill during the two weeks before death? No

Infants Under One Year Old

During pregnancy, mother:

- Had medical complications / infections
- Misused over-the-counter or prescription drugs
- Experienced domestic violence
- Was not noted in the case record to have any of the issues listed
- Had heavy alcohol use
- Smoked tobacco
- Used illicit drugs

Infant was born:

- Drug exposed
- With neither of the issues listed noted in case record
- With fetal alcohol effects or syndrome

CPS - Investigative History Three Years Prior to the Fatality

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
03/14/2022	Deceased Child, Male, 2 Months	Mother, Female, 36 Years	Inadequate Guardianship	Substantiated	No
	Sibling, Female, 1 Years	Mother, Female, 36 Years	Inadequate Guardianship	Substantiated	
	Sibling, Male, 3 Years	Mother, Female, 36 Years	Inadequate Guardianship	Substantiated	
	Sibling, Male, 15 Years	Mother, Female, 36 Years	Inadequate Guardianship	Substantiated	
	Deceased Child, Male, 2 Months	Father, Male, 34 Years	Inadequate Guardianship	Substantiated	
	Sibling, Female, 1 Years	Father, Male, 34 Years	Inadequate Guardianship	Substantiated	
	Sibling, Male, 3 Years	Father, Male, 34 Years	Inadequate Guardianship	Substantiated	



Sibling, Male, 15 Years	Father, Male, 34 Years	Inadequate Guardianship	Substantiated
Sibling, Male, 15 Years	Mother, Female, 36 Years	Choking / Twisting / Shaking	Unsubstantiated
Sibling, Male, 15 Years	Mother, Female, 36 Years	Lacerations / Bruises / Welts	Unsubstantiated

Report Summary:

The SCR report alleged the BM and SF engaged in a verbal dispute which escalated when they began pushing each other. The 3-year-old SS was pushed into a wall during the altercation. A subsequent report was received which alleged the father and the then 15-year-old SS engaged in a physical altercation in which the father choked the SS and left marks and bruises.

Report Determination: Indicated**Date of Determination:** 05/12/2022**Basis for Determination:**

ACS received the SCR report and initiated their investigation of the incident. The investigation revealed the BM and SF had engaged in a physical altercation in which they both pushed each other and were verbally aggressive. During the altercation, the SF threatened to kill the BM in the presence of the children. The BM and SF had a history of being perpetrators of domestic violence and preventive services were already in place. All parties denied a physical altercation took place between the father and 15-year-old SS and he was observed to be free of visible marks and bruises.

OCFS Review Results:

ACS met regulatory requirements in their investigation of the incident. All family members were interviewed and information was obtained from relevant collateral sources. A safe sleep environment was observed for the children. The determination of the allegations was made in congruence with the evidence gathered.

Are there Required Actions related to the compliance issue(s)? Yes No

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
11/28/2021	Sibling, Male, 15 Years	Mother, Female, 35 Years	Inadequate Guardianship	Unsubstantiated	No

Report Summary:

The SCR report alleged the then 15-year-old SS was brought for medical attention following an incident in the home in which he was aggressive towards the BM and brandished a knife. The BM refused to take him home from the hospital.

Report Determination: Unfounded**Date of Determination:** 01/27/2022**Basis for Determination:**

ACS interviewed the family and relevant collateral contacts. It was learned in the investigation the then 15-year-old SS had a developmental disability and was easily angered and aggressive towards the BM and maternal grandmother. The BM did not refuse to take the SS home from the hospital, but was instead advocating for further treatment to keep everyone in the home safe.

OCFS Review Results:

ACS met regulatory requirements in their investigation of the report. All family members were interviewed and the family had been previously open for services. Additional services were offered to address the concerns for the SSs behaviors and the investigation was closed.

Are there Required Actions related to the compliance issue(s)? Yes No

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
05/12/2020	Sibling, Male, 14 Years	Mother, Female, 33 Years	Inadequate Guardianship	Unsubstantiated	No



Sibling, Male, 2 Years | Mother, Female, 33 Years | Inadequate Guardianship | Unsubstantiated

Report Summary:

The SCR report alleged the BM had mental health issues, concerns for drug misuse, and threatened to hurt the then 14-year-old and 1-year-old SSs.

Report Determination: Unfounded

Date of Determination: 07/08/2020

Basis for Determination:

ACS interviewed the family and obtained information from relevant collateral sources. The investigation did not reveal concerns for the BM's mental health or drug misuse. The investigation did identify concerns the BM was a victim of domestic violence and was offered services which were accepted.

OCFS Review Results:

ACS conducted an investigation in congruence with regulatory requirements. The investigation revealed unrelated concerns to the topic of the SCR report and appropriate services were put in place to address the concerns.

Are there Required Actions related to the compliance issue(s)? Yes No

CPS - Investigative History More Than Three Years Prior to the Fatality

There was one investigation more than 3 years prior to the death of the SC against the BM. The investigation occurred in April 2018 and alleged the BM was failing to ensure the 16-year-old SS was receiving educational services in school. The investigation was unfounded and closed. The SF was named as the subject of 5 reports, dating back to 2009. The SF was found to have left bruises on his former paramour's child in 2009 while watching him alone, contributed to the same child's educational neglect in 2015, and was a perpetrator of domestic violence against his former paramour in 2015 and 2016.

Known CPS History Outside of NYS

There was no known CPS history outside of NYS.

Preventive Services History

The BM and children were involved in an open prevention case from 5/21/2020-7/27/2022 in which services were provided to support the BM as a victim of domestic violence. The BM was the victim of domestic violence perpetrated by the SF. Services were terminated following the death of the SC and a lack of engagement from the family.

Legal History Within Three Years Prior to the Fatality

Was there any legal activity within three years prior to the fatality investigation? There was no legal activity.

Recommended Action(s)

Are there any recommended actions for local or state administrative or policy changes? Yes No

Are there any recommended prevention activities resulting from the review? Yes No