



Protecting, maintaining and improving the health of all Minnesotans

June 4, 2010

Raymond Pisco, Administrator
Lenox Place #23964
701 West Superior Street
Duluth, MN 55802

RE: Letter of Warning/Response/Attestation Statement dated January 15, 2010

Dear Mr. Pisco:

This letter acknowledges receipt of the response/attestations statement dated March 15, 2010, from Lenox Place in Duluth, MN.

Based upon the information now due to Carefree Living changing the website <http://www.carefreeliving.com/assistedlivinglocations.htm> to using the phrase "Supportive Living Services"; Minnesota Department of Health staff has determined that all the actions are satisfactory.

Please note that the Letter of Warning and the response from Lenox Place in Duluth, MN will remain on record at the Minnesota Department of Health. This closure letter does not preclude the Minnesota Department of Health from taking further action with respect to the failure to meet the minimum requirements of MN Statute 144G. The Minnesota Department of Health reserves the right to pursue any and all actions specified under Minnesota Statute §144G.02 Subdivision 2.

If you have any questions, feel free to call our office at (651) 201-4301.

Sincerely,

A handwritten signature in black ink that reads "Jean M. Johnston". The signature is written in a cursive style with a large, looped "J" and "N".

Jean Johnston, Program Manager
Case Mix Review Program

01/07 AL Letter D CMR



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Certified Mail #7008 0150 0001 1713 7212

January 15, 2010

Raymond Pisco, Administrator
Lenox Place #23964
701 West Superior Street
Duluth, MN 55802

Re: Letter of Warning

Dear Mr. Pisco:

The Minnesota Department of Health has determined that Lenox Place located in Duluth, MN, is not meeting the following provisions of MN Statute 144G:

1. MN Statute §144G.03 Subdivision 1. **Verification in annual registration.** A registered housing with services establishment using the phrase "assisted living," pursuant to section [144G.02, subdivision 1](#), shall verify to the commissioner in its annual registration pursuant to chapter 144D that the establishment is complying with sections [144G.01](#) to [144G.05](#), as applicable.

Spectrum Carefree Living website at <http://www.carefreeliving.com>, viewed on January 12, 2010, contained the following phrase: "Assisted Living Locations" and it listed Lenox .on January 12, 2010. The housing with services registration form filed by Lenox Place does not intend to use the phrase "assisted living" orally or in writing to advertise, market or otherwise describe, offer or promote itself.

Beside the instance(s) cited in this letter, if this housing with services is using the phrase "assisted living" in other means that violate the provisions of MS 144G.03 Subdivision 1, that should also be covered in your response to this letter.

To respond to this Letter of Warning please complete the enclosed form which includes a brief statement of actions taken to address the failure(s) to meet requirements noted above, and an attestation statement concerning compliance with MN Statute 144G. The form should be signed by an individual authorized to sign on behalf of the establishment.

This information must be submitted to the Minnesota Department of Health within 30 days of receipt of this letter. If you do not respond to this Letter of Warning, the Minnesota Department

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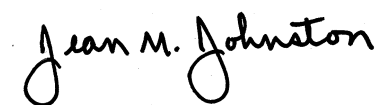
of Health may take further action which could include a referral to another governmental agency, and/or action for injunctive relief in district court.

This Letter of Warning and your response do not preclude the Minnesota Department of Health from taking further action with respect to the failure to meet the minimum requirements described in this letter. The Minnesota Department of Health reserves the right to pursue any and all actions specified under Minnesota Statute §144G.02 Subdivision 2.

The requirements of MN Statute 144G can be viewed by accessing the Minnesota Department of Health website at: <http://www.health.state.mn.us/divs/fpc/profinfo/cms/casemix.html> and clicking on the Assisted Living link.

If you have questions, feel free to call our office at (651) 201-4301.

Sincerely,

A handwritten signature in black ink that reads "Jean M. Johnston". The signature is written in a cursive style with a large initial "J" and "M".

Jean Johnston, Program Manager
Case Mix Review Program

Attachments

08/07 AL Letter G CMR