

NONCOMPLIANCE CONFERENCE SUMMARY

NAME AND ADDRESS OF FACILITY:

PARKSIDE PRESCHOOL
 35450 NEWARK BLVD
 NEWARK, CA 94560

FACILITY LICENSE NUMBER: 013421380	EFFECTIVE DATE OF LICENSE: 11/01/2013	LICENSE CAPACITY: 40	STATUS: 3	FACILITY TYPE: 850
---------------------------------------	--	-------------------------	--------------	-----------------------

LICENSEE NAME(S):

FIRST PRESBYTERIAN CHURCH OF NEWARK

NAME AND FACILITY NUMBER OF OTHER COMMUNITY CARE, CHILD DAY CARE, RESIDENTIAL CARE FACILITIES FOR THE ELDERLY, OR HEALTH FACILITIES LICENSED TO OR OWNED BY APPLICANT(S) WITHIN THE LAST FIVE YEARS.

	FACILITY NAME	FACILITY NUMBER
A.		
B.		
C.		
D.		
E.		
F.		

DATE OF CONFERENCE: 11/01/2018	LICENSING PROGRAM ANALYST: Briana Plumboy	LICENSING PROGRAM MANAGER:
-----------------------------------	--	----------------------------

Present at meeting:

<u>NAME</u>	<u>TITLE</u>
Diane Perez	Regional Manager
Anika Evans	Licensing Program Manager
Briana Plumboy	Licensing Program Analyst
Heather Mitchell	Parkside Preschool Director
Mike Marzano	Executive Director

**NONCOMPLIANCE CONFERENCE SUMMARY -
 PAGE 2**

NAME AND ADDRESS OF FACILITY:

PARKSIDE PRESCHOOL
 35450 NEWARK BLVD
 NEWARK, CA 94560

FACILITY LICENSE NUMBER:	EFFECTIVE DATE OF LICENSE:	LICENSE CAPACITY:	STATUS:	FACILITY TYPE:
013421380	11/01/2013	40	3	850

LICENSEE NAME(S):

FIRST PRESBYTERIAN CHURCH OF NEWARK

This Noncompliance Conference was called to discuss the following issues or deficiencies:

- 1 An incident occurred on October 19, 2018 where a child died while in care.
- 2 Per Heather Mitchell, director of the facility a tire swing play structure put in the outside play area on
- 3 or around 10/08/18. On 10/19/18 three children were playing on the swing under direct supervision of a staff
- 4 person when the structure started to rock, the staff person reached out and grabbed the tire but was unable to
- 5 maintain her grip as the structure fell over. Two of the children were uninjured but the third child received a head
- 6 injury, was bleeding, and unresponsive. CPR was initiated, parents, and 911 called. EMTs arrived and
- 7 transported the child to the hospital where later she was pronounced dead.
- 8 Director Heather Mitchell self-reported the incident the same day and followed up with a phone call to inform CCL
- 9 that the facility would be closed the week of 10/22-10/26 to give the children and staff time for grief counseling
- 10 and the child's services.
- 11 Heather Mitchell and staff did make themselves available to meet with CCL Representatives LPAs Dayna Collier
- 12 and Briana Plumboy to discuss the incident at the facility on 10/22/18.

13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32

LICENSEE SIGNATURE

DATE:

11/01/2018

MANAGER SIGNATURE:

DATE:

11/01/2018

**NONCOMPLIANCE CONFERENCE SUMMARY -
PAGE 3**

NAME AND ADDRESS OF FACILITY:

PARKSIDE PRESCHOOL
35450 NEWARK BLVD
NEWARK, CA 94560

FACILITY LICENSE NUMBER:	EFFECTIVE DATE OF LICENSE:	LICENSE CAPACITY:	STATUS:	FACILITY TYPE:
013421380	11/01/2013	40	3	850

LICENSEE NAME(S):

FIRST PRESBYTERIAN CHURCH OF NEWARK

Licensee agreed to do the following in order to bring the facility into compliance no later than the following dates:

- 1 Licensee will ensure that she is in compliance with regulations at all times.
- 2
- 3 The Department recommends the facility to notify CCL prior to or immediately after the installation of a play
- 4 structure for inspection.
- 5
- 6 Due to the facility failing to meet Title 22, Division 12 Regulations, the following are cited today on 11/01/18 on an
- 7 809 Office report:
- 8
- 9 *101239 (o)(1) Fixtures, Furniture, Equipment and Supplies- Playground equipment shall be securely anchored*
- 10 *to the ground unless it is portable by design. Equipment shall be maintained in a safe condition, free of sharp,*
- 11 *loose or pointed parts.* The play structure was not anchored to the ground, which allowed it to tip over while
- 12 children were playing on it.
- 13
- 14 *101238.2 (e) Outdoor Activity Space - All playground equipment shall be cushioned with material that will*
- 15 *absorb a fall.* The play structure was placed on compacted dirt with no cushioning to absorb falls.

LICENSEE SIGNATURE

DATE:

11/01/2018

MANAGER SIGNATURE:

DATE:

11/01/2018

**NONCOMPLIANCE CONFERENCE SUMMARY -
PAGE 4**

NAME AND ADDRESS OF FACILITY:

PARKSIDE PRESCHOOL
35450 NEWARK BLVD
NEWARK, CA 94560

FACILITY LICENSE NUMBER:	EFFECTIVE DATE OF LICENSE:	LICENSE CAPACITY:	STATUS:	FACILITY TYPE:
013421380	11/01/2013	40	3	850

LICENSEE NAME(S):

FIRST PRESBYTERIAN CHURCH OF NEWARK

Licensee has been advised that failure to complete the above agreed upon actions by the dates will result in this Department taking the following action(s):

- 1 Per Director on 10/22/18, LPAs Collier and Plumboy observed the tire swing has been removed from the play
- 2 structure, and per Director Heather Mitchell, her husband was waiting for the approval of CCL and Police
- 3 investigators to disassemble the play structure. By 11/02/18, Director Heather Mitchell will provide a photo to
- 4 LPA Plumboy of the play yard showing the play structure is gone.
- 5
- 6 The facility is being referred to our Legal Division for Administrative Review. Possible outcomes of Administrative
- 7 Action discussed with the Director.
- 8
- 9 The facility will be placed on required visits for the period of one year and the facility may have more frequent
- 10 visits during this time period.
- 11
- 12 REMINDER: ALL FAMILIES CURRENTLY ENROLLED, AND NEWLY ENROLLING DURING THE NEXT
- 13 TWELVE MONTHS FROM THIS DATE MUST RECEIVE A COPY OF THIS LETTER AND SIGN THE LIC 9224
- 14 ACKNOWLEDGEMENT OF LICENSING REPORTS WHICH MUST BE PLACED IN EACH CHILD'S FILE.

15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

A detailed letter regarding this conference will be mailed to the licensee within 5 calendar days.

LICENSEE SIGNATURE:

DATE:

11/01/2018

MANAGER SIGNATURE:

DATE:

11/01/2018