



State of New Jersey
DEPARTMENT OF HEALTH

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PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

JUDITH M. PERSICILLI, RN, BSN, MA
Commissioner

November 20, 2020

Via E-Mail (tford@einhornlawyers.com) and Regular Mail

Timothy J. Ford, Esquire
Einhorn, Barabarito, Frost & Botwinick, P.C.
P.O. Box 3010
Denville, New Jersey 07834


Re: The Clare Estate
Event ID RK6X11
Control Number 20042

Dear Mr. Ford:

This letter is in response to your November 19, 2020, correspondence concerning the Emergency Curtailment of Admissions and Directed Plan of Correction issued to The Clare Estate on November 13, 2020. The Department's Health Facilities, Survey and Field Operations staff recommended this enforcement action based upon a survey conducted on November 12, 2020. On November 13, 2020, Department staff spoke with Ulysses Akridge to inform the facility of the Department's order, because the administrator was not available. Subsequently, the Department e-mailed the order, but the facility may not have received the e-mail due to a slight error in noting the email address (although the email was not returned as undeliverable). The Department also sent the order by certified and regular mail, and you acknowledged the facility's receipt of the written order on November 17, 2020.

Given that the facility was notified of all applicable dates in the November 13 verbal notification, the Department expects the facility to comply with the directive to cease new admissions, immediately provide the name and resume of the proposed consultant and retain the ICP consultant. The Department remains available to discuss details concerning retention of the professional. The underlying basis for the emergency order's issuance will be documented in the written survey findings, which will be issued in due course.

Sincerely,


Jean L. Markey, Regulatory Officer
Office of Program Compliance

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Einhorn, Barabarito, Frost & Botwinick, P.C.
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JLM:dj

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- Donna Koller
- Pamela LeBak
- Jacqueline Chadwick