

Division of Home & Community Based Services
Character and Competence Staff Review

Name of Agency: The Pavilion at Vestal, LLC
Address: Vestal
County: Broome
Structure: Limited Liability Company
Application Number: 2229-L

Description of Project:

The Pavilion at Vestal, LLC, a Limited Liability Company, requests approval to obtain licensure as a home care services agency under Article 36 of the Public Health Law.

This application is requesting approval to establish a licensed home care services agency (LHCSA) associated with a new Assisted Living Program (ALP). This LHCSA will be associated with The Pavilion at Vestal, LLC ALP.

The members of The Pavilion at Vestal, LLC comprise the following individuals:

Uri Koenig, CPA, 60.0%
Accountant, JH Koenig & Co.

Affiliations:

2006 – present: Bridgewater Center for Rehabilitation and Nursing
2008 – present: Pine Valley Center for Rehabilitation and Nursing
2011 – present: Highland Park Rehabilitation and Nursing Center
2011 – present: Hudson Park Rehabilitation and Nursing Center
2011 – present: Vestal Park Rehabilitation and Nursing Center
2011 – present: Chestnut Park Rehabilitation and Nursing Center
2011 – present: Cortland Park Rehabilitation and Nursing Center
2011 – present: Colonial Park Rehabilitation and Nursing Center
2012 – present: Central Park Rehabilitation and Nursing Center
2012 – present: Riverside Center for Rehabilitation and Nursing (Receiver)
2012 – present: Capstone Center for Rehabilitation and Nursing (Receiver)

Efraim Steif, NHA, 39.9%
President, FRS Healthcare Consultants, Inc.

Affiliations:

2003 – 2006: Westchester Center for Rehabilitation and Nursing (Receiver)
2004 – present: Pine Valley Center for Rehabilitation and Nursing
2005 – present: Bridgewater Center for Rehabilitation and Nursing
2008 – present: Central Park Rehabilitation and Nursing Center
2009 – 2010: Riverside Manor (Receiver)
2011 – present: Chestnut Park Rehabilitation and Nursing Center
2011 – present: Cortland Park Rehabilitation and Nursing Center
2011 – present: Colonial Park Rehabilitation and Nursing Center
2011 – present: Hudson Park Rehabilitation and Nursing Center
2011 – present: Vestal Park Rehabilitation and Nursing Center
2011 – present: Highland Park Rehabilitation and Nursing Center
2012 – present: Riverside Center for Rehabilitation and Nursing (Receiver)
2012 – present: Capstone Center for Rehabilitation and Nursing (Receiver)

David Camerota, NHA, 0.1%
Administrator, Central Park Rehabilitation and Nursing Center

Affiliations:

2011 – present:	Colonial Park Rehabilitation and Nursing Center
2011 – present:	Chestnut Park Rehabilitation and Nursing Center
2011 – present:	Cortland Park Rehabilitation and Nursing Center
2011 – present:	Highland Park Rehabilitation and Nursing Center
2011 – present:	Hudson Park Rehabilitation and Nursing Center
2011 – present:	Vestal Park Rehabilitation and Nursing Center
2011 – present:	Pine Valley Center for Rehabilitation and Nursing
2012 – present:	Central Park Rehabilitation and Nursing Center
2012 – present:	Capstone Center for Rehabilitation and Nursing (Receiver)
2012 – present:	Riverside Center for Rehabilitation and Nursing (Receiver)

A search of the individuals named above revealed no matches on either the Medicaid Disqualified Provider List or the OIG Exclusion List.

The Bureau of Professional Credentialing has indicated that Efraim Steif, NHA license #04491, holds a NHA license in good standing and the Board of Examiners of Nursing Home Administrators has never taken disciplinary action against this individual or his license.

The Bureau of Professional Credentialing has indicated that David Camerota, NHA license #04675, holds a NHA license in good standing and the Board of Examiners of Nursing Home Administrators has never taken disciplinary action against this individual or his license.

The applicant proposes to serve the residents of Broome County from an office located at 1501 Route 26 South, Vestal, New York 13850.

The applicant proposes to provide the following health care services:

Nursing	Home Health Aide	Personal Care
Physical Therapy	Occupational Therapy	Medical Social Services
Nutrition	Housekeeper	

A review of the operations of the following facilities for the time periods indicated was performed as part of this review:

Westchester Center for Rehabilitation and Nursing (2003 – 2006)
Pine Valley Center for Rehabilitation and Nursing (2004 – present)
Bridgewater Center for Rehabilitation and Nursing (2005 – present)
Central Park Rehabilitation and Nursing Center (2012 – present)
Riverside Manor (2009 – 2010)
Chestnut Park Rehabilitation and Nursing Center (2011 – present)
Cortland Park Rehabilitation and Nursing Center (2011 – present)
Colonial Park Rehabilitation and Nursing Center (2011 – present)
Hudson Park Rehabilitation and Nursing Center (2011 – present)
Vestal Park Rehabilitation and Nursing Center (2011 – present)
Highland Park Rehabilitation and Nursing Center (2011 – present)
Riverside Center for Rehabilitation and Nursing (2012 – present)
Capstone Center for Rehabilitation and Nursing (2012 – present)

Bridgewater Center for Rehabilitation and Nursing was fined four thousand dollars (\$4,000.00) pursuant to a stipulation and order dated May 29, 2013 for surveillance findings of July 6, 2011. Deficiencies were found under 10 NYCRR 415.26(f)(1) Written Plans for Emergency/Disasters and 415.26(f)(3) Emergency Procedure/Drills.

The information provided by the Bureau of Quality Assurance and Surveillance has indicated that the nursing homes reviewed have provided sufficient supervision to prevent harm to the health, safety and welfare of residents and to prevent recurrent code violations.

The information provided by the Division of Assisted Living Surveillance has indicated that the assisted living residence reviewed has provided sufficient supervision to prevent harm to the health, safety and welfare of residents and to prevent recurrent code violations.

Review of the Personal Qualifying Information indicates that the applicant has the required character and competence to operate a licensed home care services agency.

Contingency

Submission of any and all information requested by the Division of Legal Affairs, in a form and manner acceptable to the Department

Recommendation: Contingent Approval

Date: September 6, 2013