



pennsylvania
DEPARTMENT OF HUMAN SERVICES

REPORT ON THE NEAR FATALITY OF:

[REDACTED]

Date of Birth: 7/2/12
Date of Incident: 5/6/15
Date of Report to ChildLine: 5/6/15
CWIS Referral ID: [REDACTED]

**FAMILY KNOWN or NOT KNOWN TO COUNTY CHILD WELFARE AT THE TIME
OF INCIDENT OR WITHIN THE PRECEDING 16 MONTHS:**

Lancaster County Children and Youth

REPORT FINALIZED ON:
11/12/15

Unredacted reports are confidential under the provisions of the Child Protective Services Law and cannot be released to the public.
(23 Pa. C.S. Section 6340)

Unauthorized release is prohibited under penalty of law.
(23 Pa. C.S. 6349 (b))

Reason for Review:

Senate Bill 1147, Printer's Number 2159 was signed into law on July 3, 2008. The bill became effective on December 30, 2008 and is known as Act 33 of 2008. As part of Act 33 of 2008, DHS must conduct a review and provide a written report of all cases of suspected child abuse that result in a child fatality or near fatality. This written report must be completed as soon as possible but no later than six months after the date the report was registered with ChildLine for investigation.

Act 33 of 2008 also requires that county children and youth agencies convene a review when a report of child abuse involving a child fatality or near fatality is indicated or when a status determination has not been made regarding the report within 30 days of the oral report to ChildLine. Lancaster County has convened a review team in accordance with Act 33 of 2008 related to this report on 5/27/15.

Family Constellation:

<u>Name:</u>	<u>Relationship:</u>	<u>Date of Birth:</u>
[REDACTED]	victim child	7/2/12
[REDACTED]	half-brother	[REDACTED]/06
[REDACTED]	half-sister	[REDACTED]/10
[REDACTED]	half-sister	[REDACTED]/01
[REDACTED]	mother	[REDACTED]/80
* [REDACTED]	former paramour (AP)	[REDACTED]/91

Notification of Child Near Fatality:

On Wednesday afternoon, 05/06/15 around 1:00 pm police responded to shots fired in the city. The shooting occurred in the [REDACTED] in the City of [REDACTED]. They observed various subjects running. Police released a statement that shots were fired at a car. The victim child's mother, [REDACTED], was seen holding her son, victim child, [REDACTED]. He was a victim of a single gunshot wound to his left foot. The child was taken by police to Lancaster General Hospital. Mother informed police that the suspect in the shooting is [REDACTED]. She said she recently ended their relationship and he came after her. Apparently the suspect fired multiple shots into the car. Mother, a sibling and another relative (cousin) were in the car. The victim child was treated by medical staff [REDACTED].

Police were in the area responding to an alleged break in at the mother's address a short time before the shooting and it is alleged the alleged perpetrator went to the home first.

Summary of DHS Child Near Fatality Review Activities:

The Central Region Office of Children, Youth and Families obtained and reviewed all current and past case records pertaining to the [REDACTED] family. The regional office

also participated in the County Internal Fatality Review Team meetings on May 27, 2015 where copies of the medical reports, and police report were presented.

Children and Youth Involvement prior to Incident:

On 7/27/14, there was a report received by the agency stating that an 8 year old neighbor was touching 4 year old [REDACTED] outside her clothing. The agency met with both parents and safety was assured in that the children will not be left unsupervised. This was screened out and closed 8/4/14.

Lancaster County CYC did have a CPS report in December 2014. The report alleged physical abuse. The victim child's mother was listed as alleged perpetrator on a sibling [REDACTED]. The physical abuse was unfounded on 12/31/14 and the case was not open for agency services.

Circumstances of Child Near Fatality and Related Case Activity:

On Wednesday afternoon, 05/06/15 around 1:00 pm police responded to shots fired in the city. The shooting occurred in the [REDACTED] in the City of [REDACTED]. They observed various subjects running. Police released a statement that shots were fired at a car. The victim child's mother, [REDACTED], was seen holding her son, victim child, [REDACTED]. He was a victim of a single gunshot wound to his left foot. The victim child was taken by police to Lancaster General Hospital. The victim child's mother informed police that the suspect in the shooting was [REDACTED]. She said she recently ended their relationship and he came after her. Apparently the suspect fired multiple shots into the car. The child's mother, a sibling and another relative (cousin) were in the car. The victim child was treated by medical staff at Lancaster General Hospital [REDACTED]. Earlier in the day there was a verbal altercation between [REDACTED] and the mother's current boyfriend at a convenience store.

Police were in the area responding to an alleged break in at the victim child's mother's address a short time before the shooting and it is alleged the alleged perpetrator went to the home first. The suspect was captured on 8/7/15 and is currently in [REDACTED] Prison. He was charged with 7 counts of attempted homicide, aggravated assault, reckless endangerment, discharging a weapon into an occupied structure, burglary and terroristic threats.

The CY 48 was completed on 6/26/15 and the case was indicated against [REDACTED].

Current Case Status:

The case was not opened for services as the alleged perpetrator has no contact with the family and the mother feels she is capable of meeting her children's needs and has the support to do so.

[REDACTED]
The agency also offered to provide [REDACTED]
The alleged perpetrator is currently in [REDACTED] Prison awaiting court.

Summary of County Strengths, Deficiencies and Recommendations for Change as Identified by the County's Child Near Fatality Report:

Strengths in compliance with statutes, regulations and services to children and families;

The county agency investigation complied with regulations and response times as required.

Deficiencies in compliance with statutes, regulations and services to children and families;

The county agency's report did not reference any specific identified deficiencies.

Recommendations for changes at the state and local levels on reducing the likelihood of future child fatalities and near fatalities directly related to abuse;

The county agency's report did not reference any specific changes for recommendation at the state or county level.

Recommendations for changes at the state and local levels on monitoring and inspection of county agencies; and

The county agency's report did not reference any specific changes for recommendation at the state or county level.

Department Review of County Internal Report:

The Act 33 report was received on 6/26/15. There were no issues or concerns regarding the content of the report.

Department of Human Services Findings:

County Strengths: Upon review of the documents associated with this particular case it would appear there is a positive working collaboration between law enforcement and the county agency.

County Weaknesses: The circumstances of this incident and review of the county's case did not identify any systemic weakness.

Statutory and Regulatory Areas of Non-Compliance by the County Agency;

The review of the county case file notes and medical records did not find any areas of non-compliance.

Department of Human Services Recommendations:

It would appear there is a positive working collaboration between law enforcement and the county agency along with other agencies that are part of the Multi-Discipline Team process.