



REPORT ON THE NEAR FATALITY OF:



BORN: 01/12/2014
DATE OF NEAR FATALITY: 07/14/2014
DATE OF REPORT TO CHILDLINE: 7/5/2014

FAMILY HAS PRIOR HISTORY WITH:
THE PHILADELPHIA DEPARTMENT OF HUMAN SERVICES

REPORT FINALIZED ON:
08/09/2015

This report is confidential under the provisions of the Child Protective Services Law and cannot be released.

(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 by Governor Edward G. Rendell. The bill became effective on December 30, 2008 and is known as Act 33 of 2008. As part of Act 33 of 2008, DPW 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. Philadelphia County did not convene a review team in accordance with Act 33 of 2008 related to this report due to this incident oral date of 07/05/2014 and the Unfounded determination being submitted on 07/24/2014 via a CY-48 to ChildLine. DHS investigation was concluded (Unfounded) prior to 30 days expiring from oral date established by ChildLine.

Family Constellation:

<u>Name:</u>	<u>Relationship:</u>	<u>Date of Birth:</u>
[REDACTED]	Victim Child	01/12/2014
[REDACTED]	Sibling/Sister	[REDACTED]/2009
[REDACTED]	Mother	[REDACTED]/1991

[REDACTED]

[REDACTED] Father..... [REDACTED] 1994

[REDACTED]

Notification of Child Near Fatality:

The Philadelphia Department of Human Services received a Child Protective Services report on July 05, 2014. However, the victim child was brought into the hospital (St. Christopher) on 07/01/2014. The child was found to be limp, unresponsive, and not breathing with blood and mucous on its face. It was reported that Mom had performed CPR on the child which revived the child prior to the arrival of the EMS. The report further stated that the child was fed an hour prior to being found and placed on her back for a nap. The hospital has assessed the child's finding of [REDACTED] but it's unclear if trauma is due to abuse or neglect. The reporting source suspects [REDACTED] which may have been caused by the CPR performed on the child. The child has received X-Rays, no fractures noted. The child also had respiratory failure and was [REDACTED]. The child was in critical condition which was certified by the reporting source on 07/05/2014; however, the child was expected to survive. The child had a [REDACTED] and that appeared normal. Reporting Source said that it is unknown if the injury was non-accidental or the result of abuse/neglect as [REDACTED] [REDACTED] could be confirmed through [REDACTED] but child was not stable enough to receive this test. The initial medical plan was to get [REDACTED] and Skeletal Survey

when child is stabilized. [REDACTED]

Summary of DPW Child Near Fatality Review Activities:

The Southeast Regional Office of Children, Youth and Families obtained and reviewed all current investigation case notes conducted by DHS investigator, [REDACTED]. Follow-up interviews were also conducted with [REDACTED] and her Supervisor [REDACTED] as well as [REDACTED], Performance Management Project Manager. SERO also reviewed medical records review on the information received from St. Christopher's Hospital for Children pertaining to [REDACTED] medical concerns.

Summary of Services to Family:

Children and Youth Involvement prior to Incident: (2 previous Involvement)

The family was not currently known to Philadelphia DHS. However, a [REDACTED] referral was received on January 13, 2014 when [REDACTED] was born. It was reported that [REDACTED] tested positive for marijuana. Mother and newborn, [REDACTED] did not test positive for drugs at the time of the child's birth. The mother stated that she smoked the marijuana because it helped her with her appetite. Mother resides in the home of her parents whom are very supportive. Also the child's father [REDACTED] resides down the street from the mother and he's also actively involved with the raising of their child. This case was closed out without findings on 06/27/2014.

Also, another involvement with DHS was with [REDACTED] (Mother) as a child there was a substantiated report (12/24/1997) of medical neglect causing serious physical condition with her mother being indicated as the perpetrator. There was no other information available in this case file as it relates to the [REDACTED] family's involvement with DHS.

Circumstances of Child Near Fatality and Related Case Activity:

The mother reports that on Tuesday, 07/01/2014 she had fed [REDACTED] her [REDACTED] formula and they laid together for about one hour. She added that she had gotten up to go feed her daughter, [REDACTED]. She then asked [REDACTED] father to go get the water jug and hotdogs out of the deep freezer. [REDACTED] went to get the items and along the way he stopped to check on [REDACTED] where he noticed that she was not moving. He then called out for [REDACTED] to come see what's happening. [REDACTED] arrived and began mouth and chest compressions on the child who was lying on the bed with her hand over her chest. [REDACTED] did not wrap her hands around the chest to administer CPR. [REDACTED] sister came into the room and started to do the chest compressions while [REDACTED] called 911. They noticed that [REDACTED] had a bloody secretions coming out of her mouth during the CPR. [REDACTED] reported that she left [REDACTED] on the bed around 9:13 PM and that her dad went to check on her approximately 9:20 PM or so. [REDACTED] also reported that she noticed [REDACTED] started to open her eyes during the CPR when she was administering and she began moving her arms and legs while her sister was administrating the CPR. Then the EMT arrived and transported the child to St. Christopher's hospital for Children.

St. Christopher's Hospital [REDACTED] is a 5 month old female with [REDACTED] and cardiac arrest with [REDACTED] raising the concern for possible trauma and non-accidental inflicted injury. The hospital's [REDACTED] met on 07/04/2014 and 07/05/2014 to discuss the concerns of the child [REDACTED] who presented with respiratory distress noted to have [REDACTED], had an [REDACTED] examination that showed [REDACTED], therefore a concern for abuse was raised and a report was filed with Children and Youth on 07/05/2014. [REDACTED] determined the child to be in critical condition thus certifying this report as a Near Death Fatality report.

Philadelphia DHS received the report on 07/05/2014 and began their investigation. Philadelphia DHS investigation team completed interviews with the mother, father, and medical professionals, as well as family members (Paternal Aunt, Maternal Grandparents, and Bio-Sister). DHS collaborate with the [REDACTED] Police Department via the sending of the CY-104 notification.

[REDACTED] had another child in her household [REDACTED] and on 07/05/2014 a safety plan was completed assessing the safety of this child. A determination of safe with a plan was rendered and the child's needs will be met by the paternal aunt. [REDACTED] child's mother signed the safety plan.

On 07/09/2014, DHS [REDACTED]

Chest X-rays: Negative

Waiting for Skeletal Survey to determine if any other injuries

[REDACTED] can be a finding for child abuse but can also be seen when child has had CPR.

On 07/15/2014 the Skeletal Survey was completed and the results were negative.

The child [REDACTED] on 07/18/2014 to mom and dad. [REDACTED] completed a follow-up on 07/23/2014 and noted that the baby was alert, smiling and appeared well nourished and in no apparent distress. [REDACTED] stressed the importance of the child's medication [REDACTED] to mom and dad. She also stressed the importance of following up with appointments for [REDACTED] and her doctors. Mom and dad agreed and showed [REDACTED] the list of upcoming appointments they have for their children.

Current Case Status:

The CY-48 dated 07/24/2014 was determined to be Unfounded by the Department of Human Services CPS Investigator. DHS investigation did not reveal adequate evidence to support child abuse within this case as stated on the CY-48.

Both [REDACTED] were returned to their parents and it was reported that the family is doing well.

County Strengths and Deficiencies and Recommendations for Change as Identified by the County's Child (Near) Fatality Report:

There was no Act 33 review Team convened due to the case being completed prior to 30 days and the determination of the CPS being unfounded.

- Strengths: DHS felt that their team conducted a thorough investigation that was completely documented.
- Deficiencies: None identified,
- Recommendations for Change at the Local Level: None at this time
- Recommendations for Change at the State Level: No other recommendations at this time

Department Review of County Internal Report:

There was no Act 33 review Team convened due to this case being completed prior to 30 days and the determination of the CPS being unfounded.

Department of Public Welfare Findings:

- County Strengths: Philadelphia DHS did move quickly to assess the safety of the victim child's sister within this investigation.
- County Weaknesses: None at this time
- Statutory and Regulatory Areas of Non-Compliance: None

Department of Public Welfare Recommendations:

None at this time