

90-Day Summary Report for Child Death, Serious Injury or Egregious Incident

Reports submitted to the Division of Safety and Permanence (DSP) that do not include all of the required information will be returned to the agency for proper completion. Do not identify individuals by name when completing this report. Individuals may be referenced by relationship or position; e.g., mother, father, child, sibling, physician, detective, etc.

Case Tracking Number: 140103DSP-Port-399 **Agency:** Portage County Health and Human Services Department

Child Information (at time of incident)

Age: 5 Months Gender: Female Male

Race or Ethnicity: Asian, Hmong

Special Needs: None

Date of Incident: 1/3/2014

Description of the incident, including the suspected cause of death, injury or egregious abuse or neglect:

On January 3, 2014, the agency received a report of an infant presented at the hospital with unexplained injuries. Medical professionals observed the infant and completed a CT scan, which showed a subdural hematoma. The infant was transported to a Pediatric Intensive Care Unit via ambulance. The infant was diagnosed with a front parietal subdural hematoma and a healing right tibia shaft fracture. Medical professionals stated the diagnosis was consistent with acceleration-deceleration trauma also known as “shaken baby syndrome.” The tibia shaft fracture was caused by a twisting action of the leg and both injuries were indicative of physical abuse. Law Enforcement and the agency initiated a joint investigation the same day.

The mother of the infant was interviewed and reported taking the infant to the emergency room on three occasions prior to the current diagnosis. The mother stated on December 31, 2013, she and the father brought the infant into the emergency room due to a fever and no strength. The mother stated medical personnel diagnosed the infant with bronchitis and discharged the infant back to the parents. On January 2, 2014, the mother reported she and the father took the infant back to the emergency room as the infant was displaying signs of twitching and vomiting after feeding. Medical personnel discharged the infant back to the parents with no diagnosis. On January 3, 2014, the mother and father took the infant to the emergency room with symptoms the mother described as “seizures.” The mother denied harming the child and stated that only her and the father of the infant provided care.

The father of the infant was interviewed and gave several different versions to how the infant was injured. The father later admitted to laying the infant down on the floor head first with force after becoming angry with the mother. The father also admitted to “flipping” the infant’s head into his chest several times and hearing a “bone cracking sound.” The father also admitted to bending the infant’s leg while changing the infant’s diaper causing the infant to cry. The father stated that he observed the infant have a seizure immediately following the “flipping” incidents. The father denies intentionally causing the injuries to the infant.

The father of the infant was arrested and charged with one count of Physical Abuse to a child-Recklessly Causing of Great Bodily Harm and one count of Neglecting a Child-Great Bodily Harm. The father was found guilty of one count of Neglecting a Child (Consequence is Great Bodily Harm).

Findings by agency, including maltreatment determination and material circumstances leading to incident:

The agency collaborated with medical personnel and law enforcement to complete the assessment. Based on information gathered, the Initial Assessment completed by the agency found a preponderance of the evidence to substantiate the maltreatment of physical abuse to the infant by the father. Medical professionals diagnosed the injuries as indicative of physical abuse. The agency deemed the infant and her sibling unsafe. Temporary physical custody was taken of the infant. A pre-arranged plan was made by the parents for the infant’s sibling to stay with relatives. The agency filed a Child in Need of Protection or Services petition for the infant and her sibling. A case was opened for services with ongoing case management.

Yes No Criminal investigation pending or completed?

Yes No Criminal charges filed? If yes, against whom? The father.

Child’s residence at the time of incident: In-home Out-of-home care placement

Complete the appropriate following section (A. or B. based on the child’s residence at the time of the incident).

A. Children residing at home at the time of the incident:

Description of the child's family (includes household members, noncustodial parent and other children that have visitation with the child and / or in the child's family home):

At the time of the incident, the infant resided with his mother, father, and two year old sibling.

Yes No **Statement of Services:** Were services under ch. 48 or ch. 938 being provided to the child, any member of the child's family or alleged maltreater at the time of the incident, including any referrals received by the agency or reports being investigated at time of incident?

If "Yes", briefly describe the type of services, date(s) of last contact between agency and recipient(s) of those services, and the person(s) receiving those services:

N/A.

Summary of all involvement in services as adults under ch. 48 or ch. 938 by child's parents or alleged maltreater in the previous five years: (Does not include the current incident.)

N/A.

Summary of actions taken by the agency under ch. 48, including any investigation of a report or referrals to services involving the child, any member of the child's family living in this household and the child's parents and alleged maltreater. (Does not include the current incident.)

(Note: Screened out reports listed in this section may include only the date of the report, screening decision, and if a referral to services occurred at Access. Reports that do not constitute a reasonable suspicion of maltreatment or a reason to believe that the child is threatened with harm are not required to be screened in for an initial assessment, and no further action is required by the agency.)

N/A.

Summary of any investigation involving the child, any member of the child's family and alleged maltreater conducted under ch. 48 or ch. 938 and any services provided to the child and child's family since the date of the incident:

The agency collaborated with medical personnel and law enforcement to complete the assessment. Based on information gathered, the Initial Assessment completed by the agency found a preponderance of the evidence to substantiate the maltreatment of physical abuse to the infant by the father. Medical professionals diagnosed the injuries as indicative of physical abuse. The agency determined the infant and her sibling unsafe. Temporary physical custody was taken of the infant. A pre-arranged plan was made by the parents for the infant's sibling to stay with relatives. The agency filed a Child in Need of Protection or Services petition for the infant and her sibling. A case was opened for services with ongoing case management. The family and the children have been referred to parenting education, interpreter services, emergency services, community resources, supervised visitation, child care resource and referral and local physician referrals.

B. Children residing in out-of-home (OHC) placement at time of incident:

Description of the OHC placement and basis for decision to place child there:

N/A.

Description of all other persons residing in the OHC placement home:

N/A.

Licensing history: Including type of license, duration of license, summary of any violations by licensee or an employee of licensee that constitutes a substantial failure to protect and promote the welfare of the child.

N/A.

Summary of any actions taken by agency in response to the incident: (Check all that apply.)

- | | |
|--|--|
| <input checked="" type="checkbox"/> Screening of Access report | <input type="checkbox"/> Attempted or successful reunification |
| <input checked="" type="checkbox"/> Protective plan implemented | <input checked="" type="checkbox"/> Referral to services |
| <input checked="" type="checkbox"/> Initial assessment conducted | <input type="checkbox"/> Transportation assistance |
| <input checked="" type="checkbox"/> Safety plan implemented | <input checked="" type="checkbox"/> Collaboration with law enforcement |
| <input checked="" type="checkbox"/> Temporary physical custody of child | <input checked="" type="checkbox"/> Collaboration with medical professionals |
| <input checked="" type="checkbox"/> Petitioned for court order / CHIPS (child in need of protection or services) | <input checked="" type="checkbox"/> Supervised visitation |
| <input checked="" type="checkbox"/> Placement into foster home | <input checked="" type="checkbox"/> Case remains open for services |
| <input checked="" type="checkbox"/> Placement with relatives | <input type="checkbox"/> Case closed by agency |
| <input checked="" type="checkbox"/> Ongoing Services case management | <input type="checkbox"/> Initiated efforts to address or enhance community collaboration on CA/N cases |
| | <input type="checkbox"/> Other (describe): |

FOR DSP COMPLETION ONLY:

Summary of policy or practice changes to address issues identified during the review of the incident:

Under the Child Welfare Disclosure Act (Section 48.981(7)(cr), Stats.), the DSP completes a 90-Day review of the agency's practice in each case reported under the Act. The DSP did not identify practice issues during the review of the incident.

Recommendations for further changes in policies, practices, rules or statutes needed to address identified issues:

N/A.

Yes No Not Applicable This 90-day summary report completes the Division of Safety and Permanence (DSP) review of this case.

If the case review was not completed within 90 days, the DSP will complete and submit the final summary report within 6 months.

This 90-Day Summary Report was previously delayed. DSP did determine that releasing the summary report would jeopardize an ongoing criminal/civil investigation/proceeding, and delayed posting as provided under Wis. Stat. § 48.981(7)(cr)7.