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Department of Health

KATHY HOCHUL
Governor

JAMES V. McDONALD, MD, MPH
Commissioner

JOHANNE E. MORNE, MS
Executive Deputy Commissioner

July 17, 2025

CERTIFIED MAIL/RETURN RECEIPT

[REDACTED]
c/o St. Catherine of Siena Hospital
50 Route 25A
Smithtown, New York 11787

Kevin Cahill, Administrator
Brookside Multicare Nursing Center
7 Route 25A
Smithtown, New York 11787

Jennifer Douglas,
Director of Care Management Team
St. Catherine of Siena Hospital
50 Route 25A
Smithtown, New York 11787

RE: In the Matter of [REDACTED] – Discharge Appeal

Dear Parties:

Enclosed please find the Decision After Hearing in the above referenced matter. This Decision is final and binding.

The party who did not prevail in this hearing may appeal to the courts pursuant to the provisions of Article 78 of the Civil Practice Law and Rules. If the party wishes to appeal this decision it may seek advice from the legal resources available (e.g. their attorney, the County Bar Association, Legal Aid, etc.). Such an appeal must be commenced within four (4) months from the date of this Decision.

Sincerely,

Natalie J. Bordeaux /dmj

Natalie J. Bordeaux
Chief Administrative Law Judge
Bureau of Adjudication

NJB: cmg
Enclosure

STATE OF NEW YORK
DEPARTMENT OF HEALTH

In the Matter of an Appeal, pursuant to
10 NYCRR 415.3, by

[REDACTED]

Appellant,

from a determination by

BROOKSIDE MULTICARE NURSING CENTER,

to discharge her from a residential health care facility.

DECISION

COPY

Before: Tina M. Champion
Administrative Law Judge

Held at: Videoconference via WebEx

Date: July 17, 2025

Parties: [REDACTED]
c/o St. Catherine of Siena Hospital
50 Route 25A
Smithtown, New York 11787
By: Pro se

Brookside Multicare Nursing Center
7 Route 25A
Smithtown, New York 11787
By: Kevin Cahill, Nursing Home Administrator

JURISDICTION

On [REDACTED] 2025, Brookside Multicare Nursing Center (Facility), a residential care facility subject to Article 28 of the New York Public Health Law (PHL), transferred [REDACTED] (Appellant) to St. Catherine of Siena Hospital (Hospital) and indicated that it would not readmit the Appellant. The Appellant appealed the discharge to the New York State Department of Health (the Department) pursuant to 10 New York Codes Rules, and Regulations (NYCRR) 415.3(i).

A hearing was scheduled for July 17, 2025. Immediately prior to commencement of the hearing, the parties engaged in settlement discussions and reached an agreement.

SUMMARY

The Facility transferred the Appellant to St. Catherine of Siena Hospital on [REDACTED] 2025, following an incident where the Appellant used an [REDACTED] obtained from a visitor. The Facility initially refused to readmit the Appellant, citing endangerment of the health and safety of individuals in the Facility. Immediately prior to commencement of the hearing, the parties agreed to readmission of the Appellant to a secure unit within the Facility upon receipt of a [REDACTED]. Jennifer Douglas, Director of Care Management Team, indicated that the [REDACTED] would be performed at the Hospital on [REDACTED], and Kevin Cahill, Nursing Home Administrator at the Facility, indicated that readmission would be effectuated on [REDACTED] 2025. The parties agree to cooperatively engage in discharge planning to a [REDACTED] rehabilitation facility or to a lower level of care setting upon the Appellant's readmission to the Facility.

This Decision serves as a memorialization of the verbal agreement reached between the parties.

DECISION

1. Brookside Multicare Nursing Center is to readmit the Appellant to a secure unit upon receipt of a [REDACTED].

2. This decision may be appealed to a court of competent jurisdiction pursuant to Article 78 of the New York Civil Practice Law and Rules.

DATED: July 17, 2025

Tina M. Champion
Tina M. Champion
Administrative Law Judge

TO:

[REDACTED]
c/o St. Catherine of Siena Hospital
50 Route 25A
Smithtown, New York 11787

Kevin Cahill, Nursing Home Administrator
Brookside Multicare Nursing Center
7 Route 25A
Smithtown, New York 11787
KCahill@brooksidemulticare.com

Jennifer Douglas
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