



MISSOURI DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION  
OFFICE OF CHILDHOOD - CHILD CARE COMPLIANCE

COMPLAINT INVESTIGATION OF  
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT  
3/3/2021

DVN  
002308130

**FACILITY NAME**

JELLYBEAN ISLAND LEARNING ACADEMY LLC

**FACILITY ADDRESS**

6810 MEXICO RD

**CITY**

ST PETERS

**ZIP CODE**

63376-1507

**PHONE NUMBER**

(636) 397-0644

**COUNTY**

ST CHARLES

**ASSIGNED SPECIALIST**

WILMESHER, LAURA

**RULE/STATUTE VIOLATION(S)**

**VIOLATION(S)**

19 CSR 30-62.182 (1)(A)(1)

Caregivers shall not leave any child without competent adult supervision.

19 CSR 30-62.182 (1)(A)(3)

Caregivers shall provide frequent, direct contact so children are not left unobserved on the premises.

**CONCLUSION SUMMARY**

Child Care Facility Specialist (CCFS) Laura Wilmesher conducted an investigation regarding the allegation that Child A was left out of supervision and left the property. After conducting the investigation, CCFS Wilmesher finds this allegation is substantiated. This conclusion is based on the following evidence of licensing rule violations which occurred at the facility:

19 CSR 30-62.182 (1)(A)(3) which states: "Caregivers shall provide frequent, direct contact so children are not left unobserved on the premises."

AND

19 CSR 30-62.182 (1)(A)(1) which states: "Caregivers shall not leave any child without competent adult supervision."

On March 4, 2021, CCFS Wilmesher conducted an interview with Parent B who stated on August 3, 2020, Child A walked out the facility on his own, and the facility didn't inform the parents until the next day, on August 4, 2020.

On March 4, 2021, CCFS Wilmesher observed in Child A's file an incident report date August 3, 2020, with a time noted as "5:20." There was no staff member name or signature on the report. The incident report stated the following:

"Child A ran out of his classroom into the office and out the front door. Teacher was chasing him trying to catch him. After he hit someone's car right out front he ran right back inside."

On March 4, 2021, CCFS Wilmesher conducted an interview with director, Dana Plesia who stated she was unaware that Child A had gone out the front door of the facility, and that this day was the first time she had seen the incident report in Child A's file. Dana Plesia also stated that there is no camera footage that can be reviewed for August 3, 2020. Dana Plesia stated according to her records, Child A arrived at 8:03 AM on August 3, 2020, and the caregivers present at the time were Shirley Tebeau and Destany Westrich, although Destany had just arrived at the time of Child A's arrival and had not yet clocked in. Dana Plesia stated Shirley Tebeau would have been the person responsible for signing children in and taking them to the classroom at the time of Child A's arrival on August 3, 2020. Dana Plesia stated she was not present at the facility on August 3, 2020, and that former assistant director, Holly Feeler, would have been the person in charge that day.

On March 4, 2021, CCFS Wilmesher conducted interviews with caregivers Destany Westrich and Shirley Tebeau, who had differing statements regarding the incident, however, both did confirm that Child A went out the front door of the facility after being dropped off by Parent B on the morning of August 3, 2020. Destany Westrich stated that she had arrived at 8:00 AM and was not yet clocked in, making copies in the front office upon Child A's arrival on August 3, 2020. Destany Westrich stated that Child A was told to go to the middle classroom for breakfast, and walked around the corner to the middle room, but then she turned around to put a piece of paper on the copier and heard footsteps running. Destany Westrich stated she jumped off the stool and dashed after Child A, and he had opened the door and was right in front of the door, and she scooped him up, brought him back

inside, and took him to the room where he was supposed to be. Destany Westrich stated she told Holly Feeler about the incident, and assumed Holly would write the incident report and then the director would notify the parents, although Destany stated she did not see any documentation of the incident.

Shirley Tebeau's statements regarding the incident were more consistent with the written documentation of the incident which was found in Child A's file. Shirley Tebeau stated she signed the children in between 6:00 AM until 9:00 AM on August 3, 2020, and that she heard that Child A went out the front door and touched somebody's car and then came back. Shirley Tebeau stated she heard that from Holly Feeler and an unknown teacher, and that she believes Holly would have written it up. Shirley Tebeau stated Child A had not been in her classroom yet that morning before Child A went out the door.

On April 19, 2021, CCFS Wilmesher conducted an interview with Reporter A who stated she gets her information from Parent A, and was told that Child A had walked off the property, although she wasn't sure how far away from the facility Child A had walked.

## CORRECTIVE MEASURES

### CORRECTIVE MEASURE

All staff and volunteers must obtain one (2) clock hours on supervision. The training must be held by an approved and qualified source, outside of the Jellybean Island Learning Academy LLC network. Training may be obtained from the Missouri Workshop Calendar. The training calendar can be found at <http://www.moworkshopcalendar.org/>. Verification of training completion shall be from the Open Initiative Toolbox report.

### COMPLETED (Y/N)

Yes

### COMPLETED DATE

1/4/2022

### CORRECTIVE MEASURE

The facility shall conduct a staff meeting to review the center's policies and all licensing rules and regulations regarding supervision. The facility must provide the Section for Child Care Regulation with a statement, signed by all staff members (paid employees and paid/unpaid volunteers), to indicate they understand and agree to follow those rules and regulations.

### COMPLETED (Y/N)

Yes

### COMPLETED DATE

8/24/2021

### DISPOSITION

SUBSTANTIATED

### DISPOSITION DATE

4/29/2021

### APPROVING SUPERVISOR

CLARK, ANGELA