

**Notice of Findings**

**Notice To:** Beronica Oseguera - Director  
**Facility Name:** Children's Learning Center - Mercill  
**Owner:**  
**Site Address:** 145 W Mercill ,PO Box 4100  
**City/State/Zip:** Jackson, WY 83001

The Department of Family Services has completed the investigation regarding alleged violation(s) of the Wyoming Child Care Rules received on 09/19/2025, and investigated by Kelli Dunne.

A statement of childcare allegation, CPL-6004, was provided on 09/24/2025.

The finding is listed below for each individual alleged violation of the Wyoming Child Care Licensing Rules:

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1. Finding: Non-Compliant

Regulation: Chapter 4. General Requirements  
Section 20. Emergency Safety Intervention.

Allegation: AMENDED: It has been self-reported by the Executive Director of the facility that on September 18, 2025, a child in care who was exhibiting potentially damaging/dangerous behaviors to both themselves and the property was placed in a physical restraint. This child in care did not have physical restraints written in to their IEP, there was not parent permission on file to utilize restraints, and the facility's restraint policy was not in compliance with the Licensing Rules.

Explanation of Findings: Through interviews and evidence obtained over the course of this investigation, it has been found that on September 18, 2025, a child in care was placed into a physical restraint to prevent damage to themselves and the property. While the facility staff member, NP, has appropriate training to provider safe restraints, there was no written permission from the parent on file to utilize this type of intervention. It has also been found that at the time the restraint was used, there was not a compliant restraint policy on file, there was not an IEP that indicated physical restraints would be appropriate for this child.

Action Required: It is acknowledged by Child Care Licensing that the facility took swift action in reporting this incident and has been open and willing to have conversations about what happened and to make the needed changes to their policies and procedures to bring them into compliance with the Licensing Rules. The facility has already amended their policies to ensure that children are only placed in physical restraints by staff members who are fully and appropriately trained, to have written

parental consent and an IEP on file for any child this may apply to. The facility shall complete the variance request form (provided with sample language on 09/26/2025) to receive an annual physical restraints variance approval. No Corrective Action Plan form is being requested due to the facility's quick and proactive approach to updating their policies, meeting with their behavioral partners, and communication with Licensing to resolve this concern. CAP due date and compliance date shall match and be considered compliant upon receipt of the variance request.

Corrective Action Plan Due Date: 10/10/2025

Corrective Action Plan Achieved Date:

Compliance Due Date: 10/10/2025

Compliance Achieved Date:

**The Department requests your cooperation in ensuring compliance is met. In the absence of cooperation, the Department may take whatever steps are necessary to ensure the safety of children.**

**The Department's information may be shared with the authorized individuals or agencies, which include, but are not limited to, the Attorney General, County Attorney, and law enforcement.**

If you disagree with the Department's finding of non-compliance for a violation, you may request an Administrative hearing within (10) days of your receipt of this letter (W.S. 14-4-108). Administrative hearing procedures are included in the Department of Family Services' **Wyoming Child Care Licensing Rules, Chapter 3, Section 5: Contested Case Hearing Rules**, and based upon the above statute. If you have questions, or need a copy of the Rules, you may contact the Department of Family Services Field office in the county where you live.

Licenser: Kelli Dunne  
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Signature:

A handwritten signature in black ink, appearing to read 'K. Dunne', written over a horizontal line.

Kelli Dunne

Date: 10/07/2025

CC:

Lisa Lord Price - Board President  
Board Chair, PO Box 4100, Jackson, WY, 83001