

**Notice of Findings**

**Notice To:** Alexa Pushcar - Director  
**Facility Name:** Kountry Kids Early Learning Academy, Inc.  
**Owner:** Alexa Pushcar  
**Site Address:** 3201 E. Pershing Blvd.  
**City/State/Zip:** Cheyenne, WY 82001

The Department of Family Services has completed the investigation regarding alleged violation(s) of the Wyoming Child Care Rules received on 10/07/2024, and investigated by Ariel Schmitzer.

A statement of childcare allegation, CPL-5791, was provided on 10/09/2024.

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 14. Health and Safety Requirements.

(t) Staff and household members shall not consume or be under the influence of any substance that may impair their ability to care for children, including, alcohol, certain prescription drugs or illegal drugs; or misuse prescription drugs or over-the-counter drugs, on or off the premises, while child care children are present, and while transporting child care children. The use of tobacco, tobacco products or electronic cigarettes is prohibited in the facility or off premises when children are present and in care.

Allegation: It has been reported that on one or more occasions in the last month a staff member at the facility has used an electronic vape pen while working in the facility around the children.

Explanation of Findings: It has been found through interviews with staff and the director as well as evidence gathered that staff members at the facility have utilized electronic vape pens within the facility during nap time and in the bathrooms.

Action Required: Immediately discontinue the use of vape pens within the facility. Director shall write a policy for staff detailing where and when vape pens and tobacco products can be used if staff utilize them. Director shall immediately train staff on the new policy and submit a copy of the policy signed by the director and all staff to licensing.

Corrective Action Plan Due Date: 12/20/2024

Corrective Action Plan Achieved Date:  
Compliance Due Date: 11/08/2024  
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: Ariel Schmitzer  
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Signature: \_\_\_\_\_  
Ariel Schmitzer

Date: \_\_\_\_\_

CC:  
Alexa Pushcar - Owner  
3201 E. Pershing Blvd., Cheyenne, WY, 82001