

Notice of Findings

Notice To: Francesca Lopez-Adkins (acting director) - Director

Facility Name: Marion Daycare and Learning Center

Owner:

Site Address: 710 Marion St

City/State/Zip: Sheridan, WY 82801

The Department of Family Services has completed the investigation regarding alleged violation(s) of the Wyoming Child Care Rules received on 06/13/2025, and investigated by Kristi Bennick.

A statement of childcare allegation, CPL-5951, was provided on 06/23/2025.

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

1. Finding: Non-Compliant

Regulation: Chapter 4. General Requirements
Section 6. Discipline and Guidance.

(d) The following behavior shall be prohibited in all child care settings:

(ii) Rough handling of children, including but not limited to hitting, spanking, beating, shaking, pinching, pushing or other measures that could produce physical pain;

Allegation: Reporter alleges that on one or more occasions in the past 6 months, a child was handled in a rough manner when staff DB picked the child up and aggressively put them on a nap cot.

Explanation of Findings: A finding of non-compliance is based on a video of a classroom showing staff DB picking up a child aggressively putting the child on a nap cot and throwing a blanket over the child's body.

Action Required: The board took swift action to address the concerns. Please submit a Corrective Action Plan to the Licensing Office detailing how staff will be trained in using discipline and guidance in the future, ensuring all staff will follow the program's guidance and discipline plan.

Corrective Action Plan Due Date: 07/16/2025

Corrective Action Plan Achieved Date:

Compliance Due Date: 07/16/2025

Compliance Achieved Date:

2. Finding: Non-Compliant

Regulation: Chapter 4. General Requirements
Section 2. Capacity/Supervision Requirements.

(l) There shall be at least one (1) adult staff supervising the care of children at all times. Video and/or audio monitors shall not be used to fulfill staff supervision requirements.

Allegation: Reporter alleges that on one or more occasions in the past 6 months, a child was left in a classroom with the door closed on a cot during nap time, with no supervision in the classroom.

Explanation of Findings: A finding of non-compliance is based on a video of staff DB leaving a child in a classroom alone on a cot and closing the door. Interviews conducted stated this was a regular occurrence for children who are disruptive during nap time.

Action Required: Please submit a Corrective Action Plan to the Licensing Office detailing how staff will be educated to supervise children ensuring all children will be supervised at all times.

Corrective Action Plan Due Date: 07/16/2025

Corrective Action Plan Achieved Date:

Compliance Due Date: 07/16/2025

Compliance Achieved Date:

3. Finding: Compliant

Regulation: Chapter 4. General Requirements
Section 2. Capacity/Supervision Requirements.

(b) Staff:child ratios and supervision requirements as described in this chapter shall be maintained at all times.

Allegation: Reporter alleges that on one or more occasions in the past 6 months, director DB moved kids who are younger than 4 years old into the 4-5 year old classroom which made the classroom out of ratio.

Explanation of Findings: Based on information collected, there is not enough evidence to support a finding of non-compliance.

Corrective Action Plan Due Date:

Corrective Action Plan Achieved Date:

Compliance Due Date:

Compliance Achieved Date:

4. Finding: Compliant

Regulation: Chapter 4. General Requirements
Section 6. Discipline and Guidance.

(d) The following behavior shall be prohibited in all child care settings:

(ii) Rough handling of children, including but not limited to hitting, spanking, beating, shaking, pinching, pushing or other measures that could produce physical pain;

Allegation: Reporter alleges that in the past 6 months, staff DB produced physical pain by putting a 4 year old child outside in cold weather to stand on the concrete without shoes, then placing the child's feet in the snow.

Explanation of Findings: Based on information collected, there is not enough evidence to support a finding of non-compliance.

Corrective Action Plan Due Date:
Corrective Action Plan Achieved Date:
Compliance Due Date:
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: Kristi Bennick
Address: 381 N. Main
City/State/Zip: Buffalo WY 82834
Phone: 307-684-5513 ext 5
Email: kristin.bennick@wyo.gov

Licenser Supervisor: Stoney Busch
Address: 444 W. Collins Ste. #2100
City/State/Zip: Casper WY 82601
Phone: 307-473-3933
Email: Stoney.Busch@wyo.gov

Signature: _____
Kristi Bennick

Date: _____

CC:
Jessica Cunningham - Board President
jlk046@gmail.com