



BRIGHT FROM THE START
Georgia Department of Early Care and Learning
10 Park Place South SE, Suite 200, Atlanta, Georgia 30303
(404) 656-5957

Nathan Deal
GOVERNOR

Bobby Cagle, MSW
COMMISSIONER

June 22, 2011

CERTIFIED MAIL #7002 2410 0002 7004 1202

Ms. Sunday T. Allen
Family Day Care Home
1410 East 39th Street
Savannah, Georgia 31404

RE: Notice of Revocation

Dear Ms. Allen:

As a result of a complaint received on December 14, 2010, an investigation was conducted at your Family Day Care Home located at 1410 East 39th Street, Savannah, Georgia, 31404. The findings of the investigation substantiated that a serious rule violation occurred which jeopardized the health and safety of children in care. Specifically an altercation occurred at the home on November 16, 2010; and you were subsequently arrested and charged with Possession of a Firearm by a Convicted Felon, resulting in an unsatisfactory criminal records check. The rule violation for which Bright from the Start is basing the revocation is marked as Exhibit "A", and is a flagrant abuse that constitutes shocking intentional misconduct. The letter dated April 27, 2011 rescinding the family day care provider's satisfactory criminal record determination is marked as Exhibit "B". The April 27, 2011 letter was sent to you by certified mail and regular mail. The certified mail copy was returned to Bright from the Start on May 20, 2011 and a child care consultant attempted to hand-deliver a copy of the rescind letter with a cover letter to you on May 26, 2011. The cover letter is marked as Exhibit "C". No one answered the door, so the consultant left the letter and her business card in the front door with a note asking you to call to confirm receipt of the letter. She also called you on the same day, but found the number was not in service. On May 31, 2011, the consultant sent an e-mail to you to confirm receipt of the letter dated April 27, 2011, but received no reply.

Based on your noncompliance with Rules and Regulations for Family Day Care Homes, you are hereby notified that the registration to operate as a family day care home is hereby revoked. Bright from the Start's legal authority for revoking a license is found in O.C.G.A. Sec. 20-1A-12(b)(3)(5), Sec. 20-1A-12(c)(5), and 20-1A-10(q), and the Bright from the Start: Georgia Department of Early Care and Learning's Rules for Family Day Care Homes, Chapter 290-2-3 of the Official Compilation Rules and Regulations of the State of Georgia.

In accordance with O.C.G.A Section 20-1A-10(o) this revocation becomes effective thirty (30) days from receipt of this Notice. You have the right to appeal the decision to revoke your registration to operate a family day care home by filing a written request for an administrative hearing before an Administrative Law Judge with the Office of State Administrative Hearings. The request must be made in writing within ten (10) days of receipt of this Notice and addressed to:

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J. Ashley Peacock
Chief Legal Officer
Bright from the Start
Georgia Department of Early Care and Learning
10 Park Place South SE, Suite 200
Atlanta, Georgia, 30303

A hearing request stays or suspends the revocation.

If you do not appeal this action within ten (10) days of this Notice, the decision to revoke your license will be final. Licensure staff will conduct a follow-up visit to verify closure.

Sincerely,



Brenda Haynesworth
Child Care Services Director

Attachment

cc: Kay Hellwig
J. Ashley Peacock
Ira Sudman
Kristie Lewis
Meggan Hemans-Reese
Candy Prince
Stanley Walthour
Carla Kirby
Brienne Kersey
Sherry Smith
State File

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Rule Violation for:

Sunday T. Allen
Family Day Care Home
1410 East 39th Street
Savannah, Georgia 31404

290-2-3-.04(2)(c)2(i) requires that no person having an unsatisfactory determination as to his or her criminal record may be a provider or employee of a home and no adult person having an unsatisfactory determination as to his or her criminal record may reside at the home and have contact with the children.

During an investigation, it was determined that Sunday T. Allen, the family day care provider, had an unsatisfactory criminal record. Information obtained from the Recorder's Court of Savannah/Chatham County established that on November 17, 2010, a criminal warrant was issued and the family day care home provider was arrested on charges of Possession of a Firearm by a Convicted Felon, in violation of O.C.G.A. 16-11-131.

The failure of the family day care home provider to maintain a satisfactory criminal records check could possibly place children at risk of harm.

EXHIBIT "A"
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