

April 14, 2025

CERTIFIED MAIL

Sheikhnur Yusuf, Authorized Agent
Owsey Homecare LLC
2121 Nicollet Avenue Suite 6
Minneapolis, MN 55404

License Number: 1115577- HCBS

ORDER OF LICENSE DENIAL

Dear Sheikhnur Yusuf:

The Department of Human Services (DHS) is denying your application for a Home and Community-Based Services (HCBS) license at 2121 Nicollet Avenue, Suite 6, Minneapolis. This denial is based on the disqualification of a controlling individual. Details of our findings are provided below. Our next steps and your options are also detailed.

REASON FOR LICENSE DENIAL

1. Disqualification of a controlling individual

On March 8, 2024, DHS notified you that a controlling individual (SP1) had a disqualification, and informed you that SP1 could request reconsideration of the disqualification. On April 26, 2024, DHS notified you that SP1 did not request for reconsideration of the disqualification.

SP1 did not request reconsideration so SP1's disqualification is final. Also, SP1's disqualification cannot be set aside and no variance can be granted. If you appeal this denial order, SP1's disqualification will not be reviewed as a part of the contested case hearing.

Legal Authority: Minnesota Statutes, section 245A.05, subdivision (a)(4).

2. Commissioner's evaluation of program

In determining whether a licensing action is warranted, DHS evaluated the facts, conditions, and circumstances concerning your program's operation. This includes consideration of the program's operation, the well-being of persons served by your program, available evaluations of the program by persons receiving services, information about the qualifications of staff persons that are working in your program, and the applicant's ability to demonstrate competent knowledge of the applicable requirements of statutes and rules. DHS has determined that the denial of your license is appropriate based on the violations identified above and the program evaluation.

The Commissioner is prohibited from issuing a license if a controlling individual of an applicant has a disqualification which has not been set aside and no variance has been granted. A disqualified controlling individual puts the well-being of persons served at risk.

Due to the serious and chronic nature of these violations, which impact the health and safety of persons served in your care, your license to provide home and community-based services is denied.

Legal Authority: Minnesota Statutes, section 245A.04, subdivision 6.

YOUR RIGHT TO APPEAL

You have the right to appeal the denial. Your request must be in writing and clearly state that you are requesting a contested case hearing for this matter. Your request must be made before the deadlines provided below. If you do not meet this deadline, you lose your right to an administrative appeal. The timeline to appeal began when you received this order.

If you are mailing your request, it must be sent by certified mail and postmarked within 20 calendar days from when you received this order. Please send it to:

Commissioner, Department of Human Services
Office of Inspector General
Legal Counsel's Office
Attention: Licensing Legal Unit
PO Box 64953
St. Paul, MN 55164-0953

If your request is being personally delivered, it must be received by DHS within 20 calendar days from when you received this order. Please bring it to:

Commissioner, Department of Human Services
Office of Inspector General
Legal Counsel's Office
Attention: Licensing Legal Unit
444 Lafayette Road North
St. Paul, MN 55155

Upon DHS' receipt of your timely appeal, your case would be scheduled for a contested case hearing in front of an Administrative Law Judge. Following this hearing, the Commissioner of DHS will issue a final order. If you do not appeal or if the order is affirmed by the Commissioner following a hearing, DHS is prohibited from issuing you and the controlling individuals a license for two years.

Legal representation at the contested case hearing:

You do not need a lawyer to appeal. However, a lawyer can help you with your appeal. The state or county will not get you a lawyer and will not pay for a lawyer. If you cannot afford a lawyer, you may be able to get free

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legal advice or help with your appeal. To find out if free help is available, contact: Volunteer Lawyers Network at 612-752-6677; Central Minnesota Legal Services at 612-332-8151; Southern Minnesota Legal Services at 651-222-4731; or go to www.lawhelpmn.org to find a local legal services program that may be able to help you.

You can also find information on contested cases from the Office of Administrative Hearings website at <https://mn.gov/oah/self-help>. Click on Administrative Law Overview, then click on Administrative Law Contested Case Hearing Guide for a list of frequently asked questions.

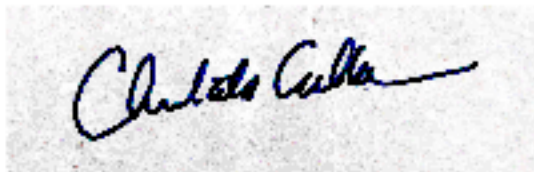
Legal authority for this licensing action

- This action is taken under Minnesota Statutes, section 245A.05, subdivision (a), which describes under which conditions DHS may deny a license.
- License holders have a right to appeal licensing actions and request a contested case hearing, under Minnesota Statutes, chapter 14 and Minnesota Rules, parts 1400.8505 to 1400.8612.

Questions

If you have any further questions regarding this matter, you may contact Troy Goudy, Supervisor, at 651-431-6639.

Sincerely,

A handwritten signature in black ink on a light-colored background. The signature is cursive and appears to read "Christala Culhane".

Christala Culhane, Unit Manager
Licensing Division
Office of Inspector General