



**NOTICE:** This Amended Order of License Revocation supersedes a version dated September 18, 2025, which should be destroyed. This document is amended to include the results of a maltreatment investigation and updates to "Operating the program pending the outcome of the appeal".

**CERTIFIED MAIL**

**Date Issued:** September 18, 2025

**Date Reissued:** February 3, 2026

Aaron Ato-Davies  
1114 Southwood Drive  
Dilworth, Minnesota 56529

License Number 1098291-AFC (Adult Foster Care)  
License Number 1099336-HCBS (Home and Community Based Services)  
Background Study Numbers: 4022379 (AFC) and 4021101 (HCBS)  
Maltreatment Investigation Report Number 202510399

## **AMENDED ORDER OF LICENSE REVOCATION MALTREATMENT DETERMINATION AND DISQUALIFICATION**

Dear Mr. Ato-Davies:

Based on the recommendation of Clay County Social Services, the Department of Human Services (DHS) is revoking your licenses to provide family adult foster care (AFC) and home and community-based services (HCBS) at 1114 Southwood Drive, Dilworth, Minnesota. This revocation is based on the commissioner's evaluation of your program, providing false and misleading information or knowingly withholding relevant information, for not complying with licensing rules and laws, a determination of maltreatment, and the disqualification of the license holder.

The Department of Human Services (DHS) has determined that you and Aaron Ato-Davies Adult Foster Care/Home and Community Based Services, located at 1114 Southwood Drive, Dilworth, MN, 56529, under license numbers 1098291 (AFC) and 1099336 (HCBS) are responsible for maltreatment by financial exploitation. You are identified as the staff person (SP) in the Investigation Memorandum for Report Number 202510399. DHS has determined that you are responsible for recurring maltreatment and are therefore disqualified from any position allowing direct contact with, or access to, persons receiving services from programs, organizations, and/or agencies that are required to have individuals complete a background study by the Department of Human Services as listed in Minnesota Statutes, section 245C.03.

Details of our findings are provided below and in the enclosed Investigation Memorandum for report 202510399. Our next steps and your options are also detailed.

## **REASON FOR LICENSE REVOCATION**

### **1. 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 well-being of persons served in your program, available evaluations from consumers of your program, information about the qualifications of caregivers working in your program and the qualifications of the license holder and controlling individual that direct the program. DHS has determined that revocation of your license is appropriate based on the violations identified below and the program evaluation.

You have been licensed as an adult foster care (AFC) provider since March 12, 2019. Additionally, you have been licensed to provide HCBS family residential services at your family AFC program since April 19, 2019.

In March 2023, Clay County received and investigated a licensing complaint on your family adult foster home. Subsequently, Clay County received additional paperwork and visited the AFC home in March 2025. As a result of the investigation, they determined you provided false and misleading information and had multiple licensing violations as described below. Clay County determined you did not primarily reside in the AFC home for the entirety of being licensed as a family adult foster home.

The Commissioner is required to revoke your AFC license because you did not reside primarily in the family adult foster home for the entire period of licensure, as required per Minnesota Statutes, section 245A.03, subdivision 7. Additionally, the licensing violations determined by Clay County were serious and impact the health, safety, and rights of persons served in your program.

In addition, the maltreatment determination that finds the license holder responsible for financial exploitation of a person served by the program and the disqualification of the license holder and controlling individual, DHS cannot ensure the wellbeing of persons served by the program or the qualifications of the caregivers and controlling individual.

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

### **2. False and misleading information or knowingly withheld relevant information**

Clay County determined that you knowingly withheld relevant information or provided false or misleading information to the Commissioner during an investigation and licensing review.

Clay County determined you provided false and misleading information throughout a licensing investigation and licensing review when:

- On January 31, 2024, you completed a supplemental application for relicensing where you stated you own two homes; however, according to public property records, you own two additional properties that you failed to disclose. In March 2025, you stated you did not disclose the properties because the titles were in your business name, Pee & Kay investors LLC. According to property records, the titles were under your name until the 2025 tax year.
- You have a pattern of withholding information or providing false information about household membership. The AFC renewal applications signed on November 24, 2021, and January 10, 2024, stated your parent lived at your family adult foster home; however, Clay County determined your parent never lived in the AFC home. On your application dated March 7, 2025, you stated there were two household members living in the AFC home. On March 25, 2025, when Clay County visited the AFC home, there was no evidence that these two household members lived in the AFC home as there were no clothing or items in the home for either individual.
- On a renewal/change of premise application dated November 24, 2021, you listed your address as the same as your licensed adult foster home address; however, in court documents dated August 4, 2021, you stated you lived at 822 4<sup>th</sup> Avenue Northeast, Dilworth, Minnesota which is another property you own that was never licensed as a family adult foster home. Additionally, Clay County received information that you lived at 822 4<sup>th</sup> Avenue Northeast, Dilworth, MN until late 2022 or early 2023.
- On March 25, 2025, you stated two of the properties you or Pee & Kay LLC own have occupants. Clay County determined people were living at two additional properties when they visited the homes.

Legal Authority: Minnesota Statutes, section 245A.07, subdivision 3, paragraph (a), subparagraph (3).

### **3. Failure to comply with licensing laws and rules**

Clay County determined that you failed to fully comply with the laws and rules that apply to licensed adult foster care. DHS has considered the nature, chronicity, or severity of the violations that led to the revocation of your license.

Legal Authority: Minnesota Statutes, section 245A.07, subdivision 3, paragraph (a), subparagraph (1).

## **Nature, history and severity of violations**

### ***New violations determined***

In March 2024, Clay County conducted a licensing investigation at your licensed program. Subsequently, Clay County received additional licensing paperwork and visited your AFC home in March 2025. The following are new violations that have not been the subject of a previous correction order. If you appeal this order, the following violations *will* be reviewed as a part of the appeal. DHS considered these violations, as a factor when it determined that revocation of your license is appropriate.

1. Clay County determined that the family AFC home has not been your primary residence for the entire period of your license based on:
  - Court documents where you listed your home address at an address that had never been licensed
  - Interviews with neighbors and residents
  - During site visits you did not know where person's receiving services plans of care, flashlights, first aid supplies, or persons served were when Clay County asked. You needed to call or ask staff to answer several of Clay County's questions.
  - When Clay County made unscheduled visits to the AFC home on March 9, 2023, June 5, 2023, and March 13, 2024, you have not been present in the home. Persons served or staff have needed to call you to come to the home.

Statute Violated: Minnesota Statutes, section 245A.02, subdivision 6f; Minnesota Statutes, section 245A.03, subdivision 7.

2. Clay County determined you did not affiliate background studies to your AFC license for 20 individuals who had background studies under your HCBS license.

Statutes Violated: Minnesota Statutes, section 245C.03, subdivision 1; Minnesota Statutes, section 245C.07.

3. Clay County determined you did not follow the individual abuse prevention plans for persons served when:
  - Clay County visited your home on two separate occasions in March 2024 and there were no caregivers present to supervise the service recipients. Two recipients require 24-hour supervision.
  - On December 28, 2024, a resident, who is not approved for alone time, was observed in the community alone.
  - On March 25, 2025, there were not enough staff on-site at the AFC to meet the supervision needs of the persons served.

Statute violated: Minnesota Statutes, section 245A.65, subdivision 2.

4. Clay County determined that you did not report multiple changes in your household membership within five days as required. Multiple household members moved in and out of your home between November 2022 and January 2024 without proper notice to the county.

Rule Violated: Minnesota Rules, part 9555.6175, subpart 3, item A.

### ***Previous licensing actions***

The following violations summarize the nature of your previous licensing violations. Because these violations are now conclusive, the individual violations are not within the scope of your appeal rights. Please refer to the previously issued correction orders for further details on these violations. If you do not have copies of these orders, contact your county licensor for assistance. DHS also considered this history as a factor when it determined that revocation of your license is appropriate.

- October 20, 2023, HCBS Order of Conditional License, which cited 17 violations. Violations of concern include:
  - You did not provide services in compliance with the requirements of Chapter 245D.
  - You did not meet the requirements for the completion of the assessments for persons served.
  - You did not maintain service recipient records.
  - You did not meet service planning requirements.
  - You did not provide required orientation and annual training to staff persons.
  - You did not establish, enforce, and maintain policies and procedures related to health and welfare.
- March 25, 2024, AFC Correction Order, which cited two violations. One violation is a repeat violation. Violations of concern include:
  - You did not report when a person served was discharged from your home, under Minnesota Rules, part 9555.6175, subpart 3.
- February 29, 2024, AFC Correction Order, which cited six violations. Violations of concern include:
  - Home sanitation and health violations, under Minnesota Rules, part 9555.6225.
  - Water temperature violation, under Minnesota Statutes, section 245D subdivision 1.
- August 27, 2024, HCBS Amended Correction Order, which cited four violations, three were repeat violations. Violations of concern include:
  - You did not provide required orientation, under Minnesota Statutes, section 245A.65, subdivision 1.
  - You did not meet service planning requirements, under Minnesota Statutes, section 245D.071, subdivision 5.
  - You did not establish, enforce, and maintain policies and procedures related to health and welfare.

### ***Severity of violations***

Many of the violations relate to the health, safety, and rights of persons served. DHS also considered the severity of these violations when it determined that revocation of your license is appropriate.

**Due to the serious and chronic nature of these violations and the conditions in the program, which impact the health, safety, and rights of persons served in your care, your licenses to provide adult foster care and home and community-based services are revoked.**

#### **4. Determination of Maltreatment for Report 202510399**

It was reported that a staff person (SP) co-mingled and withheld a vulnerable adult's (VA's) funds.

DHS investigated the report as alleged maltreatment by financial exploitation.

Based on the maltreatment investigation, DHS determined that you and Aaron Ato-Davies Adult Foster Care/Home and Community Based Services, were responsible for financial exploitation of a vulnerable adult. See the enclosed Investigation Memorandum for more information.

Statute Violated: Minnesota Statutes, section 626.557, subdivision 9c.

Legal Authority: Minnesota Statutes, section 245A.07, subdivision 3(a)(1).

Under Minnesota Statutes, section 245A.07, subdivision 3 (a)(4) a license holder shall forfeit \$1000 for each determination of maltreatment of a vulnerable adult under section 626.557 for which the license holder is determined responsible for the maltreatment under section 626.557, subdivision 9c, paragraph (c). However, because the Commissioner is imposing a more severe licensing sanction, Aaron Ato-Davies Adult Foster Care/Home and Community Based Services, is not being fined for \$1000 per incident. If the revocation is rescinded upon appeal, DHS may impose the fine at that time.

#### **Licensing Violations Determined as a Result of the Maltreatment Investigation:**

DHS determined that your program failed to follow licensing rules and statutes, as described below.

1. Violation: The license holder was responsible for the safekeeping of funds and property for the client but did not obtain written authorization from the person, their legal representative, and case manager.

Citation: Minnesota Statutes, section 245D.06, subdivision 4, paragraph (a), stated that whenever the license holder assists a person with the safekeeping of funds or other property according to section 245A.04, subdivision 13, the license holder must obtain written authorization to do so from the person or the person's legal representative and the case manager. Authorization must be obtained within five working days of service initiation and renewed annually thereafter. At the time initial authorization is obtained, the license holder must survey, document, and implement the

preferences of the person or the person's legal representative and the case manager for frequency of receiving a statement that itemizes receipts and disbursements of funds or other property. The license holder must document changes to these preferences when they are requested.

2. Violation: Through interviews it was determined that you did not allow a client access to his/her personal financial resources. You maintained the client's funds in two bank accounts with your name and the names of two of your family members. The client was not on either account.

Citations: Minnesota Statutes, section 245A.04, subdivision 13, paragraphs (a) stated the license holder must ensure that persons served by the program retain the use and availability of personal funds or property unless restrictions are justified in the person's individual plan; and Minnesota Statutes, section 245D.04, subdivision 3, paragraph (a), clause (16) stated that a person's protection related rights included the right to access to their personal possessions at any time, including financial resources.

3. Violation: Through interviews it was determined that you co-mingled a client's funds in two of your personal bank accounts that also had two of your family members' names. The client was not on either account.

Citation: Minnesota Statutes, section 245A.04, subdivision 13, paragraphs (b) states that the license holder must ensure separation of funds of persons served by the program from funds of the license holder, the program, or program staff.

4. Violation: Through interviews it was determined that you did not document receipt or disbursement of a clients funds.

Citation: Minnesota Statutes, section 245A.04, subdivision 13, paragraph (c), clause (1) states that whenever the license holder assists a person served by the program with the safekeeping of funds or other property, the license holder must immediately document receipt and disbursement of the person's funds or other property at the time of receipt or disbursement, including the person's signature, or the signature of the conservator or payee.

5. Violation: Through interviews it was determined that you did not return a client's funds to him/her within three working days of the request or upon transfer.

Citation: Minnesota Statutes, section 245A.04, subdivision 13, paragraph (c), clause (2) states that whenever the license holder assists a person served by the program with the safekeeping of funds or other property, the license holder must return to the person upon the person's request, funds and property in the license holder's possession subject to restrictions in the person's treatment plan, as soon as possible, but no later than three working days after the date of request; and Minnesota Statutes, section 245D.06, subdivision 4, paragraph (d), upon transfer, any funds of the person must be surrendered to the person or the person's legal representative.

## 5. Disqualification of License Holder

See conclusion in report number 202510399.

- The final disposition was that maltreatment is substantiated and that you and Aaron Ato-Davies Adult Foster Care/Home and Community Based Services, are each responsible for the maltreatment for report number 202510399.
- You have been found to be responsible for recurring maltreatment. Serious and recurring maltreatment are disqualifications under Minnesota Statutes, section 245C.15, subdivision 4. The information used to disqualify you has been reviewed in order to determine whether you pose an imminent risk of harm to persons receiving services.
- The Commissioner has determined that you (Aaron Ato-Davies) pose an imminent risk of harm to persons served by the program where you will have direct contact or access to persons served by the program and must be immediately removed.
- In making the determination, the Commissioner has considered all relevant information available including all of the factors listed in Minnesota Statutes, section 245C.16, subdivision 1, and found the following factors to be determinative:
  - The recency of the disqualifying characteristic;
  - The vulnerability of the victim(s) involved in the disqualifying maltreatment;
  - The similarity of the victim(s) to the persons served by the program where the individual studied will have direct contact; and
  - The repeated nature of the disqualifying characteristic.

Legal Authority: Minnesota Statutes, sections 245A.04, subdivision 7; 245A.07, subdivision 3(a)(2); 626.557, subdivision 9c, paragraph (d).

## YOUR RIGHT TO APPEAL

You have the right to appeal the revocation, maltreatment determination, and disqualification.

You already appealed the original Order of License Revocation dated September 18, 2025, and your case has been scheduled for a contested case hearing in front of an Administrative Law Judge. You do not need to submit a new appeal request and your appeal of the maltreatment determination and disqualification will be addressed as part of the contested case hearing. Following the hearing before an Administrative Law Judge, the Commissioner of DHS will issue a final order.

### **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 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](http://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.

### **Operating the program pending the outcome of the appeal:**

You filed an appeal within the timeframes described above, so you may continue to operate pending the outcome of your appeal.

However, because the Commissioner has determined that you pose an imminent risk of harm to persons served by the facility and program, you must be removed from any position allowing direct contact with, or access to, persons served by the facility and program pending a final order from the Commissioner.

If the facility and program operate pending appeal, you must submit a written plan to your county adult foster care licensor and DHS within 48 hours after receipt of this letter. The plan must detail how you will be removed from any position allowing direct contact with, or access to, persons receiving services from the facility and program.

Send the written plan to your HCBS Licensor and AFC Licensor:

- by secure email at: [desiree.b.tiller@state.mn.us](mailto:desiree.b.tiller@state.mn.us); or  
send fax to:  
651-431-7673  
ATTN: Desiree Tiller, HCBS Licensor
- and
- by secure email at: [frances.davenport@co.clay.mn.us](mailto:frances.davenport@co.clay.mn.us)

If the facility and program continues to operate under this section pending a final order, the facility and program must operate in full compliance with all licensing requirements set forth in Minnesota Statutes and Rules. Clay County will continue to monitor the facility and program and may conduct unannounced site visits to ensure on-going compliance with all licensing requirements set forth in Minnesota Statutes and Rules. If any violations are determined while the facility and program operate under appeal, the Department will take whatever additional licensing action it deems necessary including a possible immediate suspension of the facility's and program's licenses.

If you continue to operate pending the outcome of your appeal, in addition to the compliance with all applicable statutes and rules, you must comply with the following conditions:

1. You must notify current persons receiving services and all payer sources of this Order of License Revocation. The notification must be approved by DHS Licensing prior to being sent to persons receiving services and all other parties. The notification must specify the reasons your license was revoked, and it must include a copy of the Order of License Revocation. You must comply with the following deadlines:
  - Within 20 days of the date of this Order of License Revocation, you must receive approval of the draft of your notice from your licensor.
  - Within 30 days of the date of this Order of License Revocation, you must notify current persons receiving services and payer sources of the Order of License Revocation.
  - Within 40 days of the date of this Order of License Revocation, you must submit a list of the individuals and parties that received the notice to your licensor.
2. As of the date of this order, you may not:
  - admit new participants to your program;
  - be granted variances; or
  - add services to your HCBS license.

### **Legal authority for this licensing action**

- This action is taken under Minnesota Statutes, section 245A.07, subdivision 3, which describes under which conditions DHS may revoke a license.
- The timeline to appeal a revocation order is provided in Minnesota Statutes, section 245A.07, subdivision 3(b).
- “Controlling individual” is defined under Minnesota Statutes, section 245A.02, subdivision 5a.
- Under Minnesota Statutes, section 245A.07, subdivision 3, paragraph (a), clause (2), the Commissioner may revoke a license if a license holder or controlling individual has a disqualification which has not been set aside under section 245C.22.
- When a revocation of a license is based on a disqualification for which reconsideration was timely requested and which was not set aside, the scope of the contested case hearing for the revocation shall also include the disqualification and revocation under Minnesota Statutes, section 245A.08, subdivision 2a, paragraph (a).
- When a revocation of a license is based on a determination of maltreatment under section 626.557 or chapter 260E, or a disqualification for serious or recurring maltreatment that was not set aside, the scope of the contested case hearing shall include that maltreatment determination, the disqualification and revocation under Minnesota Statutes, section 245A.08, subdivision 2a, paragraph (a).
- Minnesota Statutes, section 245A.07, subdivision 3, paragraph (c), clause (4) states that license holders shall pay a \$1000 fine for each determination of maltreatment under section 626.557/chapter 260E.
- 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.
- If a license holder files a timely appeal of a revocation order, the license holder may continue to operate the program pending a final order of the appeal under Minnesota Statutes, section 245A.07, subdivision 1(b).

- Minnesota Statutes, sections 626.557, subdivision 9c, paragraph (d) and 260E.30, subdivision 4 (c), when substantiated maltreatment is determined to have been committed by an individual who is also the facility license holder, both the individual and the facility must be determined responsible for the maltreatment, and both the background study disqualification standards under section 245C.15, subdivision 4, and the licensing actions under section 245A.06 or 245A.07 apply.
- Minnesota Statutes, section 13.46, subdivision 4, paragraph (b), clause (1), if a licensing sanction under section 245A.07 is based on a determination that the license holder is responsible for maltreatment, the identity of the license holder as the individual responsible for maltreatment is public data at the time of the issuance of the licensing sanction.
- Minnesota Statutes, section 626.557, subdivision 9d, paragraph (f), if a maltreatment determination or a disqualification based on serious or recurring maltreatment is the basis for a licensing sanction under Minnesota Statutes, section 245A.07, the license holder has the right to a contested case hearing. The scope of the contested case hearing must include the maltreatment determination, disqualification, and licensing sanction.
- Under Minnesota Statutes, section 245A.04, subdivision 7, paragraph (d), clause (3), the commissioner shall not issue or reissue a license if the applicant, license holder, or controlling individual has had a license issued under this chapter revoked within the past five years.
- Under Minnesota Statutes, section 245A.04, subdivision 7, paragraph (d), clause (5), when a license issued under this chapter is revoked under clause (1) or (3), the license holder and controlling individual may not hold any license under chapter 245A for five years following the revocation, and other licenses held by the applicant, license holder, or controlling individual shall also be revoked.

## Questions

If you have any questions regarding the maltreatment determination and/or disqualification, you may contact Melanie Bridges, Supervisor, at 651-431-6559. If you have any further questions regarding this matter, you may contact Tawnya Arueya, Supervisor, at 651-201-5571.

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

cc: Frances Davenport, Clay County Social Services  
Jason Steck, Attorney