



Summary Report	Near Fatality	10/23/15
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1. Near Fatality Victim: 4-month-old male

2. Was the child residing in the child's home or in an out-of-home placement at the time of the near fatality?

The child was residing in his home when the following incident occurred:

On September 24, 2014 the Department of Child Safety received a report regarding a 4-month-old male who was taken to the hospital and found to have multi-layer retinal hemorrhaging, a brain bleed, and bruising on his head and body. The DCS investigation determined that the baby sustained the injuries while in the care of Jose Luevanos. The allegation that Jose Luevanos physically abused the baby and caused the injuries has been substantiated.

3. If the victim in the Preliminary Report involved a child residing in the child's home, the following information will be provided:

a. Services being provided to the child, a member of the child's family or the person suspected of the abuse or neglect at the time of the incident and the date of the last contact before the incident between the entity providing services and the person receiving services:

No services were being provided to the family by the Department of Child Safety at the time of the incident.

b. Was the child, a member of the child's family or the person suspected of the abuse or neglect the subject of a report for investigation at the time of the incident?

No.

c. All involvement of the child's parents and of the person suspected of the abuse or neglect in a situation for which a report for investigation was made or in services provided pursuant to this chapter in the five years preceding the incident:

There has been no prior involvement of the child's parents or Jose Luevanos with DCS.

d. Any investigation pursuant to a report for investigation concerning the child, a member of the child's family or the person suspected of the abuse or neglect or services provided to the child or the child's family since the date of the incident involving the near fatality:

The investigation of the near fatality report determined that the child's injuries were caused by Jose Luevanos. The Department substantiated the allegation of physical abuse pertaining to him. Upon release from the hospital, the victim was placed in a licensed foster home and the Department filed a dependency petition with the Pima County Juvenile Court. The Department is providing services to the family.

Two additional reports involving other children residing in the home were received after the near fatality report. One of the reports was received on September 25, 2014 and alleged neglect to each of the children with an additional allegation of physical abuse to one of them. The allegations in that report were substantiated. The second report was received on September 26, 2014 and



alleged neglect and sexual abuse to one of the children. The allegations in that report were unsubstantiated. The investigations of these reports resulted in two of the other children being assessed as safe in the care of their parents. Another child was initially assessed as being safe in the care of the child's biological father, but was later placed in licensed foster care. The Department is providing services to the family.

4. If the victim in the Preliminary Report involved a child residing in an out-of-home placement, the following information will be provided:

a. Licensing Agency:

N/A

b. Licensing history of the out-of-home placement, including the type of license held by the operator of the placement and the period for which the placement has been licensed:

N/A

c. Summary of all violations by the licensee:

N/A

d. Any other actions by the licensee or an employee of the licensee that constitute a substantial failure to protect and promote the health, safety and welfare of a child.

N/A

5. Actions taken by the Department in response to the case including any changes to policy or practice and/or recommendations for further changes in policies, practices, rules or statutes:

A Fatality/Near Fatality Multidisciplinary Team (MDT) reviewed the case and determined that the investigation was conducted by the Department of Child Safety in accordance with policy and procedure. No changes to policy or practice were recommended as a result of the review.