



June 4, 2015

Fire Prevention and Building Safety Commission  
302 West Washington Street, Rm. W246  
Indianapolis, IN 46204

To whom it may concern:

Re: Appeal, Regal Adult Day Services, LLC, East Chicago, Indiana

Please accept this letter as a formal petition for appeal of the decision rendered by John Gettler, Fire Inspector, made on May 20, 2015. We are seeking to reverse that decision and that we be allowed to operate under the codes in effect in April 2012.

We are a small business, an adult day care facility. We opened in April 2012 at 3924-26 Main Street in East Chicago, Indiana. At that time, the State Fire Inspectors did not find any deficiencies. The location at 3924-26 Main Street is a former physician office. As our lease was expiring, we began looking for another location and found one, and operating under the same premise we were approved for and also approved by FSSA, we found a location in March 2015 a former physician office at 4035 Elm Street, East Chicago, Indiana.

Upon meeting the Code/Standards by the East Chicago Fire Department and East Chicago Building Commission, we asked for the Inspection of the State Fire Marshall. At this time, we were informed

1. That the code had changed and under the new code, the building we have moved to was approved to operate as a business and not an adult day care (I-4)
2. We can continue to operate with a maximum of 5 clients.

We, respectfully, appeal this decision based on the following:

1. We were never informed that there had been a change in the building code.
2. The local East Chicago Fire Department found that we were compliant with Fire Code.
3. The local East Chicago Building Commission found that we were compliant with Building Codes.
4. We have met the requirements of FSSA Medicaid Waiver in terms of occupancy, exits, emergency lighting, fire extinguishers, smoke/fire detectors.

As a small business, we have the requirements listed by such specialty business regulatory agencies and follow those, as well as that of the local fire and building agencies.



We could not anticipate the change in the building code whereas just months earlier, this would not be an issue.

We respectfully request that the decision be repealed and that we continue to operate under the code of April 2012 as we are an existing business and we are not a new business. I look forward to hearing from you. I can be reached at 219-781-7906.

Sincerely,

A handwritten signature in cursive script that reads "Kimberly Edwards".

Kimberly Edwards  
Executive Director



# FIRE AND BUILDING CODE ENFORCEMENT INSPECTION REPORT ORDER

DIVISION OF FIRE AND BUILDING SAFETY  
INDIANA DEPARTMENT OF HOMELAND SECURITY  
302 WEST WASHINGTON STREET, RM E241  
INDIANAPOLIS, IN 46204  
TELEPHONE: 317-232-2222  
WEB ADDRESS: WWW.IN.GOV/DHS

Identification Number BU24505	Name of the facility REGAL ADULT DAY SERVICES	County LAKE
Address of Property 4035 ELM ST EAST CHICAGO 46312	Name of the Contact KIMBERLY EDWARDS	Telephone Number (219) 781-7906
Email regalads@comcast.net		Inspection Date 05/20/2015
Inspection Category HEALTHCARE FACILITY	Inspection Type REINSPECTION	Inspection Status: COMPLIED
Name of the inspector JOHN GETTLER		Phone: 3175016244
Email: jgettler@dhs.in.gov		

Facility Id BU24505	Received By Name	Signature and Date
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## APPEAL RIGHTS

Please be advised that if you desire administrative review of this Order and **this Order was delivered by hand**, you must file a written petition for review with the Fire Prevention and Building Safety Commission at 302 West Washington Street, Rm. W246, Indianapolis, IN 46204, identifying the violations for which you seek review no later than 15 calendar days from the hand delivery date of this Order unless such date is a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours, in which case the deadline would be the first calendar day thereafter that is not a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative proceeding will be conducted by an administrative law judge appointed by the Fire Prevention and Building Safety Commission. If you do not file a petition for review, this Order will be **FINAL** and you **MUST** comply with its requirements.

Please be advised that if you desire administrative review of **this Order and this Order was delivered by first class U.S. mail**, you must file a written petition for review with the Fire Prevention and Building Safety Commission at 302 West Washington Street, Rm. W246, Indianapolis, IN 46204, identifying the violations for which you seek review no later than 18 calendar days from the mailing date of this Order unless such date is a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours, in which case the deadline would be the first calendar day thereafter that is not a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative proceeding will be conducted by an administrative law judge appointed by the Fire Prevention and Building Safety Commission. If you do not file a petition for review, this Order will be **FINAL** and you **MUST** comply with its requirements.

Please be further advised that you may request an opportunity to informally discuss this Order prior to filing a petition for review. Such informal discussion, or a request therefor, does not extend the deadline for filing a petition for review and, therefore, any request for an informal discussion should be made promptly, preferably by telephone, upon receipt of this Order.