Responding to Nursing Home Abuse-Case Study of Illinois Department Of Public Health, Department of Professional Regulation. US Human Rights Record Worse than China Record

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When people live or visit Illinois or other areas, as 1.6 million to 5 million people are held under guardianship nationwide according to various studies, some people end up losing their rights to decide and resources under guardianships. Guardians sometimes place people in nursing homes/facilities against their will. When nursing homes and guardians deny phone, visitation, fresh air away from second hand smoking, consent, chemicals used, coming home, museums, zoos, parks, reunions, mail, toothbrushes, clothes, fresh air, caregiver reimbursement, give shots without consent, one can complain to the Illinois Department of Public Health, Illinois Department of Human Rights and Illinois Department of Professional and Financial Regulation.

For over three years and 6 months, phone use, fresh air away from smoking, dental services, religious services, consent, chemicals used, coming home, museums, zoos, parks have been denied by Cook County Public Guardian and nursing home, and this article discusses how some other regulatory bodies like Public Health respond to nursing home abuse allegations.

Illinois Department of Public Health (IDPH) hearings resulted in comments like "hire a lawyer" or "request for fresh air denied" “request for phone use denied” or "no violations found." During one hearing, I admit I had laryngitis, but some hoarseness is not a reason to deny visitation, fresh air away from second hand smoking and phone use. Chicago Public Health staff did write a letter
saying that persons should stay away from door of buildings. Many requests for hearings for visitation were responded to with "We have already done a survey." Hearing dates were scheduled, but IDPH refused to consider issues like requests for fresh air away from second hand smoking or visitation; they often would look only at phone use.

Dr. Mark Amdur suggested "long acting injectable anti-psychotics," when my mother said things like "leave me alone" "I am from France" (her family is from the Luxembourg, Belgium, France region coming here in the 1850’s and 1880’s), “shit” "princess" "moon" "birds of the air" " I am from Heaven" related to religious upbringing. Cynthia Ramirez, Linda Maschek, Rikkyah Khan were some of the administrative judges or lawyers involved in denying these rights or seeing no violations. One does not need long acting injections for being from France or saying words like Heaven!! The word "Heaven" has been used by practically every religion and much science for much of history. Complaints about Dr. Amdur were thrown out, even though shots without consent were associated with limited movement, limited talking and loss of hand movement.

Illinois Department of Professional Regulation staff said "We will fight you tooth and nail," when I requested fresh air away from second hand smoking to avoid the 600,000 deaths that happen in nursing homes. This particular nursing home had many smokers on porches, from 1-30 smokers, and I wanted to limit exposure to heart disease causing carcinogens and smoking.

Illinois Department of Human Rights ruled several times that they did not have jurisdiction over the issues, and, after my request for review, the General Counsel returned the issue for investigation. Then the IDHR denied jurisdiction again. You can plan your approach to elder
abuse, ADA discrimination, public entity and public accommodation discrimination with this discrimination history in mind.

I requested hearings on many of these issues, and they refused them sometimes saying “They already did a survey.” Cook County and nursing home ordered shots without consent on my mother causing difficulty moving, difficulty walking, difficulty talking. When I mentioned the nursing home director's comment “you are going to be dead if you say things like that” about contacting the US attorney about rights denial, I was told to call police. Local police threatened me with trespass for trying to get my mother fresh air and other rights. 85 or more people, obtained through an FOIA request, were found dead at the facility over the last 25 years. That area had hit my mother's car with hockey sticks, tpd, egged, burglarized our house, backed a car into our house, mother mugged in parking lot.

Let's compare human rights in China with the US human rights record. 1.6-5 million people have limited or no rights to decide under guardianships here in the US. Some persons under guardianship are given shots without consent, denied fresh air away from smoking, denied phone, denied visitation, denied medical records, denied coming home, denied rights to decide, denied resources. Over 2 million people are in prison, and about 1.6 million people are in nursing homes with limited rights in the US. China may have executed prisoners, but US museum visitors looked at victims of those executions in museum exhibits. Banks and copy shops might want to have offices in Beijing if human rights improve, because human rights litigation is associated with debt and photocopies. US missiles have killed more people than Chinese
missiles. We can be happy about U.S. parks, culture, sports, education, invention, astronomy, science, arts, but our human rights record is problematic!

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