

**CASE NO. 1414170004**

**IN THE MATTER OF  
CAMP CHOCHEEZEE  
FORT WORTH, TX**

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**BEFORE THE TEXAS  
DEPARTMENT OF STATE  
HEALTH SERVICES  
AUSTIN, TX**

**AGREED ORDER**

**I. JURISDICTION**

The Department of State Health Services, Consumer Protection Division ("Department") is authorized to enforce the Texas Youth Camp and Safety Act ("Act"), Health and Safety Code 141, and the Texas Youth Camp Safety and Health Rules ("Rules"), 25 Texas Administrative Code, Chapter 265, Subchapter B.

**II. RESPONDENT**

Camp Chochezee ("Respondent") holds Youth Camp Registration No. 250254 and, as such, is subject to the aforementioned Act and Rules.

**III. FACTS**

On June 23, 2017, a representative from the Department conducted a youth camp inspection at Camp Chochezee, 8213 White Settlement Rd in White Settlement, Texas. The purpose of the inspection was to determine the facility's compliance with the Rules and Act as referenced in "I. Jurisdiction."

As a result of the subsequent review of DSHS files, it was determined that Respondent failed to comply with provisions of the Rules and Act as referenced in "I. Jurisdiction." The violations are more specifically described in the Department's September 18, 2017, Notice of Violation Letter ("NOV"), which is adopted and incorporated in this Agreed Order ("Order") by reference.

**IV. NOTICE**

By the NOV, Joe Contreras, Consumer Protection Division, informed Respondent of the Department's intent to assess an administrative penalty of \$1,750.00. The letter was received by Respondent.

## **V. RESPONSE**

Stephanie Johnson, representing Respondent, responded to the Department's NOV by requesting an informal conference.

## **VI. SETTLEMENT**

On January 4, 2018, an informal conference was held between representatives of the Department and Respondent. The parties reached a proposed settlement, the terms of which are contained in the "It is Ordered" section of this Order, based on various factors including the desire to avoid litigation.

~~Respondent agrees to terms of this Order as evidenced by signing the Order.~~  
The following terms were agreed upon:

- VIOLATION 1 - FAILURE TO PROVIDE SEXUAL ABUSE AND CHILD MOLESTATION TRAINING AND EXAMINATION DOCUMENTATIONS. The administrative penalty for this violation is \$0.00.
- VIOLATION 2 - FAILURE TO MAINTAIN REQUIRED HEALTH RECORDS FOR CAMPERs. This violation has been withdrawn by the department.
- VIOLATION 3 - FAILURE TO PROVIDE WRITTEN EMERGENCY PROCEDURES. The administrative penalty for this violation is \$0.00.

Respondent has no objection to this Order being signed by the Commissioner of State Health Services or his designee.

## **VII. COMPLETE SETTLEMENT**

The facts contained herein are the complete settlement of all issues regarding the violations described in "IV. Notice" of this Order.

### **A. WAIVER OF HEARING**

In exchange for the execution of this Order, Respondent waives the right to a hearing.

**B. NO WAIVER WITH REGARD TO FUTURE VIOLATIONS**

The Department does not waive the right to enforce future violations committed by Respondent.

**C. COMPLETE UNDERSTANDING**

The Department and Respondent acknowledge that they understand the terms of this settlement, enter into the settlement freely, and agree to the terms.

**D. NO RIGHT TO APPEAL**

~~Respondent waives the right to judicial review of this Order.~~

**NOW THEREFORE, IT IS ORDERED:**

Respondent shall henceforth comply with this Order and with all applicable laws, rules, and regulations governing the Texas Youth Camp and Safety Act. Failure to comply may result in additional compliance action and the Department seeking administrative penalties as originally proposed in the NOV, dated September 18, 2017.

Signed and ordered this 6<sup>th</sup> day of February, 2018.

Chris D. Drews  
Chris D. Drews  
Compliance Section Manager  
Consumer Protection Division

**AGREED TO BY RESPONDENT:**

[Signature]  
Signature of Authorized Agent

Stephanie Johnson  
Printed Name

1-27-18  
Signature Date

1414170004

Received  
JAN 24 2018  
Enforcement