STATE OF TENNESSEE
DEPARTMENT OF HUMAN SERVICES
CITIZENS PLAZA BUILDING
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BILL HASLAM
GOVERNOR

DANIELLE W. BARNES
COMMISSIONER

Certified Mail - Return Receipt Requested # 70153010000175365934

May 2, 2017

Robert and Stacey Lindelof, Jr., Owners
TNT Day School, Inc.
110 North 8th Street
Pulaski, Tennessee 38478

RE: Notice of Termination and Disqualification of Child and Adult Care Food Program Agreement Number 03-47-70689-00-0

Dear Mr. and Mrs. Lindelof:

This letter serves as notice that the Tennessee Department of Human Services ("Department") is terminating the Child and Adult Care Food Program ("CACFP") agreement with TNT Day School, Inc. and Robert and Stacey Lindelof, Jr., Owners (collectively, "Institution"). The grounds for this action are the Institution's failure to correct the serious deficiencies with the Institution's CACFP and the Institution's failure to return the over-payment money due to the Department. The authorization for this action is found in Paragraph 1.e. of your FY 2014 CACFP Provider Agreement and in the United States Department of Agriculture ("USDA") Food and Nutrition Service ("FNS") regulations at 7 C.F.R. § 226.6(c)(3)(iii)(E).

The action in this letter is based on the Institution's failure to provide the over-payment money due to the Department and the Institution's failure to provide a Corrective Action Plan that meets the requirements contained on Page 4 of Memo Code CACFP 14-2012 dated May 1, 2012. On January 19, 2017, the Department of Human Services ("Department") sent you a Notice of Serious Deficiency. The notice outlined the following: (1) CACFP applications on file had regulatory deficiencies; (2) the number of participants reported in the free and paid categories was incorrect; (3) the Agency reported incorrect meal counts; (4) the Agency's documented number of meals served exceeded the verified attendance; (5) there were infant menus that did not meet USDA meal pattern requirements and (6) insufficient quantities of milk were purchased.

This failure resulted in the Department determining that the Institution and the responsible individuals are seriously deficient in their operation of the CACFP. **The Institution has not submitted the over-payment of $2,531.37. A 1% interest charge ($2.11) has been added to the over-payment. To provide for the recovery of the over-payment, please remit a check payable to the Tennessee Department of Human Services in the amount of $2,533.48.**

The Institution has not paid the overpayment identified in the monitoring review. In addition, the responsible individual was asked to complete corrective action. However, the Institution and responsible individuals failed to complete an adequate Corrective Action Plan (CAP). Accordingly, the Department determined that the Institution and the Director have failed to fully and permanently correct the serious deficiency cited in the Serious Deficiency Notice.

As a result of the Institution's failure to submit an adequate Corrective Action Plan, a Notice of Proposed Termination and Disqualification was issued March 28, 2017. The Institution did not appeal the Notice of Proposed Termination. As a result, the Institution's CACFP Provider Agreement is formally terminated as of the date of this letter and TNT Day School, Inc. and Robert and Stacey Lindelof, Jr., Owners are disqualified from future CACFP participation as required by the CACFP regulations at 7 C.F.R. § 226.6 (c)(3)(iii)(E).

Institutions and individuals remain on the NDL until USDA's Food and Nutrition Service, in consultation with the Department, determines that the serious deficiencies have been corrected, or until seven years after their disqualification. However, if any debt relating to the serious deficiencies has not been repaid, they will remain on the NDL until the debt and any accrued interest is repaid. In accordance with 7 C.F.R. § 226.14(a), in part, the State agency must assess interest beginning February 20, 2017. For information about applied interest rates please visit the following website:

http://www.fiscal.treasury.gov/fsreports/rpt/cvfr/historical_rates.htm

The authorization for this action is found in Paragraph 1.e. of your FY 2014 CACFP Provider Agreement and in the CACFP regulations at 7 C.F.R. § 226.6(c)(3)(iii)(C).

If you have any questions, please feel free to contact Allette Vayda at (615) 313-3769.

Sincerely,

Allette Vayda
Director, CACFP & SFSP
AV/ba