



6. My father has approximately 169.25 personal assistant service hours per month in his HSP service plan.

7. My mother has approximately 111 personal assistant service hours per month in her HSP service plan.

8. Before DHS imposed the weekly 45 hour cap on work hours, I regularly worked between approximately 60 and 70 hours per week to cover all of the hours in my parents' HSP service plans.

9. When my parents' need for home care services arose, I gave up my career in order to provide them the care that they needed, at great financial cost to me. Since that time, I have been my parents' only home care provider. Because of their medical conditions they have been unable to accept another provider.

10. In the summer of 2017, after DHS announced it would be reimplementing a weekly cap on hours at 45 hours per week effective August 1, 2017, I assisted my parents to file applications for exceptions to the overtime policy based on their medical needs. My parents supported their applications with documentation from their doctors. On or about August 1, 2017, DHS denied their applications for exceptions to the overtime policy.

11. Because my parents cannot tolerate having another home care provider, and because I do not want to see my parents placed in a nursing home, I continued to provide them the services they needed more than 45 hours per week after August 1, 2017.

12. At first after August 1, 2017, I continued to bill HSP for all of my service hours for my parents including hours more than 45 hours per week. I then received information from DHS that, even while my parents appealed the denial of their overtime policy exception, I would receive discipline under the overtime policy if I billed more than 45 hours per week.

13. After learning this, since on or about August 13, 2017, I have tried to be careful not to bill DHS for more than 45 hours per week, even though I have continued to provide my parents more than 45 hours per week of the care they need under their services plans. I am doing this out of fear that DHS would suspend or terminate me if I billed for all of the hours of services I am providing my parents. And because my parents cannot tolerate another provider, and we do not want them to be forced into a nursing home, I have had no choice but to continue to provide those services without pay.

14. On or about August 31, 2017, DHS issued to me my first occurrence under the HSP overtime policy for working 62.25 hours between August 6 and 12, 2017. A true and correct copy of the notice of first occurrence that DHS sent to me is attached as Exhibit A.

15. If I were suspended from HSP for three months without pay I do not know what I or my parents would do. I could not possibly go without income for three months. Yet I could not find another job and continue to provide the more than full-time care my parents need to maintain their health and safety in their home. But with no other choice, and with no income, I fear I will be forced to find other work. Because I will not be there to care for them, my parents will likely be institutionalized against their will, putting at risk their well-being and health. Additionally, without income, I would have to find another job as quickly as possible, but it could take some time to find a nursing home placement. I do not know what would happen in the meantime, but I fear their health and safety would be put at substantial risk without a caregiver in the home.

16. Already with the pay cut I anticipate from only billing the State for 45 hours of service per work week, I will suffer significant harm. With the loss in income going from more than 60 hours of work per week to 45 hours, I will almost certainly need to give up my apartment

and move in with my parents. I will likely also need to give up my car because I will no longer be able to afford the significant maintenance it requires. Additionally, I will have to go without significant dental work that I need, which I fear will lead to greater dental problems at even greater cost in the future.

[SIGNATURE PAGE FOLLOWS.]

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

October, 18, 2017  
Date

A handwritten signature in black ink, appearing to read 'Bob Eli', written over a horizontal line.

Bob Eli



Bruce Rauner, Governor

James T. Dimas, Secretary

August 31, 2017

BOB ELI  
4447 W 55TH ST  
CHICAGO IL 60632 - 4745

Dear Provider,

Home Service Program (HSP) records indicate that you were in violation of 89 Ill. Admin. Code 686.1570 Unjustified Overtime and Sanctions. During the following pay period(s), you were found to have worked more than 45 hours in a work week which has resulted in an unjustified use of overtime.

| Dates                | Hours Worked | # of Customer(s) |
|----------------------|--------------|------------------|
| August 6 - August 12 | 62.25        | 2                |

This notice represents occurrence number: 1

Please work with the customer(s) you serve to ensure you are in compliance with HSP requirements by not working more than 45 hours in a work week.

Continued unjustified use of overtime will result in further occurrences with progressive consequences for you as the Individual Provider up to and including suspension and/or termination.

HSP Central Office  
Overtime

