

Statement of Deficiencies	(X1) Provider/Supplier/CLIA Identification Number 42D2096022	(X3) Date Survey Completed 05/30/2019
Name of Provider or Supplier Liberty Doctors, Llc	Street Address, City, State 418 Folly Road, Suite B, Charleston, SC	
For information on the provider's plan to correct this deficiency, please contact the provider or the state survey agency.		

(X4) ID Prefix Tag	Summary Statement of Deficiencies
D2016	<p>SUCCESSFUL PARTICIPATION CFR(s): 493.803(a)(b)(c)</p> <p>(a) Each laboratory performing nonwaived testing must successfully participate in a proficiency testing program approved by CMS, if applicable, as described in subpart I of this part for each specialty, subspecialty, and analyte or test in which the laboratory is certified under CLIA. (b) Except as specified in paragraph (c) of this section, if a laboratory fails to participate successfully in proficiency testing for a given specialty, subspecialty, analyte or test, as defined in this section, or fails to take remedial action when an individual fails gynecologic cytology, CMS imposes sanctions, as specified in subpart R of this part. (c) If a laboratory fails to perform successfully in a CMS-approved proficiency testing program, for the initial unsuccessful performance, CMS may direct the laboratory to undertake training of its personnel or to obtain technical assistance, or both, rather than imposing alternative or principle sanctions except when one or more of the following conditions exists: (1) There is immediate jeopardy to patient health and safety. (2) The laboratory fails to provide CMS or a CMS agent with satisfactory evidence that it has taken steps to correct the problem identified by the unsuccessful proficiency testing performance. (3) The laboratory has a poor compliance history.</p> <p>This CONDITION is not met as evidenced by: During a proficiency testing desk review performed on 05/30/2019, based on review of CASPER report 155D and graded reports from American Proficiency Institute (API), it was determined that the laboratory failed to successfully participate in proficiency testing for the specialty of hematology, the analyte white blood cell differential (WBC Diff) for three out of four consecutive proficiency testing events reviewed (2018, Events 1 and 2 and 2019, Event 1). See D2121, D2130, D6000.</p>
D2121	<p>HEMATOLOGY CFR(s): 493.851(a)</p>

Failure to attain a score of at least 80 percent of acceptable responses for each analyte in each testing event is unsatisfactory analyte performance for the testing event.

This STANDARD is not met as evidenced by:

During a proficiency testing desk review performed on 05/30/2019, based on review of the CASPER report 155D and laboratory proficiency testing records (graded copies from American Proficiency Institute), it was determined that the laboratory failed to attain a score of at least 80 percent in proficiency testing for the specialty of hematology, the analyte white blood cell differential (WBC Diff) for three out of four consecutive proficiency testing events (2018, Events 1 and 2, 2019 Event 1). The findings include: 1. Review of CASPER report 155D revealed the following WBC Diff proficiency scores for your laboratory: a. 2018, Event 1: 63% b. 2018, Event 2: 0% c. 2019, Event 1: 68% 2. The scores were confirmed upon review of the graded API results. Scores less than 80% for these analytes indicate failure or unsatisfactory performance. A failure of the analytes for two consecutive or two out of three testing events is scored as unsuccessful. A failure of the analyte for three consecutive or three out of four/five events is scored as a repeat unsuccessful.

D2130

HEMATOLOGY
CFR(s): 493.851(f)

Failure to achieve satisfactory performance for the same analyte in two consecutive events or two out of three consecutive testing events is unsuccessful performance.

This STANDARD is not met as evidenced by:

During the proficiency test desk review performed on 05/30/2019, based on review of CASPER report 155D and graded American Proficiency Institute (API) results, it was determined that the laboratory failed to achieve satisfactory performance for the analyte white blood cell differential (WBC Diff) in three out of four consecutive testing events (2018, Events 1 and 2 and 2019, Event 1) resulting in unsuccessful proficiency testing performance. See D2121.

D6000

MODERATE COMPLEXITY LABORATORY DIRECTOR
CFR(s): 493.1403

The laboratory must have a director who meets the qualification requirements of 493.1405 of this subpart and provides overall management and direction in accordance with 493.1407 of this subpart.

This CONDITION is not met as evidenced by:

During the proficiency testing desk review performed on 05/30/2019, based on review of CASPER report 155D and graded reports from American Proficiency Institute, the laboratory director failed to ensure proficiency testing for WBC Differential was performed as required by 42 CFR, Part 493.801 (see D2016, D2130, and D6016).

D6016

LABORATORY DIRECTOR RESPONSIBILITIES
CFR(s): 493.1407(e)(4)(i)

The laboratory director is responsible for the overall operation and administration of

the laboratory, including the employment of personnel who are competent to perform test procedures, and record and report test results promptly, accurate, and proficiently and for assuring compliance with the applicable regulations. (e) The laboratory director must-- (e)(4)(i) Ensure that the proficiency testing samples are tested as required under Subpart H of this part;

This STANDARD is not met as evidenced by:

During the proficiency testing desk review on 05/30/2019, based on CASPER report 155D review and American Proficiency Institute graded report review, the laboratory director failed to ensure the laboratory attained a result of 80% for white blood cell differential, specialty of hematology. The laboratory failed three out of four consecutive proficiency testing events(2018, Events 1, 2, and 2019, Event 1).