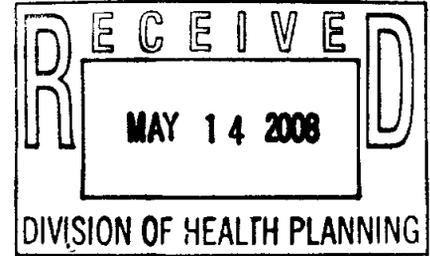




Outpatient Orthopedic Surgery Center, LLC



May 12, 2008

Georgia Department of Community Health
Office of General Counsel, Certificate of Need Division
2 Peachtree Street, NW
Atlanta, GA 30303-3159

Dear Sir/Madam:

Outpatient Orthopedic Surgery Center, LLC (OOSC) is a free-standing ambulatory surgical treatment center operating under a Letter of Non-Reviewability (LNR) issued to East Georgia Orthopedic Center, PC on January 28, 2004. OOSC is licensed by the State of Georgia (Permit No: 016-285), Medicare certified, and fully accredited by the Accreditation Association for Ambulatory Health Care (AAAHC).

In light of rules changes that are going into effect July 1, 2008 as a result of the passage of Senate Bill 433, the surgery center's Governing Body is considering the feasibility of converting from an LNR facility to a limited purpose CON facility. Before a letter of intent is sent and the application process started I request clarification on some issues.

The issues that need clarification are as follows:

- (a) After July 1, 2008 will a limited purpose ambulatory surgery center be required to have a minimum of two operating rooms as prescribed by Rule 111-2-2-.40(3)(a)(3)?
- (b) If granted a limited purpose (orthopedics) CON will the surgery center be allowed to bring in credentialed surgeons of other specialties to perform orthopedic procedures? (For example: could a podiatrist perform foot procedures; a plastic surgeon/hand specialist perform hand procedures; a neurosurgeon perform carpal tunnel releases and related procedures?)

In advance, thank you for your time and consideration in this matter. I look forward to your reply.

Sincerely,

Dick Farr, OPA-C, CASC
Director