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Office of Health Planning



GEORGIA DEPARTMENT
OF COMMUNITY HEALTH

CERTIFICATE OF NEED

Tracking And Appeals Report

October 16, 2024 – October 22, 2024

Please Note DCH Has Moved:

Georgia Department of Community Health
Office of Health Planning
2 Martin Luther King Jr. Drive SE
East Tower, 16th Floor
Atlanta, Georgia 30334

(404) 656-0409
(404) 656-0442 Fax
www.dch.georgia.gov

[Updated Certificate of Need Project Forms](#)

Letters of Intent

LOI2024021 American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Alpharetta
New Imaging Center

Received: 10/2/2024

Application must be submitted on: 10/28/2024

Site: 3285 Northpoint Parkway, Building 7, Alpharetta, GA 30005 (Fulton County)

Estimated Cost: \$4,500,000

Letters of Intent – Batching

none

Expired Letters of Intent

LOI2024020 American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Alpharetta
New Imaging Center

Received: 9/4/2024

Application must be submitted on: 9/30/2024

Site: 3285 Northpoint Parkway, Building 7, Alpharetta, GA 30005 (Fulton County)

Estimated Cost: \$4,500,000

Withdrawn CON Applications

none

New CON Applications

none

Pending Review Applications

2024-022 Grady Memorial Hospital Corporation d/b/a Grady Memorial Hospital

Construction of a Freestanding Emergency Department in Union City

Filed: 6/17/2024 Deemed Complete: 7/1/2024

60th Day Deadline: 8/29/2024

Decision Deadline: 10/28/2024

Site: SE Intersection of US 29 & State Rte 92, Union City, GA 30213 (Fulton County)

Contact: Shannon Sale, Chief Strategy Officer 404-616-7029

Estimated Cost: \$38,876,114

Recently Approved Applications

none

Recently Denied Applications

none

Disqualified Applications

none

Appealed Determinations

DET2019-050 Kennestone Hospital, Inc. d/b/a WellStar Windy Hill (“WellStar Windy Hill”) Request for Letter of Determination received on 3/15/2019, regarding a determination that existing beds would revert back to short-stay beds upon relinquishment of its Medicare certification as a long-term care hospital.

Agency Decision: Denied on 8/21/2019.

Appealed: WellStar Windy Hill filed request for Administrative Appeal on 09/19/2019. Emory University d/b/a Emory University Hospital Smyrna and Saint Joseph's Hospital of Atlanta, Inc. d/b/a Emory Saint Joseph's Hospital (collectively "Emory") filed notice of intent to participate in and intervene in WellStar Windy Hill's administrative hearing, 9/19/2019.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer denied WellStar Windy Hill's Motion for Summary Adjudication and affirmed the Department's 8/21/2019 determination, 10/2/2020. WellStar Windy Hill requests Commissioner Review, 11/2/2020.

Commissioner Review Decision: Affirmed Hearing Officer's 10/2/2020 decision to deny WellStar Windy Hill's Motion for Summary Adjudication, 12/1/2020. WellStar Windy Hill filed Petition for Judicial Review, 12/31/2020.

Superior Court of Cobb County: Court grants Windy Hill's Petition for Judicial Review and reverses Final Order of the Department, 5/24/21. Emory files Application for Discretionary Appeal in the Court of Appeals of Georgia, 6/21/2021. Department files application for Discretionary Appeal in the Court of Appeals of Georgia, 6/23/2021.

Court of Appeals: Grants Department's Application for Discretionary Appeal, 7/15/2021. Reverses Superior Court of Cobb County's 5/24/21 judgment granting Windy Hill's Petition for Judicial Review and reversing Final Order of the Department, 6/29/2022. WellStar Windy Hill files Notice of Intention to Petition for Writ of Certiorari, 7/10/2022. WellStar Windy Hill's Petition for Writ of Certiorari filed in the Georgia Supreme Court, 7/19/2022.

Court of Appeals Ruling on Remand: Reverses Superior Court of Cobb County's 5/24/21 judgment and affirms Department's decision, 9/18/2024.

Supreme Court: Grants WellStar Windy Hill's Petition for Writ of Certiorari, 5/2/2023. Vacates Court of Appeal's final decision and remands the case to the Court of Appeals, 2/6/2024.

DET2022-042 Resurgens East Surgery Center, LLC Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023. The Alliance requests Commissioner Review, 9/7/2023. Resurgens ASC withdraws DET2022-042, 8/8/2024. Hearing Officer dismisses appeal, 8/9/2024.

Commissioner Review Decision: Affirms Hearing Officer's 8/9/2023 order granting Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 10/6/2023. The Alliance files Petition for Judicial Review, 11/3/2023.

Superior Court of Tift County: Grants the Alliance's Petition for Judicial review and remands case to the Department for continued proceedings before a Hearing Officer, 3/1/2024. Resurgens ASC files Application for Discretionary Appeal in the Georgia Court of Appeals, 3/25/2024.

Court of Appeals: Dismisses Resurgens ASC's Application for Discretionary Appeal, 4/24/2024.

DET2022-043 Resurgens Fayette Surgery Center, LLC Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023. The Alliance requests Commissioner Review, 9/7/2023. Resurgens ASC withdraws DET2022-043, 8/8/2024. Hearing Officer dismisses appeal, 8/9/2024.

Commissioner Review Decision: Affirms Hearing Officer's 8/9/2023 order granting Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 10/6/2023. The Alliance files Petition for Judicial Review, 11/3/2023.

Superior Court of Tift County: Grants the Alliance's Petition for Judicial review and remands case to the Department for continued proceedings before a Hearing Officer, 3/1/2024. Resurgens ASC files Application for Discretionary Appeal in the Georgia Court of Appeals, 3/25/2024.

Court of Appeals: Dismisses Resurgens ASC's Application for Discretionary Appeal, 4/24/2024.

DET2022-044 Orthopedic South Surgical Partners, LLC Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023. The Alliance requests Commissioner Review, 9/7/2023. Resurgens ASC withdraws DET2022-044, 8/8/2024. Hearing Officer dismisses appeal, 8/9/2024.

Commissioner Review Decision: Affirms Hearing Officer's 8/9/2023 order granting Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 10/6/2023. The Alliance files Petition for Judicial Review, 11/3/2023.

Superior Court of Tift County: Grants the Alliance's Petition for Judicial review and remands case to the Department for continued proceedings before a Hearing Officer, 3/1/2024. Resurgens ASC files Application for Discretionary Appeal in the Georgia Court of Appeals, 3/25/2024.

Court of Appeals: Dismisses Resurgens ASC's Application for Discretionary Appeal, 4/24/2024.

DET2022-045 Lawrenceville Surgery Center, LLC Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023. The Alliance requests Commissioner Review, 9/7/2023. Resurgens ASC withdraws DET2022-045, 8/8/2024. Hearing Officer dismisses appeal, 8/9/2024.

Commissioner Review Decision: Affirms Hearing Officer's 8/9/2023 order granting Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 10/6/2023. The Alliance files Petition for Judicial Review, 11/3/2023.

Superior Court of Tift County: Grants the Alliance's Petition for Judicial review and remands case to the Department for continued proceedings before a Hearing Officer, 3/1/2024. Resurgens ASC files Application for Discretionary Appeal in the Georgia Court of Appeals, 3/25/2024.

Court of Appeals: Dismisses Resurgens ASC's Application for Discretionary Appeal, 4/24/2024.

DET2022-046 Northwest Georgia Orthopaedic Surgery Center, L.L.C. Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023. The Alliance requests Commissioner Review, 9/7/2023. Resurgens ASC withdraws DET2022-046, 8/8/2024. Hearing Officer dismisses appeal, 8/9/2024.

Commissioner Review Decision: Affirms Hearing Officer's 8/9/2023 order granting Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 10/6/2023. The Alliance files Petition for Judicial Review, 11/3/2023.

Superior Court of Tift County: Grants the Alliance's Petition for Judicial review and remands case to the Department for continued proceedings before a Hearing Officer, 3/1/2024. Resurgens ASC files Application for Discretionary Appeal in the Georgia Court of Appeals, 3/25/2024.

Court of Appeals: Dismisses Resurgens ASC's Application for Discretionary Appeal, 4/24/2024.

DET2022-047 Roswell Surgery Center, L.L.C. Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023. The Alliance requests Commissioner Review, 9/7/2023. Resurgens ASC withdraws DET2022-047, 8/8/2024. Hearing Officer dismisses appeal, 8/9/2024.

Commissioner Review Decision: Affirms Hearing Officer's 8/9/2023 order granting Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 10/6/2023. The Alliance files Petition for Judicial Review, 11/3/2023.

Superior Court of Tift County: Grants the Alliance's Petition for Judicial review and remands case to the Department for continued proceedings before a Hearing Officer, 3/1/2024. Resurgens ASC files Application for Discretionary Appeal in the Georgia Court of Appeals, 3/25/2024.

Court of Appeals: Dismisses Resurgens ASC's Application for Discretionary Appeal, 4/24/2024.

DET-EQT2022-035 Allegiance Imaging and Radiology, LLC Request for Letter of Determination received on 4/5/2022, regarding additional locations for mobile MRI.

Agency Decision: Denied on 7/27/2022

Appealed: Allegiance Imaging and Radiology, LLC ("Allegiance") files Request for Administrative Appeal on 8/19/2022.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: Pending

DET-ASC2022-021 Athens Orthopedic Clinic Ambulatory Surgery Center-SPARC, LLC Request for Letter of Determination received on 9/16/2022, regarding the establishment of a Single Specialty Ambulatory Surgical Center.

Agency Decision: Approved on 3/15/2023

Appealed: Piedmont Athens Regional Medical Center, Inc. ("PARMC") files Request for Administrative Appeal on 3/31/2023.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: N/A

Hearing Decision: Hearing Officer grants Athens Orthopedic Clinic Ambulatory Surgery Center-SPARC, LLC's Motion for Summary Adjudication, denies PARMC's Motion for Summary Adjudication, and affirms the Department's issuance of DET-ASC2022-021, 2/27/2024. PARMC requests Commissioner Review, 3/27/2024.

Commissioner Review Decision: Affirms Hearing Officer's 2/27/2024 order granting Athens Orthopedic Clinic Ambulatory Surgery Center-SPARC, LLC's Motion for Summary Adjudication and affirms Department's 3/15/2023 decision, 4/26/2024. PARMC files Petition for Judicial Review, 5/30/2024.

Superior Court of Fulton County: Pending

DET2023-102 Center for Advanced Research & Education, LLC Request for Letter of Determination received on 5/16/2023, regarding acquisition and use of PET unit.

Agency Decision: Denied on 10/10/2023

Appealed: The Center for Advanced Research & Education, LLC ("CARE") files Request for Administrative Appeal on 11/8/2023. Northeast Georgia Medical Center, Inc. ("NGMC") files Request to Intervene, 11/29/2023.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

Appealed LNRs

none

Appealed CON Projects

2018-072 Braselton ASC, LLC (Hall)

2018-073 Braselton Surgical Specialist Center, LLC ("BSSC") (Hall)

2018-072 Establish Multi-Specialty Freestanding ASC with Four ORs and Two Procedure Rooms

2018-073 Establish Multi-Specialty Freestanding ASC with Three ORs and One Procedure Room

Agency Decision: GA2018072 - Approved, 3/25/2019 GA2018073 - Denied, 3/25/2019.

Appealed by: Braselton Surgical Specialist Center, LLC ("BSSC"), 4/24/2019;

Piedmont Athens Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center ("Piedmont Athens"), 4/24/2019; Northside Hospital, Inc. d/b/a Northside Hospital Cherokee ("NHC"), 4/24/2019; Northside Hospital, Inc. d/b/a Northside Alpharetta Surgery Center ("NASC"), 4/24/2019. Piedmont Athens withdrew its Appeal of GA2018-072 on 11/7/19.

Request to Intervene in 2018-072: Braselton ASC, LLC ("Braselton ASC"), 4/24/2019.

2018-073 Denial: Braselton Surgical Specialist Center, LLC ("BSSC") appeals the denial of their application, 2018073, 4/24/2019;

Requests to Intervene in 2018-073: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center - Main Campus ("NGMC-Main Campus"), 4/24/2019; Braselton ASC, LLC ("Braselton ASC"), 4/24/2019; Northeast Georgia

Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus ("NGMC-South Hall Campus"), 4/24/2019; NGMC Barrow, LLC d/b/a Northeast Georgia Medical Center-Barrow ("NGMC-Barrow"), 4/24/2019; Piedmont Athens Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center ("Piedmont Athens"), 4/24/2019. Piedmont Athens withdrew Request to Intervene 11/7/19.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 6/16-18-2021, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department's decision to grant a CON to Braselton ASC and reverses Department's decision to deny BSSC's application, ordering the Department to issue a CON to both projects, 10/22/2021. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file for Commissioner Review, 11/22/2021.

Commissioner Review Decision: Affirms Hearing Officer's 10/22/2021 decision to issue a CON to both projects, 12/22/2021. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Petition for Judicial Review in Superior Court of Hall County, 1/20/2022.

Superior Court of Hall County: Denies Braselton ASC's, NGMC-South Hall Campus's, NGMC-Main Campus's, and NGMC Barrow's Petition for Judicial Review and affirms 12/22/2021 Commissioner Review decision to grant a CON to BSSC, 6/15/2022. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Application for Discretionary Appeal in the Georgia Court of Appeals, 7/15/2022.

Court of Appeals: Grants Braselton ASC's, NGMC-South Hall Campus', NGMC-Main Campus', and NGMC Barrow's Application for Discretionary Appeal, 8/8/2022. Affirms Superior Court's denial of Braselton ASC's, NGMC-South Hall Campus', NGMC-Main Campus', and NGMC Barrow's Petition for Judicial Review, 5/3/2023. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Petition for Writ of Certiorari in the Georgia Supreme Court, 6/12/2023.

Court of Appeals Ruling on Remand: Pending

Supreme Court: Grants Braselton ASC's, NGMC-South Hall Campus', NGMC-Main Campus', and NGMC Barrow's Petition for Certiorari, vacates judgment, and remands case to the Court of Appeals for reconsideration, 3/19/2024.

2020-004 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Bryan)

2020-005 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Chatham)

2020-004 Construction of Freestanding Emergency Department

2020-005 Construction of Freestanding Emergency Department

Agency Decision: 2020-004 Approved, 6/11/2020 2020-005 Approved, 6/8/2020

Appealed By: 2020-004 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Hospital Authority of Liberty County d/b/a Liberty Regional Medical Center ("Liberty"), 6/26/2020. 2020-005 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Effingham Hospital Inc. ("Effingham"), 6/29/2020.

Hearing Officer: David C. Will, Esq.

Hearing Date: 1/19-22/2021, 1/25-28/2021, 9:30 A.M. / Remote Video Conference; 1/20-21/2022, 1/24-28/2022, 1/31/2022, 2/1/2022, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer grants St. Joseph's/Candler's Motion for Summary Adjudication and reverses DCH's award of CONs to Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr, 1/26/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr files for Commissioner Review, 2/25/2021.

Hearing Decision on Remand: Hearing Officer affirms Department's decisions to grant Certificates of Need to Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr, 6/6/2024. St. Joseph's files for Commissioner Review, 6/28/2024 (2020-004, 2020-005). Candler files for Commissioner Review, 6/28/2024 (2020-004, 2020-005). Liberty files for Commissioner Review, 6/28/2024 (2020-004). Effingham files for Commissioner Review, 6/28/2024 (2020-005). St. Joseph's files Petition for Judicial Review in Superior Court of Chatham County, 7/2/2024 (2020-004, 2020-005). Candler files Petition for Judicial Review in Superior Court of Chatham County, 7/2/2024 (2020-004, 2020-005). Liberty files Petition for Judicial Review in Superior Court of Liberty County, 7/2/2024 (2020-004). Effingham files Petition for Judicial Review in Superior Court of Effingham County, 7/2/2024 (2020-005).

Commissioner Review Decision: Reverses Hearing Officer's 1/26/2021 decision granting SJC's Motion for Summary Adjudication; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 3/26/2021.

Commissioner Review Decision on Remand: Affirms Hearing Officer's Decision on Remand to grant Certificates of Need to Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr, 8/5/2024. St. Joseph's files Petition for Judicial Review in Superior Court of Chatham County, 9/3/2024 (2020-004, 2020-005). Candler files Petition for Judicial Review in Superior Court of Chatham County, 9/3/2024 (2020-004, 2020-005). Liberty files Petition for Judicial Review in Superior Court of Liberty County, 9/3/2024 (2020-004). Effingham files Petition for Judicial Review in Superior Court of Effingham County, 9/3/2024 (2020-005).

Superior Court of Chatham County: Pending

Superior Court of Liberty County: Pending

Superior Court of Effingham County: Pending

2020-015 Northside Hospital Gwinnett (Gwinnett)

Establish Hospital-Based Radiation Therapy Services on Campus - Batching

Agency Decision: Approved, 6/16/2020

Appealed By: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/14/2020; Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus ("NGMC-South Hall"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Oncology Center - Lawrenceville ("RCOG-Lawrenceville"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Therapy Center - Snellville ("RCOG-Snellville"), 7/14/2020; Vantage Cancer Centers of Georgia, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville ("Vantage-Lawrenceville"), 7/14/2020.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 12/7-11/2020, 12/14-18/2020, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer reverses the Department's decision to grant a CON to Northside Hospital Gwinnett, 4/21/2021. Northside Hospital Gwinnett files for Commissioner Review, 5/21/2021.

Commissioner Review Decision: Reverses Hearing Officer's 4/21/2021 decision to deny a CON to Northside Hospital Gwinnett and reinstates the Department's approval of CON Project No. GA 2020-015, 6/18/2021. Vantage-Lawrenceville, RCOG-Lawrenceville, and RCOG-Snellville file Petition for Judicial Review in Superior Court of Gwinnett County, 7/16/2021. NGMC-Main Campus and NGMC-South Hall file Petition for Judicial Review in Superior Court of Hall County, 7/16/2021.

Superior Court of Gwinnett County: Denies Vantage-Lawrenceville's, RCOG-Lawrenceville's, and RCOG-Snellville's Petition for Judicial Review and affirms 6/18/2021 Commissioner Review decision, 11/24/2021.

Superior Court of Hall County: Grants NGMC-Main Campus and NGMC-South Hall's Petition for Judicial Review and reverses 6/18/2021 Commissioner Review decision, denying Northside Hospital Gwinnett a Certificate of Need, 12/1/2021. Northside Hospital Gwinnett files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021.

Court of Appeals: Grants Northside Hospital Gwinnett's Application for Discretionary Appeal, 1/21/2022. Affirms Superior Court of Gwinnett County's 11/24/2021 judgment and reverses Superior Court of Hall County's 12/1/2021 judgment, granting a CON to Northside Hospital Gwinnett, 10/26/2022. NGMC-Main Campus and NGMC-South Hall file Consolidated Petition for Writ of Certiorari in the Georgia Supreme Court, 12/5/2022. RCOG-Lawrenceville, RCOG-Snellville, and Vantage-Lawrenceville file Petition for Writ of Certiorari in the Georgia Supreme Court, 12/5/2022.

Court of Appeals Ruling on Remand: Pending

Supreme Court: Grants NGMC-Main Campus' and NGMC-South Hall's Consolidated Petition for Writ of Certiorari, 7/13/2023. Grants RCOG-Lawrenceville's, RCOG-Snellville's, and Vantage-Lawrenceville's Petitions for Writ of Certiorari, 7/13/2023. Vacates Court of Appeals' final decision and remands the case to the Court of Appeals, 2/20/2024.

2020-020 University Hospital (Columbia)

Establish a Freestanding Emergency Care Facility

Agency Decision: Approved, 7/21/2020

Appealed By: Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors"), 8/19/2020. AU Medical Center, Inc. ("AUMC"), 8/20/2020.

Hearing Officer: David Will, Esq.

Hearing Date: 10/23-27/2023, 11/2/2023, 9:00 A.M. / Remote Video Conference

Hearing Decision: Reverses Department's 7/21/2020 decision to grant a Certificate of Need to University Hospital, 6/10/2024. University Health Services, Inc. d/b/a Piedmont Augusta ("UHS") files for Commissioner Review, 6/17/2024. UHS files Petition for Judicial Review in Superior Court of Richmond County, 7/10/2024.

Commissioner Review Decision: Affirms Hearing Officer's decision to reverse the Department's decision to grant a Certificate of Need to University Hospital, 8/8/2024. UHS files Petition for Judicial Review in Superior Court of Richmond County, 9/5/2024.

Superior Court of Richmond County: Pending

2020-023 AU Medical Center, Inc. (Richmond)

Establish a Freestanding Emergency Care Facility as a Department of AU Medical Center, Inc

Agency Decision: Approved, 7/28/2020

Appealed By: Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors"), 8/27/2020. University Health Services, Inc. ("University"), 9/3/2020. University McDuffie County Regional Medical Center, Inc. ("University-McDuffie"), 9/3/2020.

Hearing Officer: David C. Will, Esq.

Hearing Date: Continued until further notice

2021-008 St. Joseph's/Candler Radiation Oncology - Statesboro (Bulloch)

Establish Non-Special MegaVoltage Radiation Therapy Service – Batching

Agency Decision: Denied, 6/15/2021

Appealed By: SJC Oncology Services-Statesboro, LLC d/b/a St. Joseph's/Candler Radiation Oncology-Statesboro (“SJC-Statesboro”), 7/14/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Center (“Memorial”) files Request to Intervene, 6/23/2021. South Georgia Center for Cancer Care, LLC (“SGCCC”) files Request to Intervene, 7/14/2021. Memorial files Notice of Withdrawal, 4/22/2024.

Hearing Officer: David C. Will, Esq.

Hearing Date: 6/18/2024, 1:00 P.M., 6/20/2024, 2:30 P.M., 6/21/2024, 6/24-28/2024, 12/19-20/2024, 9:00 A.M. / Remote Video Conference

2021-010 South Georgia Center for Cancer Care (Bulloch)

Add Linear Accelerator – Batching

Agency Decision: Approved, 6/15/2021

Appealed By: Candler Hospital, Inc. (“Candler”), 7/14/2021. South Georgia Center for Cancer Care, LLC (“SGCCC”) files Request to Intervene, 7/14/2021.

Hearing Officer: David C. Will, Esq.

Hearing Date: 6/18/2024, 1:00 P.M., 6/20/2024, 2:30 P.M., 6/21/2024, 6/24-28/2024, 12/19-20/2024, 9:00 A.M. / Remote Video Conference

2022-007 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth (Hall)

Offer Mobile PET/CT Service at Northside/Gainesville Imaging – Batching

Agency Decision: Approved, 6/24/2022

Appealed By: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus (“NGMC-Main Campus”), 7/22/2022. Northside Hospital, Inc. d/b/a Northside Hospital Forsyth (“Northside”) files Request to Intervene, 7/25/2022.

Hearing Officer: William D. Taylor, III, Esq.

Hearing Date: 12/12-16/2022, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department’s decision to grant a CON to Northside, 4/3/2023. NGMC-Main Campus files for Commissioner Review, 5/3/2023.

Commissioner Review Decision: Affirms Hearing Officer’s 4/3/2023 decision to grant a CON to Northside, 6/2/2023. NGMC-Main Campus files Petition for Judicial Review in Superior Court of Hall County, 6/30/2023.

Superior Court of Hall County: Denies NGMC-Main Campus’ Petition for Judicial Review, in part, grants NGMC-Main Campus’ Petition for Judicial Review, in part, and reverses 6/2/2023 Commissioner Review decision, 11/21/2023. Northside files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/21/2023.

Court of Appeals: Grants Northside’s Application for Discretionary Appeal, 1/17/2024.

2022-008 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth (Gwinnett)

Offer Mobile PET/CT Service at Northside/Sugar Hill Imaging – Batching

Agency Decision: Approved, 6/24/2022

Appealed By: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus (“NGMC-Main Campus”), 7/22/2022. Northside Hospital, Inc. d/b/a Northside Hospital Forsyth (“Northside”) files Request to Intervene, 7/25/2022.

Hearing Officer: William D. Taylor, III, Esq.

Hearing Date: 12/12-16/2022, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department’s decision to grant a CON to Northside, 4/3/2023. NGMC-Main Campus files for Commissioner Review, 5/3/2023.

Commissioner Review Decision: Affirms Hearing Officer’s 4/3/2023 decision to grant a CON to Northside, 6/2/2023. NGMC-Main Campus files Petition for Judicial Review in Superior Court of Hall County, 6/30/2023.

Superior Court of Hall County: Denies NGMC-Main Campus’ Petition for Judicial Review and affirms 6/2/2023 Commissioner Review decision, 11/21/2023. NGMC-Main Campus files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/21/2023.

Court of Appeals: Grants NGMC-Main Campus’ Application for Discretionary Appeal, 1/17/2024.

2022-024 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health (Cobb)

Expansion of Home Health Agency (Fulton, Cherokee Counties) - Batching

Agency Decision: Denied, 9/23/2022

Appealed By: Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health ("Aveanna Cobb"), 10/18/2022.

Hearing Officer: O. Wendell Horne, III, Esq.

Hearing Date: Pending

2022-025 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health (Gwinnett)

Expansion of Home Health Agency (Clayton, Fayette, Henry, Rockdale Counties) - Batching

Agency Decision: Denied, 9/23/2022

Appealed By: Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health ("Aveanna Gwinnett"), 10/18/2022.

Hearing Officer: O. Wendell Horne, III, Esq.

Hearing Date: Pending

2023-007 EHCA Johns Creek LLC d/b/a Emory Johns Creek Hospital (Fulton)

Establishment of Non-Special MegaVoltage Radiation Therapy Services - Batching

Agency Decision: Denied, 6/16/2023

Appealed By: EHCA John's Creek, LLC d/b/a Emory John's Creek Hospital ("EJCH"), 6/27/2023. Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus") files Request to Intervene, 6/30/2023. Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall ("NGMC-South Hall") files Request to Intervene, 6/30/2023.

Hearing Officer: William C. Joy, Esq.

Hearing Date: 12/11-15/2023, 9:00 A.M. / Remote Video Conference

Hearing Decision: Affirms Department's decision to deny a CON to EJCH, 3/12/2024. EJCH files for Commissioner Review, 4/11/2024.

Commissioner Review Decision: Affirms Hearing Officer's 3/12/2024 decision to deny EJCH's CON application, 5/10/2024. EJCH files Petition for Judicial Review in Superior Court of Fulton County, 6/11/2024.

Superior Court of Fulton County: Denies EJCH's Petition for Judicial Review and affirms the Department's Final Order to deny EJCH's CON application, 9/17/2024.

2023-009 Augusta Oncology Associates, P.C. d/b/a Augusta Oncology Multispecialty Clinic (Richmond)

Establishment of Non-Special MegaVoltage Radiation Therapy Service – Batching

Agency Decision: Denied, 6/16/2023

Appealed By: Augusta Oncology Associates, P.C., 7/17/2023. AU Medical Center, Inc. d/b/a AU Medical Center ("AUMC") files Request to Intervene, 7/14/2023. Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors") files Request to Intervene, 7/17/2023.

Hearing Officer: O. Wendell Horne, III, Esq.

Hearing Date: Pending

2023-011 University Cancer & Blood Center, LLC (Clarke)

Addition of PET/CT Unit – Batching

Agency Decision: Approved, 6/16/2023

Appealed By: Piedmont Athens Regional Medical Center, Inc. ("Piedmont Athens"), 7/12/2023.

Hearing Officer: O. Wendell Horne, III, Esq.

Hearing Date: Pending

2023-041 ProHealth Home Health-Georgia, LLC d/b/a ProHealth Home Health (Cobb)

Establish Home Health Service in SSDR 3 - Batching

Agency Decision: Denied, 9/26/2023

Appealed By: ProHealth Home Health - Georgia, LLC d/b/a ProHealth Home Health - Marietta ("ProHealth"), 10/23/2023. Faith Medical Agency, LLC files Request to Intervene, 10/30/2023. Faith Medical Agency, LLC withdraws Request to Intervene, 11/9/2023.

Hearing Officer: Carl P. Dowling, Esq.

Hearing Date: N/A

Hearing Decision: Grants ProHealth's Motion for Summary Judgment and reverses the Department's 9/26/2023 decision to deny a CON to ProHealth, 5/15/2024. The Department files for Commissioner Review, 5/31/2024.

Commissioner Review Decision: Reverses Hearing Officer's 5/15/2024 Order that granted ProHealth's Motion for Summary Judgment and reversed the Department's decision to deny ProHealth a Certificate of Need, 6/28/2024. ProHealth files Petition for Judicial Review in Superior Court of Fulton County, 7/24/2024.

Superior Court of Fulton County: Pending

2023-064 Piedmont Community Imaging, LLC d/b/a Piedmont Community Imaging at Marietta (Cobb)

Establishment of Freestanding Imaging Center

Agency Decision: Approved, 2/27/2024

Appealed By: Wellstar Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Regional Medical Center ("Wellstar Kennestone"), 3/21/2024.

Hearing Officer: Ronald E. Daniels, Esq.

Hearing Date: 8/5-8/2024, 9:30 A.M. / Remote Video Conference; 8/22/2024, 9:00 A.M. / Remote Video Conference

Hearing Decision: Pending

2023-072 Bethlehem ASC, LLC (Barrow)

Establishment of Ambulatory Surgery Center in HPA 4 – Batching

Agency Decision: Approved, 3/26/2024

Appealed By: Braselton Surgical Specialist Center, LLC ("BSSC"), 4/24/2024. Gwinnett Advanced Surgery Center, LLC ("GASC"), 4/24/2024. Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett ("NHG"), 4/24/2024. Bethlehem ASC, LLC ("Bethlehem ASC") files Request to Intervene, 4/24/2024.

Hearing Officer: Carl P. Dowling, Esq.

Hearing Date: 11/4-8/2024, 11/12/2024, 11/20/2024, 9:00 A.M. / Remote Video Conference

2024-008 Pro Radiology, LLC d/b/a American Health Imaging of Johns Creek (Forsyth)

Replacement of Existing MRI and CT Scanners and Addition of a Second MRI Scanner

Agency Decision: Denied, 7/3/2024

Appealed By: Pro Radiology, LLC d/b/a American Health Imaging of Johns Creek ("Pro Radiology"), 7/17/2024.

Hearing Officer: Ronald E. Daniels, Esq.

Hearing Date: 10/15-17/2024, 9:30 A.M. / Remote Video Conference

Hearing Decision: Pending

2024-009 Synergy Radiology, LLC d/b/a American Health Imaging of Douglasville (Douglas)

Replacement of Existing MRI and CT Scanners and Addition of a Second MRI Scanner

Agency Decision: Denied, 7/2/2024

Appealed By: Synergy Radiology, LLC d/b/a American Health Imaging of Douglasville ("Synergy"), 7/17/2024.

Hearing Officer: Ronald E. Daniels, Esq.

Hearing Date: 10/15-17/2024, 9:30 A.M. / Remote Video Conference

Hearing Decision: Pending

Requests for DET-EQT for Diagnostic or Therapeutic Equipment

DET-EQT2024065 American Health Imaging of Georgia, LLC d/b/a American Health Imaging of

Determination Authorizing the Replacement of Existing CT Scanner

Request received: 7/1/2024

Contact Person: Rebecca M. Thornhill

Determination: Non-reviewable as proposed **Determination Date:** 10/9/2024

DET-EQT2024066 American Health Imaging of Georgia LLC d/b/a American Health Imaging of

Determination Authorizing Replacement of Existing CT Scanner

Request received: 7/1/2024

Contact Person: Rebecca M. Thornhill

Determination: Non-reviewable as proposed **Determination Date:** 10/9/2024

DET-EQT2024068 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth

Acquisition of PET Scanner

Request received: 7/1/2024

Contact Person: Brian Toporek

Determination: Non-reviewable as proposed **Determination Date:** 10/9/2024

DET-EQT2024069 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Acquisition of PET Scanner

Request received: 7/1/2024

Contact Person: Brian Toporek

Determination: Non-reviewable as proposed **Determination Date:** 10/16/2024

DET-EQT2024070 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee
Acquisition of PET Scanner
Request received: 7/1/2024
Contact Person: Brian Toporek
Determination: Non-reviewable as proposed **Determination Date:** 10/16/2024

DET-EQT2024071 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee
Acquisition of Mobile PET Scanner
Request received: 7/1/2024
Contact Person: Brian Toporek
Determination: Non-reviewable as proposed **Determination Date:** 10/16/2024

DET-EQT2024072 Atlanta Heart Specialists, LLC
Acquisition of Fixed Cardiovascular PET/CT
Request received: 7/2/2024
Contact Person: Everette B Jenkins
Determination: Non-reviewable as proposed **Determination Date:** 10/2/2024

DET-EQT2024073 MDS Imaging, Inc.
Acquisition of Mobile MRI System
Request received: 7/2/2024
Contact Person: Everette B Jenkins
Determination: Pending

DET-EQT2024074 MDS Imaging, Inc.
Acquisition of Fixed Based MRI
Request received: 7/2/2024
Contact Person: Everette B Jenkins
Determination: Pending

DET-EQT2024075 MDS Imaging, Inc.
Acquisition of a Fixed Based CT Scanner
Request received: 7/2/2024
Contact Person: Everette B Jenkins
Determination: Pending

DET-EQT2024076 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta
Acquisition of MRI Scanner
Request received: 7/2/2024
Contact Person: Brian Toporek
Determination: Non-reviewable as proposed **Determination Date:** 10/16/2024

DET-EQT2024077 Augusta Orthopedic & Sports Medicine Specialists, P.C.
Acquisition of Fixed MRI
Request received: 7/3/2024
Contact Person: Rebecca Thornhill
Determination: Non-reviewable as proposed **Determination Date:** 9/26/2024

DET-EQT2024078 Douglas Hospital, Inc. d/b/a Wellstar Douglas Hospital
Wellstar Douglas Mobile CT
Request received: 7/3/2024
Contact Person: James Satcher
Determination: Non-reviewable as proposed **Determination Date:** 9/23/2024

DET-EQT2024079 Hospital Authority of Colquitt County d/b/a Colquitt Regional Medical Center
Purchase of New PET-CT Equipment
Request received: 7/9/2024
Contact Person: Dena Zinker
Determination: Pending

DET-EQT2024083 Dekalb Medical Center, Inc. d/b/a Emory Hillandale Hospital
Replacement of Interventional Angiography Radiology Single Plane Equipment
Request received: 7/18/2024

Contact Person: Elliott Coward

Determination: Non-reviewable as proposed **Determination Date:** 10/18/2024

DET-EQT2024085 Open MRI of Camden LLC

Replacement MRI and CT

Request received: 7/25/2024

Contact Person: Kevin Carroll

Determination: Pending

DET-EQT2024086 Piedmont Newton Hospital, Inc. d/b/a Piedmont Newton Hospital

Request for Mobile Scanner

Request received: 7/25/2024

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 10/17/2024

DET-EQT2024087 Eastside Medical Center, LLC. d/b/a Piedmont Eastside Medical Center

Request for Surgical Robot

Request received: 7/25/2024

Contact Person: Christine MacEwen

Determination: Pending

DET-EQT2024088 Adventist Health Systems Georgia, Inc. d/b/a AdventHealth Gordon and

Acquisition of a Fluoroscopy DR 800 X-Ray System

Request received: 8/2/2024

Contact Person: Everette B Jenkins

Determination: Non-reviewable as proposed **Determination Date:** 10/16/2024

DET-EQT2024089 Adventist Health Systems Georgia, Inc. d/b/a AdventHealth Murray Hospital

Acquisition of a Mammography X-Ray System

Request received: 8/2/2024

Contact Person: Everette B Jenkins

Determination: Non-reviewable as proposed **Determination Date:** 10/16/2024

DET-EQT2024091 Regenerative Orthopaedics & Spine Institute, LLC

MRI Acquisition

Request received: 8/6/2024

Contact Person: Victor Moldovan

Determination: Non-reviewable as proposed **Determination Date:** 10/9/2024

DET-EQT2024092 Savannah Health Services, LLC

Acquisition of Equipment Pursuant to O.C.G.A. § 31-6-47(a)(28)

Request received: 8/6/2024

Contact Person: Daniel J. Monahan

Determination: Non-reviewable as proposed **Determination Date:** 10/16/2024

DET-EQT2024094 First Look MRI Gainesville, LLC

DET-EQT for Siemens MRI

Request received: 8/6/2024

Contact Person: Michele P. Madison, Esq.

Determination: Pending

DET-EQT2024095 Piedmont Walton Hospital, Inc. dba Piedmont Walton Hospital

CT Scanner

Request received: 8/8/2024

Contact Person: Christine MacEwen

Determination: Pending

DET-EQT2024096 Southeastern Cardiology Associates, P.C.

Conversion of CON Authorization to DET

Request received: 8/9/2024

Contact Person: Victor Moldovan

Determination: Pending

DET-EQT2024097 Sigma Imaging LLC

Building of Additional Space

Request received: 8/9/2024**Contact Person:** Ismael Castiblanco**Determination:** Withdr/Appl Prior to Dec**Date of Withdrawal:** 10/3/2024**DET-EQT2024098 Houston Hospitals, Inc. d/b/a Houston Healthcare**

CT Replacements

Request received: 8/12/2024**Contact Person:** David S. Levitt**Determination:** Pending**DET-EQT2024099 Northeast Georgia Medical Center Barrow, LLC**

Mobile MRI Lease

Request received: 8/13/2024**Contact Person:** Linda Berger**Determination:** Pending**DET-EQT2024100 Piedmont Newnan Hospital, Inc. dba Piedmont Newnan Hospital**

MRI Scanner

Request received: 8/13/2024**Contact Person:** Christine MacEwen**Determination:** Pending**DET-EQT2024101 Floyd Healthcare Management, Inc., d/b/a Atrium Health Floyd**

Atrium Health Floyd CT Replacement

Request received: 8/16/2024**Contact Person:** Drew Dempsey**Determination:** Pending**DET-EQT2024102 Floyd Healthcare Management, Inc., d/b/a Atrium Health Floyd Polk Medical**

Atrium Health Floyd Polk Medical Center CT Replacement

Request received: 8/16/2024**Contact Person:** Drew Dempsey**Determination:** Pending**DET-EQT2024103 Northeast Georgia Medical Center Lumpkin, LLC**

Offer Mobile PET CT service at NGMC Lumpkin

Request received: 8/21/2024**Contact Person:** Linda Berger**Determination:** Pending**DET-EQT2024104 Northeast Georgia Medical Center Habersham**

Offer Mobile PET CT Services at Habersham Medical Center

Request received: 8/21/2024**Contact Person:** Linda Berger**Determination:** Pending**DET-EQT2024105 Northeast Georgia Medical Center Habersham**

Replace MRI at Habersham Medical Center

Request received: 8/21/2024**Contact Person:** Linda Berger**Determination:** Pending**DET-EQT2024106 Northeast Georgia Medical Center, Inc. d/b/a NGMC South Hall**

Acquire an Intuitive ION Endoluminal System

Request received: 8/22/2024**Contact Person:** Linda Berger**Determination:** Pending**DET-EQT2024107 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Lease Mobile PET Services

Request received: 8/26/2024
Contact Person: Brian Toporek
Determination: Pending

DET-EQT2024108 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth

Lease Mobile PET Services
Request received: 8/26/2024
Contact Person: Brian Toporek
Determination: Pending

DET-EQT2024109 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Lease Mobile PET Services
Request received: 8/26/2024
Contact Person: Brian Toporek
Determination: Pending

DET-EQT2024110 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Lease Mobile PET Services
Request received: 8/26/2024
Contact Person: Brian Toporek
Determination: Pending

DET-EQT2024111 Kennestone Hospital, Inc. d/b/a Wellstar Windy Hill Hospital

Wellstar Windy Hill Hospital CT Purchase
Request received: 8/26/2024
Contact Person: James Satcher
Determination: Pending

DET-EQT2024112 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Lease Mobile PET Services
Request received: 8/26/2024
Contact Person: Brian Toporek
Determination: Pending

DET-EQT2024113 Grady Memorial Hospital Corporation d/b/a Grady Health System

Acquisition of MRI
Request received: 8/27/2024
Contact Person: Mike McCarthy
Determination: Pending

DET-EQT2024114 Grady Memorial Hospital Corporation d/b/a Grady Health System

Acquisition of MRI
Request received: 8/27/2024
Contact Person: Mike McCarthy
Determination: Pending

DET-EQT2024115 Screven County Hospital, LLC d/b/a Optim Medical Center-Screven

Lease of a Maicam 180 Nuclear Imaging System
Request received: 8/27/2024
Contact Person: Joseph R. Ross
Determination: Pending

DET-EQT2024116 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Regional Medical Center

Wellstar Kennestone LINAC Replacement Purchase
Request received: 8/28/2024
Contact Person: James Satcher
Determination: Pending

DET-EQT2024117 Valdosta Family Medicine Associates, P.C.

Acquisition of CT Scanner
Request received: 8/30/2024
Contact Person: Wendy P. Cain
Determination: Pending

DET-EQT2024118 Phoebe Putney Memorial Hospital, Inc.

Replacement of CON-Authorized Cardiac Cath Equipment

Request received: 9/5/2024

Contact Person: Christopher M. Kane

Determination: Pending

DET-EQT2024119 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Acquisition of Replacement LINAC

Request received: 9/6/2024

Contact Person: Brian Toporek

Determination: Pending

DET-EQT2024120 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Acquisition of Replacement LINAC

Request received: 9/6/2024

Contact Person: Brian Toporek

Determination: Pending

DET-EQT2024121 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Acquisition of Replacement HDR Brachytherapy System

Request received: 9/6/2024

Contact Person: Brian Toporek

Determination: Pending

DET-EQT2024122 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Acquisition of CT Simulator

Request received: 9/6/2024

Contact Person: Brian Toporek

Determination: Pending

DET-EQT2024123 University Health Services, Inc. d/b/a Piedmont Augusta Hospital

Replacement of Hybrid Equipment

Request received: 9/11/2024

Contact Person: Christine MacEwen

Determination: Pending

DET-EQT2024124 Cardiovascular Clinic Of North Georgia

Acquisition (Lease) of Non-Reviewability for PET/CT Machine

Request received: 9/11/2024

Contact Person: Salman Ashfaq

Determination: Pending

DET-EQT2024125 West Georgia Medical Center, Inc. d/b/a Wellstar West Georgia Medical Center

Wellstar West Georgia Replacement of CON-Authorized LINAC

Request received: 9/12/2024

Contact Person: James Satcher

Determination: Pending

DET-EQT2024126 Kennestone Hospital, Inc. d/b/a Wellstar Windy Hill Hospital

The Acquisition of Equipment (Mobile MRI Lease) Pursuant to O.C.G.A. § 31-6-47(a)(28)

Request received: 9/12/2024

Contact Person: James Satcher

Determination: Pending

DET-EQT2024127 Heart and Vascular Care, Inc.

Heart and Vascular Care Replacement of PET with PET/CT Scanner

Request received: 9/13/2024

Contact Person: Everette B Jenkins

Determination: Pending

DET-EQT2024128 Houston Hospitals, Inc. d/b/a Houston Healthcare

Replacement of Existing Bulk Oxygen Unit

Request received: 9/17/2024

Contact Person: David S. Levitt
Determination: Pending

DET-EQT2024129 Saint Joseph's Hospital of Atlanta, Inc.
Acquisition of da Vinci 5 Dual Console System
Request received: 9/24/2024
Contact Person: Kevin Andrews
Determination: Pending

DET-EQT2024130 South Georgia Medical Center, Inc.
Purchase of Cath Lab Equipment
Request received: 9/27/2024
Contact Person: Michele Madison
Determination: Pending

DET-EQT2024131 Phoebe Sumter Medical Center, Inc.
Replacement of CON-Authorized MRI
Request received: 9/30/2024
Contact Person: Christopher M. Kane
Determination: Pending

DET-EQT2024132 Southeastern Regional Medical Center, Inc.
Determination Request for Acquisition of da Vinci Robotic Surgical System
Request received: 10/7/2024
Contact Person: Victor Moldovan
Determination: Pending

DET-EQT2024133 Care Medical Center, LLC
Request for a MRI Only Used for Existing Medical Patients
Request received: 10/7/2024
Contact Person: Ryan Moorman
Determination: Pending

DET-EQT2024134 Lisa Prevention, LLC
Acquisition of MRI
Request received: 10/8/2024
Contact Person: Leigh Rubinstein
Determination: Pending

DET-EQT2024135 Coliseum Medical Center, Inc, d/b/a Piedmont Macon Medical Center
Request Existing Equipment (MRI) be Retained.
Request received: 10/8/2024
Contact Person: Christine MacEwen
Determination: Pending

DET-EQT2024137 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett
Acquisition of Hospital-Based CT Scanner
Request received: 10/14/2024
Contact Person: Brian Toporek
Determination: Pending

DET-EQT2024138 John D. Archbold Memorial Hospital
CT Replacement
Request received: 10/17/2024
Contact Person: Kathryn MT Platt
Determination: Pending

DET-EQT2024139 Screven County Hospital d/b/a Optim Medical Center-Screven
Mobile MRI
Request received: 10/21/2024
Contact Person: Joseph R. Ross
Determination: Pending

Requests for DET–ASC for Establishment of Physician-Owned Ambulatory Surgery Facilities

(Formerly: Requests for LNR for Establishment of Physician-Owned Ambulatory Surgery Facilities)

DET-ASC2024024 Mendoza Plastic Surgery, LLC

Establish a Single Specialty Ambulatory Surgical Center

Site: 3970 Rogers Bridge Road, Duluth, GA 30067

Number of OR's: 2 **Specialty:** Plastic Surgery

Project costs as submitted: \$189,690.30

Request received: 7/17/2024

Contact Person: Delquis R. Mendoza Caro, MD

Determination: Approved

Determination Date: 10/22/2024

DET-ASC2024025 Macon Orthopaedic & Hand Center, P.A.

Establish a Joint Venture Ambulatory Surgical Center

Site: 3708 Northside Drive, Bldgs A & B, Macon, GA 31210

Number of OR's: 5 **Specialty:** Orthopaedic Surgery

Project costs as submitted: \$0.00

Request received: 8/2/2024

Contact Person: Victor Moldovan

Determination: Pending

DET-ASC2024026 Urology Group of Athens, P.C.

Establish a Single Specialty Ambulatory Surgical Center

Site: 2317 Prince Avenue, Ste 200, Athens, GA 30606

Number of OR's: 2 **Specialty:** Urology

Project costs as submitted: \$5,653,199.00

Request received: 9/4/2024

Contact Person: Joseph R. Ross

Determination: Pending

DET-ASC2024027 Marietta Eye Clinic, P.A.

Establish a Single Specialty Ambulatory Surgical Center

Site: 4025 Johns Creek Parkway, Suite 200, Suwanee, GA 30024

Number of OR's: 2 **Specialty:** Ophthalmology

Project costs as submitted: \$0.00

Request received: 9/18/2024

Contact Person: Victor Moldovan

Determination: Pending

DET-ASC2024029 Ear, Nose, & Throat Clinic of Coffee County, LLC

Establish a Single Specialty Ambulatory Surgical Center

Site: 314 Westside Drive, Douglas, GA 31533

Number of OR's: 2 **Specialty:** Otolaryngology

Project costs as submitted: \$0.00

Request received: 10/21/2024

Contact Person: Victor Moldovan

Determination: Pending

Requests for Miscellaneous Letters of Determination

DET2024157 Orthopaedic Associates of Augusta, P.A.

Merger of Physician Practices

Request received: 6/21/2024

Contact Person: Rebecca M. Thornhill

Determination: Withdr/Appl Prior to Dec

Date of Withdrawal: 10/3/2024

DET2024161 Bacon County Hospital and Health System d/b/a Twin Oaks Convalescent Center

Renovation of Portion of Skilled Nursing Facility

Request received: 7/2/2024

Contact Person: Joseph R. Ross

Determination: Non-reviewable as proposed **Determination Date:** 9/23/2024

DET2024163 Tattnall Hospital Company, LLC d/b/a Optim Medical Center-Tattnall

Addition to PACU

Request received: 7/3/2024

Contact Person: Joseph R. Ross

Determination: Non-reviewable as proposed **Determination Date:** 9/23/2024

DET2024165 Burke Hospital Company, LLC d/b/a Burke Health

Construction of New Lobby for Hospital Lobby

Request received: 7/8/2024

Contact Person: Victor Moldovan

Determination: Non-reviewable as proposed **Determination Date:** 9/25/2024

DET2024166 Northwest ENT Associates, P.C.

ASC Utilization by Non-Practice Physicians

Request received: 7/8/2024

Contact Person: Victor Moldovan

Determination: Pending

DET2024167 Center for Reconstructive Surgery, Inc. d/b/a International Foot & Ankle Surgery

Proposed Vascular Surgery Use of Minor Procedure Rooms

Request received: 7/9/2024

Contact Person: Everette B Jenkins

Determination: Pending

DET2024168 Gainesville Foot and Ankle Surgery Center, P.C.

Request to Allow Non-Affiliated Podiatrist to Use ASC

Request received: 7/9/2024

Contact Person: Everette B Jenkins

Determination: Pending

DET2024169 Prime Healthcare Foundation - Southern Regional, LLC

Renovations and Upgrade to Existing Behavioral Hold Unit

Request received: 7/9/2024

Contact Person: Ela Lena

Determination: Pending

DET2024171 PruittHealth Home Health Inc. d/b/a PruittHealth @ Home - Gainesville

Transfer of Hart Home Health County

Request received: 7/15/2024

Contact Person: Connor Seim

Determination: Pending

DET2024173 Georgia Mental Health Center, LLC

Establishment of Private Pay Personal Care Home

Request received: 7/17/2024

Contact Person: Jaime Blaustein

Determination: Non-reviewable as proposed **Determination Date:** 10/16/2024

DET2024174 West Paces Surgery Center, LLC

ASC Utilization by Non-Practice Physicians of Same Specialty

Request received: 7/17/2024

Contact Person: Kathy Langford

Determination: Pending

DET2024175 Village Park Paces, LLC

Increase in Capacity of Assisted Living Community

Request received: 7/19/2024

Contact Person: Alex Foster

Determination: Pending

DET2024177 Genesis Birth Concepts

Women's Clinic/Freestanding Birth Center

Request received: 7/22/2024

Contact Person: Lynette Allen-Pye

Determination: Pending

DET2024178 Floyd Healthcare Management, Inc. d/b/a Atrium Health Floyd

Increase in Hospital Bed Capacity

Request received: 7/23/2024

Contact Person: David S. Levitt

Determination: Pending

DET2024179 Wellstar Spalding Regional Hospital, Inc. d/b/a Wellstar Spalding Medical Center

Expand Hospital-Based Pharmacy Services

Request received: 7/25/2024

Contact Person: James Satcher

Determination: Non-reviewable as proposed **Determination Date:** 10/7/2024

DET2024180 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Regional Medical Center

Develop an Expanded Post-Surgical Observation Unit

Request received: 7/30/2024

Contact Person: James Satcher

Determination: Pending

DET2024181 Oaks at Eagles Landing

Occupancy Increase for Assisted Living

Request received: 7/30/2024

Contact Person: Angelina Parham

Determination: Pending

DET2024182 Ashton Woods Healthcare Properties, Inc.

Renovations to Existing CON-Authorized Skilled Nursing Facility

Request received: 7/31/2024

Contact Person: Connor Seim

Determination: Non-reviewable as proposed **Determination Date:** 10/4/2024

DET2024183 John D. Archbold Memorial Hospital, Inc.

Expansion of Shared OR Capacity

Request received: 8/1/2024

Contact Person: Kathryn MT Platt

Determination: Pending

DET2024184 John D. Archbold Memorial Hospital, Inc.

Develop New Medical Office Building

Request received: 8/1/2024

Contact Person: Kathryn MT Platt

Determination: Pending

DET2024185 Joon Kim, M.D., P.C.

Addition of Procedure Room

Request received: 8/6/2024

Contact Person: Victor Moldovan

Determination: Pending

DET2024186 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Exempt Expenditures for Renovation

Request received: 8/12/2024

Contact Person: Brian Toporek

Determination: Pending

DET2024187 Kennestone Hospital, Inc. d/b/a Wellstar Windy Hill Hospital

Wellstar Windy Hill East Cobb Health Park GI/Endoscopy HOD

Request received: 8/12/2024

Contact Person: James Satcher
Determination: Pending

DET2024188 Cobb Hospital, Inc. d/b/a Wellstar Cobb Medical Center
Wellstar Cobb Medical Center Vinings Health Park GI/Endoscopy HOD
Request received: 8/12/2024
Contact Person: James Satcher
Determination: Pending

DET2024189 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Regional Medical Center
Wellstar Kennestone Cherokee Health Park GI/Endoscopy HOD
Request received: 8/12/2024
Contact Person: James Satcher
Determination: Pending

DET2024190 Sen Johns Crk Medlock RE, LLC
Renovate Existing Structure
Request received: 8/14/2024
Contact Person: Joshua Crisp
Determination: Pending

DET2024191 BOM QOZ Capital LLC
Construction and Operation of Ninety-Five Bed Assisted Living Facility
Request received: 8/16/2024
Contact Person: Pamela Polley
Determination: Pending

DET2024192 Burke Hospital Company, LLC d/b/a Burke Health
Capital Expenditure for OR Bed Conversion
Request received: 8/20/2024
Contact Person: Victor Moldovan
Determination: Pending

DET2024193 Washington County Regional Medical Center
Renovation/Replacement of Emergency Department and Second Floor Patient Rooms
Request received: 8/20/2024
Contact Person: Michele P. Madison, Esq.
Determination: Pending

DET2024194 Phoebe Sumter Medical Center, Inc.
Replacement of CON-Approved Equipment
Request received: 8/20/2024
Contact Person: Christopher M. Kane
Determination: Withdr/Appl Prior to Dec
Date of Withdrawal: 10/15/2024

DET2024195 Molina Healthcare of Georgia, Inc.
Review of Health Maintenance Organization
Request received: 8/21/2024
Contact Person: M. Andrew Murr
Determination: Pending

DET2024196 Northeast Georgia Medical Center, Inc., d/b/a NGMC South Hall Campus
Offer PET/CT Services Under CON Exemption
Request received: 8/21/2024
Contact Person: Linda Berger
Determination: Pending

DET2024198 Gainesville Senior Center 2023 LLC
Increase in Bed Capacity
Request received: 8/23/2024
Contact Person: Pamela Polley
Determination: Pending

DET2024200 Doctors Hospital of Augusta, LLC

Hospital Capital Expenditure Pursuant to O.C.G.A. § 31-6-47(a)(29)(A)

Request received: 9/3/2024

Contact Person: Daniel J. Monahan

Determination: Pending

DET2024201 Veritas Collaborative Georgia, LLC

Flexibility in Bed Utilization

Request received: 9/4/2024

Contact Person: Stephanie Seekins

Determination: Pending

DET2024202 Murray Properties Georgia LP

Relocation of Skilled Nursing Facility

Request received: 9/10/2024

Contact Person: Uri Kaufman

Determination: Pending

DET2024203 University Health Services, Inc. d/b/a Piedmont Augusta Hospital

Relocation of Hybrid OR

Request received: 9/11/2024

Contact Person: Christine MacEwen

Determination: Pending

DET2024204 Shepherd Center, Inc. d/b/a Shepherd Center

Increase in Hospital Bed Capacity Pursuant to O.C.G.A. § 31-6-47(a)(15)

Request received: 9/13/2024

Contact Person: Jamie Shepherd

Determination: Pending

DET2024205 Shepherd Center, Inc. d/b/a Shepherd Center

Hospital Renovation

Request received: 9/13/2024

Contact Person: Jamie Shepherd

Determination: Pending

DET2024206 Cobb Hospital, Inc. d/b/a Wellstar Cobb Medical Center

Wellstar Cobb Medical Center ED Renovations

Request received: 9/13/2024

Contact Person: James Satcher

Determination: Pending

DET2024207 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Regional Medical Center

Wellstar Kennestone Helipad

Request received: 9/13/2024

Contact Person: James Satcher

Determination: Pending

DET2024208 Phoebe Worth Medical Center, Inc.

Relocation of Hospital Laboratory Department

Request received: 9/18/2024

Contact Person: Christopher M. Kane

Determination: Pending

DET2024209 West Georgia Surgery Center, LLC

Addition of Physician to Single Specialty JV ASC

Request received: 9/19/2024

Contact Person: Greg Schulenburg

Determination: Pending

DET2024210 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health

Physical Location in Same County

Request received: 9/19/2024

Contact Person: Kate Speer
Determination: Pending

DET2024211 Pediatric Services of America, LLC d/b/a Aveanna Healthcare
Relocation to New Physical Address Within Same County
Request received: 9/24/2024
Contact Person: Kate Speer
Determination: Pending

DET2024212 Floyd HomeCare, LLC
Transfer of Home Health Counties
Request received: 9/24/2024
Contact Person: David Darden
Determination: Pending

DET2024214 Tattnall Hospital Company, LLC d/b/a Optim Medical Center-Tattnall
Addition of One New Shared Operating Room & Renovation of Adjacent Space
Request received: 10/8/2024
Contact Person: Joseph R. Ross
Determination: Pending

DET2024215 St. Mary's Sacred Heart Hospital, Inc.
Establish Wound Care Clinic on Main Hospital Campus
Request received: 10/9/2024
Contact Person: Elizabeth Schoen
Determination: Pending

DET2024216 Grady Memorial Hospital Corporation
Crestview Infrastructure Expansion
Request received: 10/9/2024
Contact Person: David S. Levitt
Determination: Pending

DET2024217 Canterbury Court, Inc.
Request for Sheltered Bed Conversion
Request received: 10/10/2024
Contact Person: Elizabeth Woltzen
Determination: Pending

DET2024218 Columbia Surgicare of Augusta, Ltd d/b/a Augusta Surgical Center
Merger
Request received: 10/11/2024
Contact Person: Stephen Ecenia
Determination: Pending

DET2024219 Floyd Healthcare Management, Inc., d/b/a Atrium Health Floyd
Sterile Processing Renovation
Request received: 10/14/2024
Contact Person: Drew Dempsey
Determination: Pending

DET2024220 AU Medical Center, Inc. d/b/a Wellstar MCG Health
Wellstar MCG Health Relocation of HOD
Request received: 10/15/2024
Contact Person: James Satcher
Determination: Pending

DET2024221 Piedmont Athens Regional Medical Center, Inc.
Renovation of Imaging Area
Request received: 10/16/2024
Contact Person: Christine MacEwen
Determination: Pending

Requests for Extended Implementation/Effective Period

2023028 Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta

Addition of Two Floors and 56 Beds to Burn Tower

Request to Extend Implementation Period

Site: 3651 Wheeler Road, Augusta (Richmond)

Project Approved: 10/4/2023

Request Received: 8/30/2024

Contact: Angela Taylor, VP of Development and Operations (706-651-4809)

Approved Cost: \$ 83,000,000

Determination: Approved, 10/1/2024

Extended Mandatory Implementation: October 4, 2025

Need Projection Analyses Posted 10/1/2024

Current Status of Official Office of Health Planning Need Projection Analyses and Other Data Resources

[Need Projections and Maps for CON Regulated Services](#)

2029 Non-Special MRT Need Projection – Posted 7/1/2024

2029 PET Need Projection – Posted 7/1/2024

2029 Ambulatory Surgical Services Need Projection by HPA– Posted 10/1/2024

2029 Inpatient Physical Rehabilitation Need Projections – Posted 10/1/2024

2029 Neonatal Intermediate Care Bed Need Projection – Posted 10/1/2024

2029 Neonatal Intensive Care Bed Need Projection – Posted 10/1/2024

2029 Obstetric Services Bed Need Projection – Posted 10/1/2024

2027 Nursing Home Bed Need Projection – Posted 10/1/2024

2027 Home Health Agency Services Need Projection - Posted 10/1/2024

Non-Batched Need Projections

2028 Long Term Care Hospital Beds - 1/5/2024

Note: Short Stay Hospital Bed Need Projections are facility-specific and completed by DCH on an ad hoc basis upon request.

Non-Filed or Incomplete Office of Health Planning Facility Surveys

Required Annual Surveys are available to individual facilities for completion and submission to the Department at <https://www.georgiahealthdata.info>.

Indigent and Charity Care Shortfalls

Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (10/22/2024))

Facility Name	County	Year	Shortfall Due	Service
Asuch Surgery Center	Cobb	2018	6,963.30	Ambulatory Surgery Center

Asuch Surgery Center	Cobb	2020	5,055.30	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2018	24,770.12	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2019	17,302.68	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2020	17,170.24	Ambulatory Surgery Center
Center For Spine And Pain Medicine, PC	Hall	2018	101,669.68	Ambulatory Surgery Center
Chatham Orthopaedic Surgery Center	Chatham	2018	23,869.26	Ambulatory Surgery Center
G.I. Endoscopy Center	CLAYTON	2018	27,806.73	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2018	15,443.22	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2019	11,678.86	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2020	18,778.50	Ambulatory Surgery Center
Gastro Specialists Endoscopy Center, LLC	DEKALB	2020	10,043.62	Ambulatory Surgery Center
Georgia Interventional Pain	Gwinnett	2018	61,218.12	Ambulatory Surgery Center
Georgia Urology, P.A.	Forsyth	2018	17,314.92	Ambulatory Surgery Center
Georgia Urology, P.A.	Forsyth	2019	18,706.26	Ambulatory Surgery Center
Georgia Urology, P.A.	Forsyth	2020	26,176.86	Ambulatory Surgery Center
Georgia Urology, PA Cumming Ambulatory Surgery Ctr	Forsyth	2020	44,850.66	Ambulatory Surgery Center
LASER SPINE & PAIN CENTERS LLC	Carroll	2020	20,255.96	Ambulatory Surgery Center
Midtown Surgery Center	Muscogee	2020	63,270.60	Ambulatory Surgery Center
Neurological Institute Ambulatory Surgery Center,	Chatham	2020	73,673.36	Ambulatory Surgery Center
Northwest Ga Orthopaedic Sc	COBB	2018	654,446.86	Ambulatory Surgery Center
Piedmont Surgery Center	BIBB	2018	75.49	Ambulatory Surgery Center
Piedmont Surgery Center	BIBB	2020	21,481.58	Ambulatory Surgery Center
Ponce De Leon Surgery Center, LLC	Fulton	2018	52.82	Ambulatory Surgery Center
Premier Ambulatory Surgical Center, LLC	Cobb	2018	6,380.46	Ambulatory Surgery Center
Roswell Pain Surgical Center, LLC	Cobb	2018	38.20	Ambulatory Surgery Center
Roswell Pain Surgical Center, LLC	Cobb	2020	128.00	Ambulatory Surgery Center
Salubrious ASC	Cherokee	2020	6,847.78	Ambulatory Surgery Center
Stephen Lober Plastic Surgery	Clarke	2019	6,747.60	Ambulatory Surgery Center
Surgery Center at Cypress Pointe, LLC	Tift	2018	28,384.44	Ambulatory Surgery Center
Thomas Eye Surgery Center	FULTON	2018	284,219.98	Ambulatory Surgery Center
Windward Surgery Center LLC	FULTON	2019	2,096.78	Ambulatory Surgery Center
Windward Surgery Center LLC	FULTON	2020	13,682.72	Ambulatory Surgery Center
Guardian Home Care of Central Georgia	Oconee	2018	14,005.19	Home Health Agency
Guardian Home Care of Central Georgia	Oconee	2019	36,925.98	Home Health Agency
Guardian Home Care of Central Georgia	Oconee	2020	37,167.55	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2018	65,355.87	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2019	87,009.07	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2020	95,776.95	Home Health Agency
Guardian Home Care, LLC	Fulton	2018	214,201.47	Home Health Agency
Guardian Home Care, LLC	Fulton	2019	250,997.91	Home Health Agency
Guardian Home Care, LLC	Fulton	2020	170,668.38	Home Health Agency
Central Georgia PET, LLC	Bibb	2019	5,983.45	PET Services
Central Georgia PET, LLC	Bibb	2020	3,815.50	PET Services
Central Georgia Radiation Oncology Center - Houston	Houston	2020	83,479.48	Radiation Therapy
Piedmont Henry Radiation Oncology at Riverdale, LLC	Clayton	2019	481,172.16	Radiation Therapy
Piedmont Henry Radiation Oncology at Riverdale, LLC	Clayton	2020	220,677.84	Radiation Therapy
Vantage Oncology Cancer Center at Lawrenceville	Gwinnett	2020	1,106.83	Radiation Therapy
Vantage Oncology Center at Blairsville	Union	2020	7,177.04	Radiation Therapy

Notes: The provisions of the Provider Payment Act of 2010 exempt eligible hospitals from being required to pay shortfalls associated with CON indigent and charity care commitments while the Act is in force. Critical Access Hospitals, Psychiatric Hospitals, and State-owned hospitals are exempt from the PPA so must still pay shortfalls associated with CON commitments. If an administrative hearing has been requested to dispute a shortfall pursuant to the provisions of the Administrative Procedure Act. O.C.G.A. § 50-13-1 et seq., information will be provided at <https://dch.georgia.gov/meetings-notice> as it becomes available.

NEW CERTIFICATE OF NEED FILING REQUIREMENTS

Effective June 17, 2022, the updated Georgia CON Application Form, available at <https://dch.georgia.gov/con-applications-and-forms>, must be used to submit a request for a Certificate of Need.

Letters of Intent

O.C.G.A. § 31-6-40(b) provides that:

Any person proposing to develop or offer a new institutional health service or health care facility shall, before commencing such activity, submit a letter of intent and an application to the department and obtain a certificate of need in the manner provided in this chapter unless such activity is excluded from the scope of this chapter.

O.C.G.A. § 31-6-43(a) further provides that:

At least 30 days prior to submitting an application for a certificate of need for clinical health services, a person shall submit a letter of intent to the department. The department shall provide by rule a process for submitting letters of intent and a mechanism by which applications may be filed to compete with and be reviewed comparatively with proposals described in submitted letters of intent.

All parties interested in applying for a certificate of need for new institutional health services
MUST NOTIFY THE DEPARTMENT 30 DAYS PRIOR TO FILING AN APPLICATION
of their intent to do so. This notice must be in writing and must contain the following information:

- Name and address of legal applicant;
- Person to whom inquiries may be addressed;
- Name, address of facility, if different from legal applicant;
- Proposed Project Site Location;
- Brief summary description of proposal;
- Proposed service area; and,
- Cost of the project.

The Department will not accept any letters of intent submitted by either telephone, facsimile or e-mail pursuant to Rule 111-2-2-.06(5). **In-person filings are no longer accepted.**

All forms must be submitted electronically through the Department's website at <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>.

Note: No CON application will be accepted without a previously filed Letter of Intent. The CON application must be submitted no later than 30 days after the Letter of Intent has been received by the Department.

Instructions for Organization of Appendices

Appendices in the application must be separated by **dividing sheets** upon submission to the Office of Health Planning.

For Appendices with multiple documents, each document in that specific appendix must be separated by a **light-colored** dividing sheet containing the name of the document which follows the dividing sheet.

These instructions are listed on Page iv of the CON application form. Compliance with these instructions is required pursuant to Rule 111-2-2-.06(2).

Determining Completeness

Please note the completeness requirements for all applications may be found at Rule 111-2-2-.06(5). Expired, deficient, or invalid information will not be accepted as documentation for the purposes of deeming an application complete.

Batching Review

The below reviewable CON services are grouped for review into quarterly Batching Cycles. These Batching Cycles and the related services, generally, are as follows:

	Batched Service	Batching Notice	Letter of Intent	Application Deadline
FALL	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery, Obstetrical Services	September	October	November
WINTER	PET, Mega Voltage Radiation Therapy, Pediatric Cath/Open Heart, Adult Open Heart, Psych/Substance Abuse, Birthing Centers	December	January	February
SPRING	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery, Obstetrical Services	March	April	May
SUMMER	PET, Mega Voltage Radiation Therapy, Pediatric Cath/Open Heart, Adult Open Heart, Psych/Substance Abuse, Birthing Centers	June	July	August

Batching Notifications— *Posted 10/1/2024 on DCH Website* Fall Batching Review Cycle Notifications

The requirements for Letters of Intent associated with designated Batching Cycles will be issued at the time of publication of the Batching Notice.

Letters of Intent for services or facilities for which there is no specified batching cycle, or other applicable rule, may be filed at any time.

[Home Health](#)

[Skilled Nursing
Facilities/Intermediate Care Facilities](#)

[Ambulatory Surgery](#)

[Obstetrical Services](#)

[Neonatal Intensive Care](#)

[Inpatient Rehabilitation](#)

[Neonatal Intermediate Care](#)

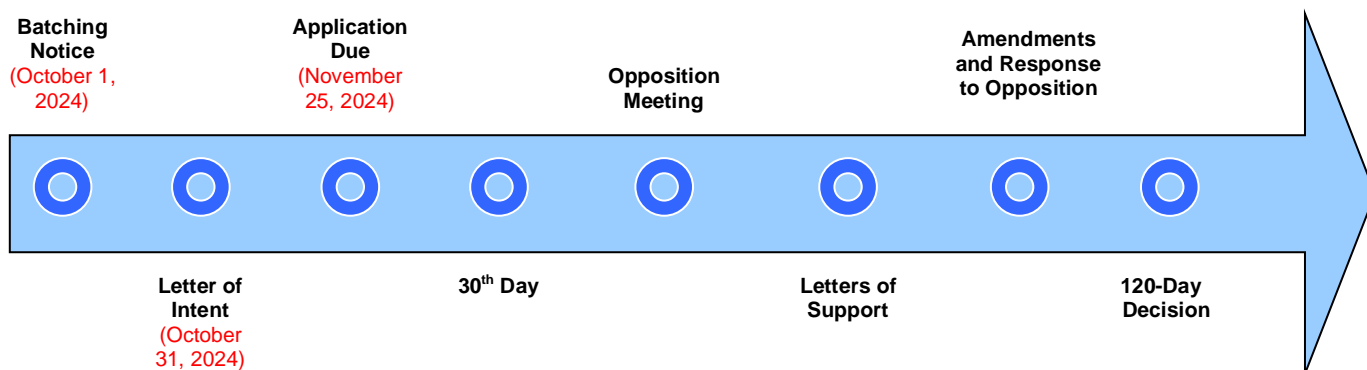
Need Projections can be found on the [“OHP Need Projections” Page](#)

BATCHED APPLICATIONS

SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

Notice of the specific deadlines for each review activity will be provided for each application.

FALL CYCLE



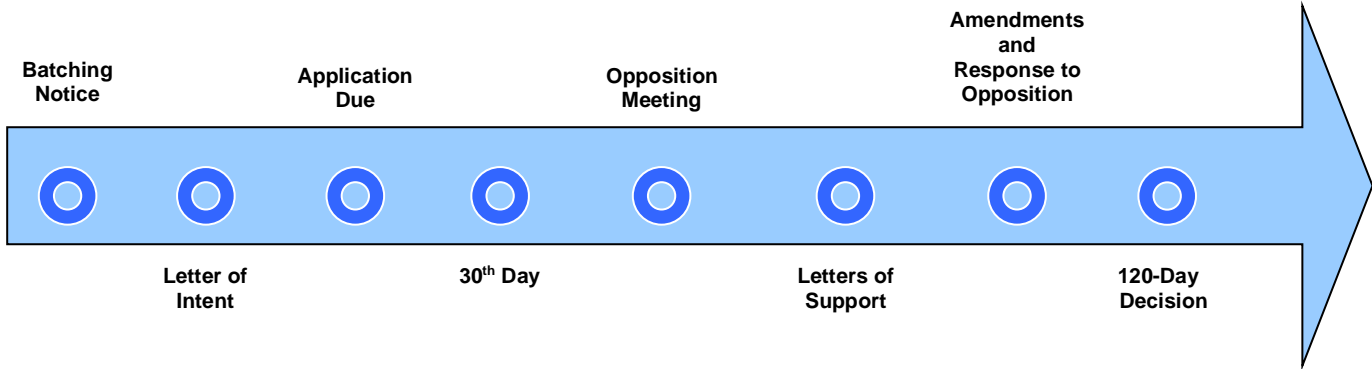
- ▶ Batching Notice issued 30 days before Letter of Intent is due
- ▶ Letter of Intent received by Department 25 days before application is submitted
- ▶ Applications submitted; review cycle begins
- ▶ 30th Day; deadline for receipt of opposition notice(s)
- ▶ Opposition Meeting; opposing parties must provide written statement of opposition arguments presented to the Department and to the applicant; presentation time will be limited.
- ▶ Applicant submits letters of support to the Department
- ▶ Applicant provides amended information, a written response to opposition and a written response to the Department's inquiries subsequent to the opposition meeting, if applicable.
- ▶ 120-Day Decision issued (No discretion to extend review cycle)

BATCHED APPLICATIONS

SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

Notice of the specific deadlines for each review activity will be provided for each application.

SUMMER CYCLE

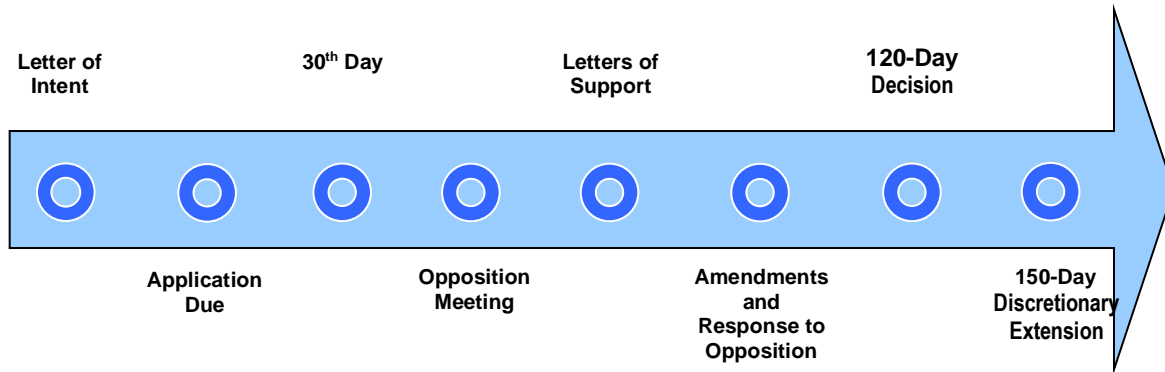


- ▶ Batching Notice issued 30 days before Letter of Intent is due
- ▶ Letter of Intent received by Department 25 days before application is submitted
- ▶ Applications submitted; review cycle begins
- ▶ 30th Day; deadline for receipt of opposition notice(s)
- ▶ Opposition Meeting; opposing parties must provide written statement of opposition arguments presented to the Department and to the applicant; presentation time will be limited.
- ▶ Applicant submits letters of support to the Department
- ▶ Applicant provides amended information, a written response to opposition and a written response to the Department's inquiries subsequent to the opposition meeting, if applicable.
- ▶ 120-Day Decision issued (No discretion to extend review cycle)

NON-BATCHED APPLICATIONS

SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

Notice of the specific deadlines for each review activity will be provided for each application.



- ▶ Letter of Intent received by Department 25 days before application is submitted
- ▶ Application submitted; review cycle begins
- ▶ 30th Day; deadline for receipt of opposition notice(s)
- ▶ Opposition Meeting; opposing parties must provide written statement of opposition arguments presented to the Department and to the applicant; presentation time will be limited.
- ▶ Applicant submits letters of support to the Department.
- ▶ Applicant provides amended information, a written response to opposition and a written response to the Department's inquiries subsequent to the opposition meeting, if applicable.
- ▶ 120-day Decision issued (Department has discretion to extend review cycle to 150 days).

Office of Health Planning Contact Information

Karesha Laing, Interim Executive Director, Office of Health Planning,
Georgia Department of Community Health, 2 Martin Luther King Jr. Drive SE, East Tower, 16th Floor,
Atlanta, GA 30334
(klaing@dch.ga.gov)

For questions concerning pending Certificate of Need applications please contact Bruce
Henderson, Compliance Specialist Supervisor
(bhenderson@dch.ga.gov)

For questions concerning Health Planning surveys and indigent and charity care commitment
shortfalls please contact Steve Cappel, Data Manager
(steve.cappel@dch.ga.gov)

For all other CON-related questions, please email OHP.Help@dch.ga.gov.

Letters of Determination

The Department will require that a determination request be submitted for any proposed activity that may be exempt under O.C.G.A. § 31-6-1 et seq. Such requests will be accepted only on the Department's form with the required filing fee of \$250.00. Requests for confirmation of the exemption for equipment below the threshold will be accepted only on the applicable form and will also require a \$250.00 filing fee. Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center below the threshold require a \$250.00 filing fee.

Requirements for Verification of Lawful Presence within the United States

The Department will no longer require information relating to this topic for Certificate of Need applications.

Periodic Reporting Requirements

From June 1, 2016 until September 15, 2016, the Department, through the Office of Health Planning, permitted facilities an opportunity to complete outstanding surveys in order to become compliant. Facilities not in compliance after the September deadline received a Notification of Deficiencies which included details regarding the outstanding surveys, where surveys could be completed, and contact information for the Department. To confirm whether your facility has an outstanding survey please contact Steve Cappel, Data Manager, at steve.cappel@dch.ga.gov. To complete a survey, please visit www.georgiahealthdata.info.

CON Thresholds become effective annually on July 1. The current and effective thresholds can be found on the CON Thresholds page: <http://dch.georgia.gov/con-thresholds>.

Special Note

The [Letters of Intent](#) section of the Tracking and Appeals Report provides the date on which the CON Application must be submitted for each potential project. If the CON application is not received on that date, the associated Letter of Intent is considered expired.

Please do not submit Letters of Opposition or Letters of Support prior to the Department's receipt of an actual Certificate of Need application.

Open Record Requests

Requests for documents or other information can be obtained using the Open Record Request form found at the following:

<https://dch.georgia.gov/divisionsoffices/office-health-planning/certificate-need-con>

The ORR Form found there should be emailed to HealthPlanningInfo@dch.ga.gov

Web Links

Please access copies of available Health Planning decisions and documents at the following web address:

<https://weblink.dch.georgia.gov/WebLink8/Browse.aspx?startid=63&dbid=1>

Please also visit <https://forms.dch.georgia.gov/HFRD/> for healthcare facility and reporting information.

LNR Conversion

As of June 1, 2016, absent the proposed undertaking of a reviewable action necessitating prior CON review and approval, the Department will no longer engage in CON review of facilities in possession of an LNR.

DET Review

Pursuant to the Department's adoption of the Facility Guidelines Institute 2018 physical plant updates on April 15, 2018, effective August 1, 2018, the Office of Health Planning will no longer engage in the review or issuance of letters of determination regarding the applicability of the CON laws to those freestanding facilities seeking to perform procedures outside of either an operating room environment or a dedicated non-sterile endoscopy room as they categorically do not meet the definition of a reviewable ambulatory surgical or obstetrical facility.

DET-ASC Requests

Effective March 14, 2022, the Ambulatory Surgical Center Determination Form available at <https://dch.georgia.gov/con-applications-and-forms> must be used to submit a request for a letter of determination for the establishment of an ambulatory surgical center (DET-ASC, formerly request for letter of non-reviewability for establishment of an ambulatory surgical center (LNR-ASC)).

CERTIFICATE OF NEED APPEAL PANEL

David C. Will
(Chair, appointed on December 21, 2023)

William C. Joy
(Reappointed on January 28, 2021)

Carl P. Dowling
(Appointed on February 22, 2023)

Ronald E. Daniels
(Appointed on September 5, 2023)

Oliver Wendell Horne, III
(Appointed on December 21, 2023)

NOTICE REGARDING HB 1339

HB 1339, which revises the Certificate of Need (CON) process and adds several new exemptions, was signed by Governor Kemp on April 19, 2024. Beginning on July 1, 2024, the Office of Health Planning will accept requests for letters of determination for the new exemptions. A request for a letter of determination must also be submitted for any activity which is believed to be excluded from review prior to its implementation. Updated request forms will be available for use on July 1, 2024.

While the Office of Health Planning cannot give legal advice, general CON-related questions or inquiries, may be sent to: OHP.Help@dch.ga.gov.

More information on HB 1339 is available here: <https://www.legis.ga.gov/legislation/67221>

IMPORTANT NOTICE RELATED TO REQUESTS FOR ADMINISTRATIVE APPEAL

Effective September 1, 2022, all requests for an initial administrative appeal hearing or to intervene in such a hearing, related documents and filings must be submitted electronically through the Office of Health Planning's web portal. The Office of Health Planning is longer accepting in-person filings. Please refer to the Notice Related to Electronic Filings below.

IMPORTANT NOTICE RELATED TO ELECTRONIC FILINGS

Effective March 31, 2022, all *Office of Health Planning* applications and requests must be submitted electronically through our web portal. We are no longer accepting in-person filings. If you need to submit a document for which a web form is currently unavailable, please timely mail your submission to:

**Department of Community Health
Office of Health Planning
2 Martin Luther King Jr. Drive SE, East Tower, 16th Floor
Atlanta, GA 30334**

The web portal may be accessed here: <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>

IMPORTANT NOTICE RELATED TO RECENTLY ADOPTED RULES

The following rules have been adopted by the Board of Community Health and implemented by the Georgia Secretary of State, effective March 31, 2022.

111-2-1-.01 Definitions
111-2-1-.02 Health Planning Functions of the Department

The above may be accessed here: <https://dch.georgia.gov/document/document/final-health-planning-administration-111-2-1-rules-sos/download>

The following rules have been adopted by the Board of Community Health and implemented by the Georgia Secretary of State, effective March 31, 2022.

111-2-2-.01 Definitions
111-2-2-.02 Nature of Certificate of Need
111-2-2-.03 Exemptions from Review
111-2-2-.04 Periodic Reports
111-2-2-.05 Enforcement
111-2-2-.06 Application for Certificate of Need
111-2-2-.07 Review Procedures
111-2-2-.08 Alternative Application and Review Procedures
111-2-2-.09 General Review Considerations
111-2-2-.10 Determinations
111-2-2-.11 Service-Specific Review Considerations Generally
111-2-2-.12 Reserved
111-2-2-.13 Reserved
111-2-2-.14 Reserved
111-2-2-.15 Reserved
111-2-2-.16 Reserved
111-2-2-.17 Reserved
111-2-2-.18 Reserved
111-2-2-.19 Reserved
111-2-2-.20 Specific Review Considerations for Short-Stay General Hospital Beds
111-2-2-.21 Specific Review Considerations for Adult Cardiac Catheterization Services
111-2-2-.22 Specific Review Considerations for Adult Open Heart Surgery Services
111-2-2-.23 Specific Review Considerations for Pediatric Cardiac Catheterization and Open Heart Surgery
111-2-2-.24 Specific Review Considerations for Perinatal Services
111-2-2-.25 Specific Review Considerations for Freestanding Birthing Centers
111-2-2-.26 Specific Review Considerations for Psychiatric and Substance Abuse Inpatient Programs
111-2-2-.27 Reserved
111-2-2-.28 Reserved
111-2-2-.29 Reserved
111-2-2-.30 Specific Review Considerations for Skilled Nursing and Intermediate Care Facilities
111-2-2-.31 Specific Review Considerations for Personal Care Homes
111-2-2-.32 Specific Review Considerations for Home Health Services
111-2-2-.33 Specific Review Considerations for Life Plan Community (LPC) Sheltered Nursing Facilities
111-2-2-.34 Specific Review Considerations for Traumatic Brain Injury
111-2-2-.35 Specific Review Considerations for Comprehensive Inpatient Physical Rehabilitation Services
111-2-2-.36 Specific Review Considerations for Long Term Care Hospitals
111-2-2-.37 Reserved
111-2-2-.38 Reserved
111-2-2-.39 Reserved
111-2-2-.40 Specific Review Considerations for Ambulatory Surgery Services
111-2-2-.41 Specific Review Considerations for Positron Emission Tomography Units
111-2-2-.42 Specific Review Considerations for MegaVoltage Radiation Therapy Services/Units
111-2-2-.43 Repealed

The above may be accessed here: <https://dch.georgia.gov/document/document/health-planning-certificate-need-111-2-2-rules-final-adoption-rev-v2/download>