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# Office of Health Planning



GEORGIA DEPARTMENT  
OF COMMUNITY HEALTH

*CERTIFICATE OF NEED*

## Tracking And Appeals Report

**November 6, 2019 – November 12, 2019**

Georgia Department of Community Health  
Office of Health Planning  
2 Peachtree Street  
5th Floor  
Atlanta, Georgia 30303-3159

(404) 656-0409  
(404) 656-0442 Fax  
[www.dch.georgia.gov](http://www.dch.georgia.gov)

[www.GaMap2Care.info](http://www.GaMap2Care.info)

# Letters of Intent

none

## Fall Batching Cycle - Letters of Intent

### Ambulatory Surgery

#### **LOI2019070 Houston ASC, LLC**

Development of a Multi-Specialty Freestanding Ambulatory Surgery Facility - Batching

**Received: 10/27/2019**                      **Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 1601 Watson Boulevard, Warner Robins, GA 31093 (Houston County)

**Estimated Cost:**    \$25,000,000

#### **LOI2019071 East Atlanta Eye Surgery Center, LLC**

Convert to Single-Specialty ASC- Batching

**Received: 10/27/2019**                      **Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 550 Professional Drive, Lawrenceville, GA 30046 (Gwinnett County)

**Estimated Cost:**    \$40,000

#### **LOI2019072 MSM ASC, LLC**

Establish a New Multi-Specialty Ambulatory Surgery Center - Batching

**Received: 10/27/2019**                      **Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 720 Westview Drive SW, Atlanta, GA 30310 (Fulton County)

**Estimated Cost:**    \$26,544,250

### Obstetrical Services

#### **LOI2019067 Northside Hospital, Inc Northside Hospital Forsyth**

Additional 16 OB beds Pursuant to Need Projected - Batching

**Received: 10/27/2019**                      **Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 1000 Johnson Ferry Road, Atlanta, GA 30342 (Fulton County)

**Estimated Cost:**    \$100,000

#### **LOI2019068 Northeast Georgia Medical Center, Inc**

Additional 10 Beds to Existing Service at the South Hall Campus of Northeast GA Medical- Batching

**Received: 10/27/2019**                      **Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 734 Spring Street, Gainesville, GA 30501 (Hall County)

**Estimated Cost:**    \$10,000,000

### Home Health

#### **LOI2019064 Quailty One Home Health Agency LLC**

New Home Health Services Pursuant to the exceptions to the need Methodology -Batching

**Received: 10/27/2019**                      **Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 534 Spring Chase Circle, Stone Mountain, GA 30083 (DeKalb County)

**Estimated Cost:**    \$3,000

#### **LOI2019065 Mesun Health Services, Inc**

New Service Home Health Agency Under the Exception for Special Population

**Received: 10/27/2019**                      **Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 88 Johnson Rd, Lawrenceville, Ga 30045 (Gwinnett County)

**Estimated Cost:**    \$1,000,000

#### **LOI2019066 Hospital Authority of Miller County Miller County Hospital& Miller Nursing**

New Home Health Services in SDR 10 -Batching

**Received: 10/27/2019**                      **Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 209 N Cuthbert Street, Colquitt, GA 39837 (Miller County)

**Estimated Cost:**    \$200,000

## **Perinatal Services**

### **LOI2019061 Savannah Health Services, LLC Memorial Health University Medical Center**

10 Additional Neonatal Intermediate Care Bassinets - Batching

**Received: 10/27/2019**

**Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 4700 Waters Avenue, Savannah, GA 31404 (Chatham County)

**Estimated Cost:** \$8,500,000

### **LOI2019062 Northeast Georgia Medical Center, Inc**

Additional 6 Neonatal Intermediate Care beds-Batching

**Received: 10/27/2019**

**Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 743 Spring Street, Gainesville, GA 30501 (Hall County)

**Estimated Cost:** \$20,000,000

### **LOI2019063 Cartersville Medical Center, LLC**

New Service to include 4 Neonatal Intermediate Care Beds - Batching

**Received: 10/27/2019**

**Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 960 Joe Franks Harris Parkway, Cartersville, GA 30120 (Bartow County)

**Estimated Cost:** \$750,000

## **Skilled Nursing Care**

### **LOI2019069 Correct Life Bostick, LLC dba Bostick Nursing Center**

Construction of 150-bed Annex

**Received: 10/27/2019**

**Application must be submitted on: 11/26/2019 by 12:00 P.M.**

**Site:** 3384 Peachtree Road, NE, Atlanta, GA 30326 (Fulton County)

**Estimated Cost:** \$15,000,000

## **Withdrawn CON Applications**

none

## **New CON Applications**

### **2019-027 Southeastern Regional Medical Center Inc**

Conversion to a General Cancer Hospital

**Filed: 7/31/2019**

**Site:** 600 Celebrate Life Parkway, Newnan, GA 30265 (Coweta County)

**Contact:** David Kent CEO 770-400-6261

**Estimated Cost:** \$1,205,289

## **Pending Review/Incomplete Applications**

none

## **Pending Review/Complete Applications**

### **2019-028 Dodge County Hospital Authority**

10-Bed Expansion of Geriatric Psych Unit - [Batching](#)

**Filed: 8/23/2019 Deemed Complete: 8/23/2019**

**60th Day Deadline: 10/21/2019**

**Decision Deadline: 12/20/2019**

**Site:** 901 Griffin Ave, Eastman, GA 31023 (Dodge County)

**Contact:** Jan Hamrick CFO 478-448-4050

**Estimated Cost:** \$1,900,420

### **2019-029 Flint River Hospital**

Conversion of 18-Short Stay Beds to Adult Psych/Sub Beds - [Batching](#)

**Filed: 8/23/2019 Deemed Complete: 8/23/2019**

**OPPOSITION FILED**

**60th Day Deadline: 10/21/2019**  
**Decision Deadline: 12/20/2019**  
**Site:** 509 Sumter Street, Montezuma, GA 31603 (Macon County)  
**Contact:** Michael C Paterson 478-472-3100  
**Estimated Cost:** \$615,070

**2019-030 Colquitt Regional Medical Center**

10-Bed Adult Acute Inpatient Psych/Sub Unit for Geriatric Patients - [Batching](#)

**Filed: 8/23/2019 Deemed Complete: 8/23/2019**

**60th Day Deadline: 10/21/2019**

**Decision Deadline: 12/20/2019**

**Site:** 3131 South Main Street, Moultrie, GA 31786 (Colquitt County)

**Contact:** Greg K. Johnson, FACHE VP/Operations 229-890-3547

**Estimated Cost:** \$2,517,489

**2019-031 Northeast Georgia Medical Center, Inc- South Hall Campus**

One Additional Hospital-Based Non-Special Megavoltage Radiation Therapy Unit - [Batching](#)

**Filed: 8/23/2019 Deemed Complete: 8/23/2019**

**60th Day Deadline: 10/21/2019**

**Decision Deadline: 12/20/2019**

**Site:** 742 Spring Street, Gainesville, GA 30501 (Hall County)

**Contact:** Linda Berger, Director of Planning 770-219-6631

**Estimated Cost:** \$8,746,282

**2019-032 Landmark Hospital of Savannah**

Landmark Hospital of Savannah 15-Bed Expansion

**Filed: 9/16/2019 Deemed Complete: 10/24/2019**

**60th Day Deadline: 12/22/2019**

**Decision Deadline: 2/20/2020**

**Site:** 800 E 66th Street, Savannah, GA 31405 (Chatham County)

**Contact:** William Kapp, MD Chairman 912-298-1000

**Estimated Cost:** \$20,000

**2019-033 American Health Imaging of Hiram**

Additional CT Unit to Existing DTRC in Hiram

**Filed: 9/18/2019 Deemed Complete: 10/18/2019**

**60th Day Deadline: 12/16/2019**

**Decision Deadline: 2/14/2020**

**Site:** 4374 Atlanta Highway Suite 125, Hiram, GA 30141 (Paulding County)

**Contact:** Stephen R. Janis Chief Development Officer 404-296-5887

**Estimated Cost:** \$412,500

**2019-034 American Health Imaging of GA, LLC dba American Health Imaging of Marietta**

Add Second MRI Unit to Existing DTRC in Marietta

**Filed: 9/18/2019 Deemed Complete: 10/18/2019**

**60th Day Deadline: 12/16/2019**

**Decision Deadline: 2/14/2020**

**Site:** 796 Church Street Suite 100, Marietta, GA 30060 (Cobb County)

**Contact:** Stephen R. Janis Chief Development Officer 404-296-5887

**Estimated Cost:** \$1,225,000

**2019-035 American Health Imaging of Brunswick**

Add CT Unit to Existing DTRC in Brunswick.

**Filed: 9/26/2019 Deemed Incomplete: 10/10/2019 Deemed Complete: 10/15/2019**

**60th Day Deadline: 12/13/2019**

**Decision Deadline: 2/11/2020**

**Site:** 1103 Fountain Lake Drive, Brunswick, GA 31525 (Glynn County)

**Contact:** Stephen R. Janis Chief Development Officer 404-296-5887

**Estimated Cost:** \$412,500

### **2019-036 Emory University Hospital**

Hospital Renovation to Relocate and Expand Heart and Vascular Department

**Filed: 9/30/2019 Deemed Complete: 10/11/2019**

**60th Day Deadline: 12/9/2019**

**Decision Deadline: 2/7/2020**

**Site:** 1364 Clifton Road, Atlanta, GA 30322 (DeKalb County)

**Contact:** Catherine A.Maloney, FACHE VP of Operations 404-712-5529

**Estimated Cost:** \$14,048,175

### **2019-037 Vision Imaging Center**

Development of a Freestanding Advanced Diagnostic Imaging Center or DTRC

**Filed: 10/16/2019 Deemed Complete: 10/29/2019**

**60th Day Deadline: 12/27/2019**

**Decision Deadline: 2/25/2020**

**Site:** 2484 East Pinetree Blvd, Thomasville, GA 31792 (Thomas County)

**Contact:** Brandi W Warren 229-226-8800

**Estimated Cost:** \$3,861,894

### **2019-038 Northside Hospital Cherokee**

Short-Stay Hospital Expansion

**Filed: 10/25/2019 Deemed Complete: 11/7/2019**

**60th Day Deadline: 1/5/2020**

**Decision Deadline: 3/5/2020**

**Site:** 450 Northside Cherokee Boulevard, Canton, GA 30115 (Cherokee County)

**Contact:** Brian Toporek Senior Planner 404-851-6821

**Estimated Cost:** \$96,411,771

## **Recently Approved Applications**

### **2018-027 American Health Imaging of Georgia LLC d/b/a Marietta Imaging LLC**

Addition of CT Scanner to Existing OP Imaging Center

**Filed: 4/30/2018 Deemed Incomplete: 5/11/2018 Deemed Complete: 5/21/2018**

**60th Day Deadline: 7/19/2018**

**Decision Deadline: 9/17/2018**

**CON Issued: 8/21/2019** – post appeal

**Site:** 796 Church Street, Suite 100, Marietta, GA 30060 (Cobb County)

**Contact:** Stephen Janis, Chief Development Officer 404-296-5887

**Estimated Cost:** \$511,500

### **2019-026 Hamilton Medical Center, Inc. dba Hamilton Medical Center**

Renovation/Expansion of Hospital Surgical Suite and Other Functions

**Filed: 6/24/2019 Deemed Complete: 7/8/2019**

**60th Day Deadline: 9/5/2019**

**Decision Deadline: 11/4/2019**

**APPROVED: 11/4/2019**

**Site:** 1200 Memorial Drive, Dalton, GA 30720 (Whitfield County)

**Contact:** Danny Wright, Vice-President 706-272-6656

**Estimated Cost:** \$23,943,381

## **Recently Denied Applications**

none

## **Appealed Determinations**

**DET2016-208 Emory University d/b/a Emory University Hospital (“EUH”) and ES Rehabilitation, LLC d/b/a Emory Rehabilitation Hospital (“ES Rehab”)** (collectively, “Requestors”) Request for Letter of Determination

regarding the reviewability of a proposed relocation, decoupling and transfer of EUH's sixteen (16) comprehensive inpatient physical rehabilitation ("CIPR") beds denied on 2/24/2016. Requestors filed request for Administrative Appeal on 03/16/2017. Hearing Officer is Ellwood F. Oakley III, Esq. Hearing date: 6/15/2017. Hearing Officer grants Motion of Summary Adjudication to Requestors, 8/28/2017. Department requests Commissioner Review, 9/22/2017. Commissioner reverses decision of Hearing Officer and grants summary adjudication to Department, 11/16/17. Emory files petition for Judicial Review, 12/18/17. Court grants the Petition for Judicial Review and Reverses the Department's Final Order, 7/26/2018. Department filed Application for Discretionary Appeal with Court of Appeals, 8/24/2018. Court of Appeals reversed the order of the superior court granting Emory's petition for judicial review, 6/28/2019.

**DET2019-097 St. Francis Health, LLC** Request for Letter of Determination received on 5/14/2019, regarding the proposed relocation of sixteen (16) Adult Psychiatric Beds from the Bradley Center to its Main Campus, denied on 8/9/2019. Requestors filed request for Administrative Appeal on 09/4/2019.

**DET2019-084 and DET2019-121 Battlefield Imaging, LLC**, Requests for Letters of Determination received on 5/6/2019 and 5/21/2019, respectively, regarding a proposed relocation of diagnostic equipment, both approved 8/12/2019 and 8/23/2019, respectively. CHI Memorial-Georgia, Inc. ("Memorial") filed request for Administrative Appeal on 09/6/2019. Memorial withdrew request for Administrative Appeal on 10/18/2019. Order of Dismissal issued 10/22/19.

**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, denied on 8/21/2019. 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.

## Appealed LNRs

### **LNR-EQT2018032 Allegiance Imaging and Radiology, LLC**

Requested Letter of Non-Reviewability ("LNR") with regard to the reviewability of certain diagnostic imaging equipment in Lawrenceville, Gwinnett County. The Request was approved on 10/11/2018. American Health Imaging, Inc., filed a request for Administrative Appeal Hearing to contest the Department's ruling, 11/13/2018. Hearing Officer: L. Lynn Hogue, Ph.D., J.D.

Commissioner Review: Allegiance Imaging and Radiology filed Request for Commissioner Review of Denial of Allegiance's Motion to Dismiss, 5/16/2019.

Superior Court: Allegiance Imaging and Radiology filed Petition for Interlocutory Judicial Review and Stay of Administrative Proceedings, 5/16/2019. Allegiance Imaging and Radiology, LLC dismisses its Petition for Judicial Review and Stay of Administrative Proceedings, 6/12/2019. AHI's request to dismiss appeal was granted and appeal dismissed, 7/1/2019.

### **LNR-ASC2017022 Georgia Arrhythmia Consultants and Research Institute, LLC**

Requested Letter of Non-Reviewability ("LNR") with regard to the establishment of an ambulatory surgery center ("ASC") in Macon, Bibb County. Request was denied 3/6/2018. Georgia Arrhythmia Consultants and Research Institute, LLC ("GACRI") filed a request for Administrative Appeal on 3/29/18. Hearing Officer: William C. Joy, Esq. Hearing Date: 10/29/2018 and 10/30/2018.

### **LNR-ASC2019009 Northside Hospital, Inc and Phys Owners of Gwinnett Surgery Center, LLC**

Requested Letter of Non-Reviewability ("LNR") with regard to the establishment of a joint venture ambulatory surgery center ("JV ASC") in Lawrenceville, Gwinnett County. Request was denied 10/7/19. Northside Hospital, Inc. ("Northside") and Northside Gwinnett Surgical Associates, LLC ("NGSA") filed a request for Administrative Appeal on 10/29/19. Hearing Officer: Pending. Hearing Date: Pending

## Appealed CON Projects

**2014-019 University Hospital (Columbia)**

**2014-029 GRHealth Columbia County (Columbia)**

**2014-030 Doctors Hospital of Augusta (Columbia)**

2014-019 Establish a New 100-Bed Short-Stay Acute Care Hospital  
2014-029 Establish New 100-Bed Community Teaching Hospital  
2014-030 Construction of New Short-Stay General Acute Care Hospital

**Agency Decision:** 2014-019 Denied, 11/26/14; 2014-029 Approved, 11/26/14; 2014-030 Denied, 11/26/14

**Appealed:** University McDuffie appeals 2014-029 approval, 12/22/2014; University Augusta appeals its own denial and appeals 2014-029 approval, 12/22/14. Doctors Hospital appeals approval of 2014-029, 12/23/2014.

**Hearing Officer:** Ellwood F. Oakley, III, Esq.

**Hearing Date:** 6/18/2015 – 6/30/2015, 9AM

**Hearing Decision:** Hearing Officer affirmed DCH decision, 9/24/2015. Doctors Hospital requests Commissioner's review, 10/23/2015.

**Commissioner Review Decision:** Affirmed Hearing Officer's decision, 11/23/15. Doctors Hospital of Augusta filed Petition for Judicial Review, 12/23/2015.

**Superior Court Decision:** Superior Court granted Department's Motion to Dismiss Petition for Judicial Review, 4/13/2016.

**Court of Appeals:** Application for Discretionary Review filed on 5/13/2016. Application for Discretionary Review granted on 6/8/2016. Court of Appeals reverses ruling of Superior Court, 2/14/2018. Court of Appeals affirms the Superior Court's decision upholding the Department's decision, 4/30/2019. Doctors Hospital files Notice of Intention to Petition for Writ of Certiorari, requesting the Supreme Court review the April 30, 2019 court of Appeals decision, 5/10/2019.

#### **2016-019 Emory University Hospital Smyrna (Cobb)**

Renovation & Upgrade to Current Hospital Facilities

**Agency Decision:** Approved, 8/4/2016

**Appealed By:** Cobb Hospital, Inc. d/b/a WellStar Cobb Hospital ("WellStar Cobb"), 9/2/2016 and Kennestone Hospital, Inc. d/b/a WellStar Kennestone Hospital ("WellStar Kennestone").

**Hearing Officer:** Ellwood F. Oakley, III, Esq.

**Hearing Date:** 3/27/2017

**Hearing Decision:** Hearing Officer affirmed the Department's decision to award a CON to EUH-Smyrna, 7/5/17. WellStar Cobb and WellStar Kennestone filed for Commissioner Review, 8/2/2017.

**Commissioner Review Decision:** Affirmed Hearing Officer's decision to award CON to EUH-Smyrna, 8/30/17. WellStar Cobb and WellStar Kennestone filed Petition for Judicial Review; 9/29/17.

**Superior Court Decision:** Superior Court denies WellStar's Petition for Judicial Review, 2/13/2018.

**Court of Appeals:** WellStar Cobb and WellStar Kennestone filed an Application for Discretionary Appeal, 3/16/2018. Affirms the Superior Court's judgment denying WellStar's petition for judicial review, 3/13/2019

WellStar Cobb and WellStar Kennestone (collectively "WellStar") filed Notice of Intention to Petition for Writ of Certiorari, 3/25/2019. WellStar Cobb Hospital and WellStar Kennestone Hospital's Petition for Writ of Certiorari filed in the Georgia Supreme Court, 4/2/2019.

#### **2017-063 Redmond Regional Medical Center (Floyd)**

Develop Basic Level 1 Perinatal Service - Batching

**Agency Decision:** Approved, 3/26/2018

**Appealed By:** Floyd Healthcare Management, Inc d/b/a Floyd Medical Center ("FMC"), 4/24/2018

**Hearing Officer:** Ellwood F. Oakley, III, Esq.

**Hearing Date:** 12/3/2018

**Hearing Decision:** Hearing Officer affirmed Department's decision to award a CON to Redmond Regional Medical Center, 2/26/19. FMC filed for Commissioner Review, 3/28/2019.

**Commissioner Review Decision:** Commissioner affirmed Hearing Officer's 2/26/2019 decision to award a CON to Redmond, 4/26/2019. FMC filed petition for judicial review, 5/28/2019.

**Superior Court Decision:** Affirms the final decision to award a CON to Redmond, 9/26/2019.

**Court of Appeals:** FMC filed Application for Discretionary Appeal 10/28/19.

#### **2018-008 Floyd Healthcare Management Inc dba Floyd Medical Center (Floyd)**

#### **2018-009 Tanner Medical Center Carrollton (Carroll)**

#### **2018-010 Hamilton Medical Center (Whitfield)**

Development of Adult Open Heart Surgery Service - Batching

**Agency Decision:** 2018-008 Denied, 6/25/2018; 2018-009 Denied, 6/25/2018; 2018-010 Denied, 6/25/2018

**Appealed By:** 2018-008 Applicant Floyd Healthcare Management, Inc. d/b/a Floyd Medical Center,

7/24/2018. Redmond Park Hospital, LLC d/b/a Redmond Regional Medical Center files request to intervene in Floyd's administrative appeal, 7/26/2018. 2018-009 Applicant Tanner Medical Center, Inc. d/b/a Tanner Medical Center-Carrollton,"TMC"), 7/23/2018. WellStar Kennestone Hospital ("Kennestone") files request to Intervene, 7/20/2018. 2018-010; Applicant Hamilton Medical Center, 7/24/2018.

**Hearing Officer:** 2018-008, 2018-009 and 2018-010 – William C. Joy, Esq. Hearing Officer denied Redmond's request to intervene, 9/27/2018. Commissioner denies Redmond's appeal of Hearing Officer's denial to intervene due to limited review authority, 10/10/2018.

**Hearing Date:** 12/10,11,14/2018; 1/7-11/2019; 2/4-8/2019, 2/11-15/2019; 2/26/2019

**Hearing Decision:** Hearing Officer affirms Department's decision denying CON Applications for 2018-008 (Floyd Medical Center), 2018-009 (Tanner Medical Center), 2018-010 (Hamilton Medical Center), 8/16/2019. Floyd requests Commissioner review 9/13/2019. Hamilton requests Commissioner review 9/16/2019. Tanner requests Commissioner review 9/16/2019. Redmond files renewed appeal to Commissioner on the denial of its request to Intervene, 9/16/2019

**Commissioner Review Decision:** On 10/15/19, Commissioner affirmed Hearing Officer's 8/16/19 decision to deny a CON to Floyd; reversed Hearing Officer's 8/16/19 decision to deny a CON to Tanner; reversed Hearing Officer's 8/16/19 decision to deny a CON to Hamilton; denied Redmond Regional Medical Center's Renewed Appeal to Commissioner Berry on the Denial of Its Request to Intervene.

### **2018-038 Pro Radiology LLC (Fulton)**

Acquisition of Equipment Above Threshold

**Agency Decision:** Denied, 11/14/2018

**Appealed By:** Applicant, 12/7/2018

**Hearing Officer:** Melvin M. Goldstein, Esq

**Hearing Date:** 5/1-2/2019, 9AM/5<sup>th</sup> Floor

**Hearing Decision:** Department decision to deny Pro Radiology's CON is reversed and it is ordered that DCH issue the CON, 8/20/2019. The Department requests Commissioner Review, 9/19/2019

**Commissioner Review Decision:** On 10/18/19, Commissioner issued Final Order affirming Hearing Officer's 8/20/19 decision.

### **2018-058 Northside Hospital Atlanta (Fulton)**

Establish Hospital-Based Outpatient Surgery Service

**Agency Decision:** Approved, 1/11/2019

**Appealed By:** WellStar Atlanta Medical Center, Inc. d/b/a WellStar Atlanta Medical Center ("WAMC"), 2/8/2019 and Piedmont Hospital Inc. ("Piedmont"), 2/8/2019.

**Hearing Officer:** William Joy, Esq.

**Hearing Date:** 8/12-16/2019, 9 AM/5<sup>th</sup> Floor

**Hearing Decision:** Hearing Officer affirmed the Department's decision dated January 11, 2019, granting Northside's CON application for a hospital-based outpatient surgery service, 11/1/19.

### **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

2018073 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:** 12/9/2019, 9:30AM/5th Floor

**2018-074 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center (Chatham)**

Add (expand) 8 Neonatal Intermediate Care Beds to its Existing Services

**Agency Decision:** Denied, 3/25/2019

**Appealed By:** Savannah Health Services, LLC d/b/a Memorial Health University Medical Center ("Memorial"), 4/23/2019

Candler Hospital, Inc. ("Candler") files request to intervene in Appeal Hearing, 4/24/2019 and withdraws its request to intervene on 8/30/2019.

**Hearing Officer:** Melvin M. Goldstein, Esq.

**Hearing Date:** 9/23/2019, 5th Floor, 9:30AM

**Hearing Decision:** Pending

**2018-075 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center (Chatham)**

Add (Expand) 9 Neonatal Intensive Care Beds to Existing Services

**Agency Decision:** denied, 3/25/2019

**Appealed By:** Savannah Health Services, LLC d/b/a Memorial Health University Medical Center ("Memorial"), 4/23/2019. Memorial withdraws its request for appeal, 10/3/2019. Order of Dismissal entered 10/7/2019.

**2018-077 Kennestone Hospital, Inc (Cobb)**

Create a Hybrid Operating Room

**Agency Decision:** Approved, 4/18//2019

**Appealed By:** Tanner Medical Center, Inc. d/b/a Tanner Medical Center Carrollton ("TMC"), 5/16/2019

**Hearing Officer:** William Joy, Esq.

**Hearing Date:** 2/24/2020 – 02/26/2020 9AM, 5th Floor

**2019-012 Northside Hospital Cancer Institute Radiation Oncology - Lawrenceville (Gwinnett)**

Megavoltage Radiation Therapy-Batching

**Agency Decision:** Denied, 6/18/2019

**Appealed By:** Northside Hospital, Inc., 7/17/2019, Northeast Georgia Medical Center-South Hall files request to intervene in Appeal Hearing, 7/18/2019; Northeast Georgia Medical Center-Main Campus files request to intervene in Appeal Hearing, 7/18/2019; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Oncology Center-Lawrenceville files request to intervene in Appeal Hearing, 7/17/2019; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Therapy Center—Snellville files request to intervene in Appeal Hearing, 7/17/2019; Vantage Cancer Centers of Georgia, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville files request to intervene in Appeal Hearing, 7/17/2019.

**Hearing Officer:** Melvin M. Goldstein, Esq

**Hearing Date:** 4/6/2020-4/9/2020 9 A.M., 5th Floor, additional hearing dates 4/15/2020 and 4/16/2020 if necessary, 41st Floor.

## **Requests for LNR for Diagnostic or Therapeutic Equipment**

**LNR-EQT2019032 MRI Imaging Specialist, Corp.**

Lease Fixed MRI

**Request received:** 6/28/2019

**Contact Person:** Michael Alatorre, CFO 678-969-0904

**Determination:** Approved

**Determination Date:** 11/5/2019

## **Requests for DET-EQT for Diagnostic or Therapeutic Equipment**

**DET-EQT2019012 Synergy Radiology, LLC**

Purchased Fixed CT Scanner

**Request received:** 8/21/2019

**Contact Person:** Brad Peters, MD Member 404-513-3842  
**Determination:** Non-reviewable as proposed **Determination Date:** 10/20/2019

**DET-EQT2019013 Emory University d/b/a Emory University Hospital**

Purchased Fixed MRI  
**Request received:** 8/22/2019  
**Contact Person:** Bryce Gartland, M.D. CEO 404-686-8500  
**Determination:** Pending

**DET-EQT2019014 Fayette Community Hospital, Inc d/b/a Piedmont Fayette Hospital**

Purchased Fixed CT Scanner  
**Request received:** 8/27/2019  
**Contact Person:** Nathan Nipper VP/COO 770-804-1013  
**Determination:** Pending

**DET-EQT2019015 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla Health**

Purchased Fixed Hyperbaric Chamber  
**Request received:** 8/28/2019  
**Contact Person:** Mark Roberts COO 912-287-2500  
**Determination:** Non-reviewable as proposed **Determination Date:** 10/28/2019

**DET-EQT2019016 John D Archbold Memorial Hospital**

Purchased Fixed da Vinci Xi System  
**Request received:** 8/29/2019  
**Contact Person:** James A. Carter Sr., VP/COO 229-551-2676  
**Determination:** Non-reviewable as proposed **Determination Date:** 10/28/2019

**DET-EQT2019017 Meadows Regional Medical Center, Inc.**

Purchased Fixed MRI  
**Request received:** 9/25/2019  
**Contact Person:** J. Alan Kent CEO 912-535-5827  
**Determination:** Pending

**DET-EQT2019018 Crisp Regional Hospital, Inc**

Purchased Fixed Hyperbaric Chambers  
**Request received:** 9/27/2019  
**Contact Person:** Steven L Gautney CEO 229-276-3300  
**Determination:** Pending

**DET-EQT2019019 Tift Regional Health System, Inc d/b/a Southwell Medical**

Gift Fixed Robotic Surgical System  
**Request received:** 9/30/2019  
**Contact Person:** Christopher K. Dorman CEO 229-353-6121  
**Determination:** Pending

**DET-EQT2019020 WellStar North Fulton Hospital, Inc. d/b/a WellStar North Fulton Hospital**

Purchase Fixed Biplane Imaging System  
**Request received:** 10/1/2019  
**Contact Person:** April Austin Manger, Strategic Planning 470-644-0057  
**Determination:** Pending

**DET-EQT2019021 Georgia Pain and Spine Care**

Purchased Fixed MRI  
**Request received:** 10/4/2019  
**Contact Person:** Jay Rice COO 770-252-7557  
**Determination:** Pending

**DET-EQT2019022 Southeast Georgia Health System**

Capital Lease Fixed daVinci Xi Surgical System  
**Request received:** 9/30/2019  
**Contact Person:** Lana Gladhill Director of Surgical Services 912-466-5799  
**Determination:** Pending

**DET-EQT2019023 St. Francis Health,LLC**  
Purchased Fixed Surgical Robot  
**Request received:** 10/8/2019  
**Contact Person:** Alan George COO 706-596-4000  
**Determination:** Pending

**DET-EQT2019024 Northeast Georgia Medical Center, Inc**  
Purchased Fixed Robotic Surgical Equipment  
**Request received:** 10/16/2019  
**Contact Person:** Linda Berger Director Planning 770-219-6631  
**Determination:** Pending

**DET-EQT2019025 Barbour Orthopaedics & Sports Medicine, PC**  
Capital Lease Fixed MRI  
**Request received:** 10/17/2019  
**Contact Person:** Kelly Millerd CEO 404-480-9330  
**Determination:** Pending

**DET-EQT2019026 Reagan Medical Center LLC dba Georgia Diagnostic Center**  
Purchase Fixed Magnetic Resonance Imaging  
**Request received:** 10/18/2019  
**Contact Person:** Sabrina Boyd Practice Administrator 678-663-6360  
**Determination:** Pending

**DET-EQT2019027 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**  
Purchased Fixed Interventional Radiology  
**Request received:** 10/24/2019  
**Contact Person:** Laurie Hansen VP of Operations 678-474-7012  
**Determination:** Pending

**DET-EQT2019028 Candler Hospital, Inc**  
Purchased Fixed MRI  
**Request received:** 10/30/2019  
**Contact Person:** Brad Trower VP Business Development 912-819-6557  
**Determination:** Pending

**DET-EQT2019029 Ortho Sport & Spine Physicians, LLC**  
Purchased Fixed MRI  
**Request received:** 11/5/2019  
**Contact Person:** Sean Bajnath Director of Imaging Services 917-678-1088  
**Determination:** Pending

**DET-EQT2019030 Phoebe Putney Memorial Hospital, Inc**  
Purchase Fixed Endovascular System  
**Request received:** 11/5/2019  
**Contact Person:** Lori Jenkins Director, Strategy & Planning 229-312-1432  
**Determination:** Pending

**DET-EQT2019031 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**  
Capital Lease Fixed Robotic Surgical System  
**Request received:** 11/6/2019  
**Contact Person:** Laurie Hansen VP of Operations 678-474-7012  
**Determination:** Pending

**DET-EQT2019032 Dekalb Medical Center, Inc d/b/a Emory Decatur Hospital**  
Capital Lease Fixed Robotic Surgery  
**Request received:** 11/6/2019  
**Contact Person:** Jennifer Schuck VP of Operations 404-501-4622  
**Determination:** Pending

**DET-EQT2019033 Emory University d/b/a Emory University Hospital Midtown**  
Capital Lease Fixed Robotic Surgery  
**Request received:** 11/6/2019

**Contact Person:** Daniel Owens CEO 404-686-2010  
**Determination:** Pending

**DET-EQT2019034 Emory University d/b/a Emory University Hospital Midtown**  
Capital Lease Fixed Robotic Surgery  
**Request received:** 11/6/2019  
**Contact Person:** Daniel Owens CEO 404-686-2010  
**Determination:** Pending

**DET-EQT2019035 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**  
Capital Lease Fixed Robotic Surgical System  
**Request received:** 11/6/2019  
**Contact Person:** Laurie Hansen VP of Operations 678-474-7012  
**Determination:** Pending

**DET-EQT2019036 Perry Hospital**  
Houston Hospitals, Inc. dba Perry Hospital  
**Request received:** 11/8/2019  
**Contact Person:** David Campbell 478-218-1625  
**Determination:** Pending

## Requests for LNR for Establishment of Physician-Owned Ambulatory Surgery Facilities

**LNR-ASC2018022 Georgia Arrhythmia Consultants & Research Institute, LLC**  
Single Specialty Cardiology Electrophysiology ASC  
**Site:** 1710 Watson Blvd  
**Number of ORs:** 1      **Specialty:** Cardio Electrophysiology ASC  
**Project costs as submitted:** \$2,299,903.00  
**Request received:** 11/13/2018  
**Contact Person:** Joseph R. Ross 912-232-7182  
**Determination:** Pending

**DET-ASC2019011 Women's Center for Advanced Surgery, Inc**  
Physician-Owned Single-Specialty ASC  
**Site:** Lochridge Boulevard, Covington, Georgia  
**Number of ORs:** 2      **Specialty:** Gynecology  
**Project costs as submitted:** \$2,609,702.28  
**Request received:** 7/15/2019  
**Contact Person:** Joseph R. Ross Partner 912-232-7182  
**Determination:** Approved      **Determination Date:** 10/15/2019

**LNR-ASC2019013 Medici Medical Arts, LLC**  
Proposed Physician-Owned Office-Based Single Specialty ASC  
**Site:** 2220 Wisteria Drive, Stes 100&101, Snellville, GA  
**Number of ORs:** 2      **Specialty:** Pain Medicine  
**Project costs as submitted:** \$462,035.00  
**Request received:** 8/28/2019  
**Contact Person:** Sonny S. Dosanjh, MD Medical Director/Managing Member  
**Determination:** Approved      **Determination Date:** 10/25/2019

**LNR-ASC2019014 Georgia Interventional Pain - G, LLC**  
Physician-Owned, Single Specialty ASC  
**Site:** 1504 North Thornton Rd, Suite 104 Dalton, GA 30720  
**Number of ORs:** 1      **Specialty:** Medical Practice  
**Project costs as submitted:** \$522,813.00  
**Request received:** 9/23/2019  
**Contact Person:** Joseph R. Ross, Partner 912-232-7182  
**Determination:** Pending  
**Opposition:** Hamilton Medical Center- 10/22/2019

**LNR-ASC2019015 Piedmont Fayette Hospital /Ortho Atlanta Surg Ctr Of Fayetteville, LLC ("OASCF")**

Joint Venture Single-Specialty ASC

**Site:** 1265 Highway 54 West, Suite 103, Fayetteville 30214

**Number of ORs:** 3 **Specialty:** Oprthopedic Procedures

**Project costs as submitted:** \$0.00

**Request received:** 9/26/2019

**Contact Person:** Robert C. Threlkeld, Esq. 404-504-7757

**Determination:** Pending

**LNR-ASC2019016 Forsyth Eye Surgery Center**

Physician-Owned, Single Specialty ASC

**Site:** 1034 Haw Creek Circle, Suite 200 Cumming GA 30041

**Number of ORs:** 3 **Specialty:** Ophthalmology Procedures

**Project costs as submitted:** \$2,426,502.00

**Request received:** 9/30/2019

**Contact Person:** Joseph R. Ross 912-232-7182

**Determination:** Pending

**LNR-ASC2019017 Sleep and Sinus Center ASC, LLC**

Proposed Physician-Owned, Single Specialty Ambulatory Surgery

**Site:**

**Number of ORs:** 2 **Specialty:** Otolaryngology

**Project costs as submitted:** \$1,073,868.37

**Request received:** 10/10/2019

**Contact Person:** Joseph R. Ross 912-232-7182

**Determination:** Pending

**LNR-ASC2019018 Amin Surgery Center for Women**

Request for Single Specialty ASC Surgery Center for Women

**Site:** 1150 Kirkland Lane, Douglas, GA 31533

**Number of ORs:** 1 **Specialty:** Gynecology

**Project costs as submitted:** \$0.00

**Request received:** 11/1/2019

**Contact Person:** Gayle R. Evans President

**Determination:** Pending

## Requests for Miscellaneous Letters of Determination

**DET2019083 Battlefield Imaging, LLC**

Relocation of CON-Authorized PET/CT

**Request received:** 5/6/2019

**Contact Person:** Marcia Parker, Director 423-893-7226

**Determination:** Non-reviewable as proposed **Determination Date:** 10/24/2019

**DET2019130 South Georgia Endoscopy Center, Inc.**

Granting of Privileges and Ownership Interest

**Request received:** 6/21/2019

**Contact Person:** Craig Kubik, M.D., Owner/CFO 912-238-8664

**Determination:** Pending

**DET2019149 Battlefield Imaging, LLC**

Replacement of CON-authorized PET/CT

**Request received:** 8/12/2019

**Challenge Received:** 9/10/2019

**Contact Person:** Marcia Parker Director of Finance 423-893-7226

**Determination:** Non-reviewable as proposed **Determination Date:** 10/10/2019

**DET2019150 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla Health**

Relocation of Behavioral Health Service

**Request received:** 8/14/2019

**Contact Person:** Mark Roberts Chief Operating Officer 912-287-2500

**Determination:** Denied **Determination Date:** 11/12/2019

**DET2019151 The Medical Center of Central Georgia, Inc. d/b/a The Medical Center, Navicent**

Renovate Existing Space to Relocate/Replace Existing ICU beds

**Request received:** 8/15/2019

**Contact Person:** H. Bryan Forlines AVP Govt Reimbursement 478-633-6966

**Determination:** Pending

**DET2019152 Savannah Health Services, LLC d/b/a Memorial health University Medical Center**

Replacement of BiPlane Angiography Equipment

**Request received:** 8/16/2019

**Contact Person:** Matthew S.Hasbrouck COO 912-350-8519

**Determination:** Non-reviewable as proposed **Determination Date:** 10/15/2019

**DET2019154 UHS of Savannah, LLC d/b/a Coastal Harbor Health System**

Renovation and Repair of Facility

**Request received:** 8/19/2019

**Contact Person:** Sally H.Perry CEO 912-354-3911

**Determination:** Non-reviewable as proposed **Determination Date:** 10/17/2019

**DET2019155 Crisp Regional Hospital , Inc**

Establish Adult Diagnostic Cardiac Catheterization Services

**Request received:** 8/19/2019

**Contact Person:** Steven L. Gautney President & CEO 229-276-3300

**Determination:** Non-reviewable as proposed **Determination Date:** 10/17/2019

**DET2019156 Paulding Medical Center, Inc. d/b/a WellStar Paulding Hospital**

Relocation of the Cardiovascular Medicine Department

**Request received:** 8/20/2019

**Contact Person:** April Austin Manager, Strategic Planning 470-644-0057

**Determination:** Non-reviewable as proposed **Determination Date:** 10/18/2019

**DET2019157 Emory University d/b/a Emory University Hospital**

Relocation of CON-Authorized CT Scanner

**Request received:** 8/21/2019

**Contact Person:** Michael W. Barber Director, Outpatient Imaging Services

**Determination:** Non-reviewable as proposed **Determination Date:** 11/12/2019

**DET2019158 Emory University d/b/a Emory University Hospital**

Replacement of CON-Authorized MRI

**Request received:** 8/21/2019

**Contact Person:** Michael W. barber Director, Outpatient Imaging Services

**Determination:** Pending

**DET2019159 Chatham Orthopaedic ASC, LLC d/b/a Chatham Orthopaedic Surgery Center**

Renovation

**Request received:** 8/23/2019

**Contact Person:** Brandon O'Dell CEO 706-338-5626

**Determination:** Non-reviewable as proposed **Determination Date:** 10/21/2019

**DET2019160 CHI Memorial Hospital- Georgia, Inc**

Renovations Repair of Space and Relocation Installation of Equipment

**Request received:** 8/23/2019

**Contact Person:** Andrew McGill SVP, Strategy&Business 423-495-7859

**Determination:** Non-reviewable as proposed **Determination Date:** 10/22/2019

**DET2019161 John D. Archbold Memorial Hospital**

Construction of Outpatient Rehabilitation Facility below Threshold

**Request received:** 9/3/2019

**Contact Person:** James A. Carter COO 229-551-2676

**Determination:** Non-reviewable as proposed **Determination Date:** 11/1/2019

**DET2019162 Hospital Authority of Colquitt County d/b/a Colquitt Regional Medical Center**

Renovate IV Compounding Room

**Request received:** 9/3/2019

**Contact Person:** Greg Johnson VP of Operation 299-890-3547  
**Determination:** Non-reviewable as proposed **Determination Date:** 11/1/2019

**DET2019163 Northeast Georgia Medical Center, Inc.**

Replacement of CON-Authorized Interventional Radiology Equipment

**Request received:** 9/4/2019

**Contact Person:** Linda Berger Director of Planning 770-219-6631

**Determination:** Non-reviewable as proposed **Determination Date:** 11/1/2019

**DET2019164 H.G. Davis Enterprises, LLLP**

Renovation of Existing Nursing Facility Below CON Threshold

**Request received:** 9/9/2019

**Contact Person:** Aneel Gill Executive Director of Planning and Development

**Determination:** Non-reviewable as proposed **Determination Date:** 11/7/2019

**DET2019165 Savannah Health Services, LLC**

Bed Capacity Increase

**Request received:** 9/9/2019

**Challenge Received:** 10/8/2019

**Contact Person:** Matthew S. Hasbrouck Chief Operating Officer 912-350-8519

**Determination:** Withdr/Appl Prior to Dec

**Date of Withdrawal:** 10/30/2019

**DET2019166 Houston Hospitals, Inc. d/b/a Perry Hospital**

Develop New Wound Care Unit

**Request received:** 9/10/2019

**Contact Person:** David Campbell Administrator 478-218-1625

**Determination:** Non-reviewable as proposed **Determination Date:** 11/8/2019

**DET2019167 Northside Hospital Inc. d/b/a Northside/ Lawrenceville Imaging**

Replace CON-approved Diagnostic Imaging Equipment

**Request received:** 9/16/2019

**Contact Person:** Brian J. Toporek Senior Planner (404)851-6821

**Determination:** Pending

**DET2019168 Grady Memorial Hospital Corporation d/b/a Grady Health System**

Renovations for a Endoscopy Room

**Request received:** 9/17/2019

**Contact Person:** Shannon Sale Chief Strategy Officer (404) 616-7029

**Determination:** Pending

**DET2019169 Tift Regional Health System, Inc. d/b/a Tift Regional Medical Center**

Replacement of CON-approved da Vinci Robotic Surgical System

**Request received:** 9/17/2019

**Contact Person:** Christopher K. Dorman President and CEO 229-353-6121

**Determination:** Pending

**DET2019170 Tanner Medical Center, Inc d/b/a Tanner Medical Center- Carrollton**

Below Threshold Capital Expenditure

**Request received:** 9/20/2019

**Contact Person:** Paul Perrotti, Chief Strategy Offcr 770-812-9580

**Determination:** Non-reviewable as proposed **Determination Date:** 11/1/2019

**DET2019171 Tanner Medical Center, Inc d/b/a Tanner Medical Center- Villa Rica**

Below Threshold Capital Expenditure

**Request received:** 9/20/2019

**Contact Person:** Paul Perrotti, Chief Strategy Offcr 770-812-9580

**Determination:** Non-reviewable as proposed **Determination Date:** 11/1/2019

**DET2019172 Coffee Regional Medical Center**

USP 800 Pharmacy Upgrades

**Request received:** 9/24/2019

**Contact Person:** Bennett Floyd, VP, Operations 912-384-1900 x 5676

**Determination:** Non-reviewable as proposed **Determination Date:** 11/1/2019

**DET2019173 Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta**

USP 800 Pharmacy Upgrades

**Request received:** 9/25/2019

**Contact Person:** Brad Thompson Director of Facilities 706-533-1061

**Determination:** Non-reviewable as proposed **Determination Date:** 11/12/2019

**DET2019174 Redmond Regional Medical Center**

UPS 800 Pharmacy Upgrades

**Request received:** 9/30/2019

**Contact Person:** Brandon Lindley Director Facilities Operations 706-766-4068

**Determination:** Non-reviewable as proposed **Determination Date:** 11/12/2019

**DET2019175 Prime Healthcare Foundation- Southern Regional, LLC**

Replacement of CON-Authorized CT Unit

**Request received:** 9/30/2019

**Contact Person:** Todd Griffin Director of Plant Operations 770-991-8045

**Determination:** Pending

**DET2019176 Prime Healthcare Foundation- Southern Regional, LLC**

Replacement of Cath LabTab

**Request received:** 9/30/2019

**Contact Person:** Todd Griffin Director of Plant Operations 770-991-8045

**Determination:** Pending

**DET2019177 Tanner Medical Center, Inc d/b/a Higgins General Hospital**

Replacement of CON-Authorized MRI Unit

**Request received:** 10/3/2019

**Contact Person:** Paul Perrotti SVP Chief Operating Officer 770-812-9580

**Determination:** Pending

**DET2019178 Coliseum Medical Center**

Pharmacy USP 800 Upgrade

**Request received:** 10/8/2019

**Contact Person:** John Ware, Dir, Plant Oper. 478-464-1470

**Determination:** Non-reviewable as proposed **Determination Date:** 11/8/2019

**DET2019179 Lenus In Home Care**

Become Medicare Providers for Private In-Home Care

**Request received:** 10/8/2019

**Contact Person:** Phyllis Hammond, Administrator 706-955-8279

**Determination:** Pending

**DET2019180 The Emory Clinic, Inc.**

Construction of MOB

**Request received:** 10/8/2019

**Contact Person:** Mike Mason, VP, Operations 404-778-5639

**Determination:** Non-reviewable as proposed **Determination Date:** 11/8/2019

**DET2019181 American Health Imaging of Newnan, LLC**

Relocation of DTRC

**Request received:** 10/8/2019

**Contact Person:** Stephen Janis, Chief Dev Offcr 404-296-5887

**Determination:** Pending

**DET2019182 Northeast Georgia Medical Center, Inc**

Contract 24-bed Observation Beds at South Hall Hospital

**Request received:** 10/10/2019

**Contact Person:** Linda Berger Director of Planning 770-219-6631

**Determination:** Pending

**DET2019183 Gwinnett Medical Investors, LLC**

Replacement of Porte Cochere

**Request received:** 10/11/2019



**Contact Person:** Cindy S. Cross Vice President 423-473-5867  
**Determination:** Pending

**DET2019184 Clinche County Hospital Authority**

Pharmacy Relocation

**Request received:** 10/15/2019

**Contact Person:** Angela Ammons CEO 912-487-4348

**Determination:** Pending

**DET2019185 John D. Archbold Memorial Hospital**

Replacement of Interventional Radiology/Cath Lab Equeipment

**Request received:** 10/15/2019

**Contact Person:** Ken Booker VP for Clinical Services 229-228-2912

**Determination:** Pending

**DET2019186 John D. Archbold Memorial Hospital**

Replacement of CON-Approved Linac

**Request received:** 10/15/2019

**Contact Person:** Ken Brooker VP for Clinical Services 22-228-2912

**Determination:** Pending

**DET2019187 Northside Hospital Inc. d/b/a Northside Hospital Forsyth**

Capital Expenditure Below Threshold

**Request received:** 10/16/2019

**Contact Person:** Brian J. Toporek Senior Planner 404-851-6821

**Determination:** Pending

**DET2019188 Paulding Medical Center, Inc d/b/a WellStar Paulding Hospital**

Creation of a Clinical Decision Unit (CDU)

**Request received:** 10/16/2019

**Contact Person:** April Austin Manager, Strategic Planning 470-644-0057

**Determination:** Pending

**DET2019189 Douglas Hospital, Inc. d/b/a WellStar Douglas Hospital**

Expansion of Emergency Department

**Request received:** 10/16/2019

**Contact Person:** April Austin Manager, Strategic Planning 470-644-0057

**Determination:** Pending

**DET2019190 At Home Senior Living, LLC**

Assisted Living Community

**Request received:** 10/23/2019

**Contact Person:** Shanna Dupree Member-Executive Director 478-271-4663

**Determination:** Pending

**DET2019191 The Medical Center of Central georgia, Inc. d/b/a The Medical Center, Navicent**

Replacement of Existing CON Approved Cath Lab

**Request received:** 10/23/2019

**Contact Person:** H. Bryan Forlines Avp Govt Relations & Reimbursement

**Determination:** Pending

**DET2019192 Coliseum Medical Center**

Utility Plant Upgrade

**Request received:** 10/25/2019

**Contact Person:** John Ware Director, Plant Operations 478-297-4710

**Determination:** Pending

**DET2019193 Neurotech, LLC**

Requesting to operate as an Independent Diag Testing Facility-Amb EEGs

**Request received:** 10/28/2019

**Contact Person:** Lance Morgan COO 262-875-6573

**Determination:** Pending

**DET2019194 AU Medical Center, Inc.**

Development of and Ambulatory Care Suite Under the Capital Expenditure

**Request received:** 10/29/2019

**Contact Person:** Jennifer Miller VP Planning & Business 706-446-5132

**Determination:** Pending

**DET2019195 AU Medical Center, Inc.**

Replacement of Existing Grandfathered Linear Accelerator and Vault

**Request received:** 10/29/2019

**Contact Person:** Jennifer Miller VP Strategic Planning & Business 706-446-

**Determination:** Pending

**DET2019196 Nothside Hospital, Inc d.b.a Northside Hospital Gwinnett**

Replace CON-approved Surgical Robot

**Request received:** 10/29/2019

**Contact Person:** Brian Toporek Senior Planner 404-851-6821

**Determination:** Pending

**DET2019197 Northside Hospital, Inc. d/b/a Northside Hospital Duluth**

Replace CON-approved Surgical Robot

**Request received:** 10/29/2019

**Contact Person:** Brian Toporek Senior Planner 404-851-6821

**Determination:** Pending

**DET2019198 Sterling Medical Imaging Specialists, P.C**

Relocation of CON-Authorized MRI Equipment

**Request received:** 10/29/2019

**Contact Person:** Toni Cowan Office Administrator 912-355-6736

**Determination:** Pending

**DET2019199 Piedmont Hospital, Inc d/b/a Piedmont Atlanta Hospital**

Pharmacy Renovation to Comply with U.S. Pharmacopeia Guidelines

**Request received:** 10/31/2019

**Contact Person:** Christine MacEwen Exec Director Project Mgt 404-425-1307

**Determination:** Pending

**DET2019200 Vantage Oncology, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville**

Replacement of CON Approved LINAC

**Request received:** 11/1/2019

**Contact Person:** Katara Borrero Regional Director of Operations 770-995-2012

**Determination:** Pending

**DET2019201 The Medical Center of Central Georgia, Inc d/b/a The Medical Center, Navicent**

Relocation of Existing CT

**Request received:** 11/4/2019

**Contact Person:** H. Bryan Forlines AVP Govt Relations 478-633-6966

**Determination:** Pending

**DET2019202 Fayette Community Hospital, Inc d/b/a Piedmont Fayette Hospital**

Pharmacy Renovation to Comply with U.S Pharmacopeia Guideliness

**Request received:** 11/5/2019

**Contact Person:** Christine MacEwen Exec. Director 404-425-1307

**Determination:** Pending

**DET2019203 Piedmont Rockdale Hospital, Inc**

Pharmacy Renovation to Comply with U.S Pharmacopeia Guidelines

**Request received:** 11/5/2019

**Contact Person:** Christine MacEwen Exec. Director 404-425-1307

**Determination:** Pending

**DET2019204 Phoebe Putney Memorial Hospital, Inc**

Consolidation of Outpatient Interventional Radiology Services Main Cam

**Request received:** 11/5/2019

**Contact Person:** Lori Jenkins Director, Strategy & Planning 229-312-1432  
**Determination:** Pending

**DET2019205 Phoebe Putney Memorial Hospital, Inc**

Replacement of CON-Approved Equipment

**Request received:** 11/5/2019

**Contact Person:** Lori Jenkins Director, Strategy & Planning 229-312-1432

**Determination:** Pending

**DET2019206 Emory University d/b/a Emory University Hospital**

Replacement of CON-approved da Vinci Si Surgical System

**Request received:** 11/5/2019

**Contact Person:** Catherine A Maloney, Fache VP of Operations 404-712-5529

**Determination:** Pending

**DET2019207 Emory University d/b/a Emory University Hospital Midtown**

Replacement of CON-approve da Vinci Surgical System

**Request received:** 11/5/2019

**Contact Person:** Daniel Owens CEO 404-686-2010

**Determination:** Pending

**DET2019208 Dekalb Medical Center, Inc d.b.a Emory Decatur Hospital**

Replacement of a CON-approved da Vinci SI Surgical System

**Request received:** 11/5/2019

**Contact Person:** Jennifer Schuck VP of Operations 404-501-4622

**Determination:** Pending

**DET2019209 Saint Joseph's Hospital of Atlanta, Inc d/b/a Emory Saint Joseph's Hospital**

Replacement of CON-approved da Vinci Surgical System

**Request received:** 11/5/2019

**Contact Person:** Heather Dexter CEO 678-843-7001

**Determination:** Pending

**DET2019210 Saint Joseph's Hospital of Atlanta, Inc d/b/a Emory Saint Joseph's**

Replacement of CON-approved da Vinci Si Surgical System

**Request received:** 11/5/2019

**Contact Person:** Heather Dexter CEO 678-843-7001

**Determination:** Pending

**DET2019211 Saint Joseph's Hospital of Atlanta, Inc d/b/a Emory Saint Joseph's Hospital**

Replacement of CON-approved da Vinci Si Surgical System

**Request received:** 11/5/2019

**Contact Person:** Heather Dexter CEO 678-843-7001

**Determination:** Pending

**DET2019212 Valdosta Endoscopy Center, LLC**

Endoscopy Center ASC not Utilizing General or Regional Anesthesia

**Request received:** 11/8/2019

**Contact Person:** C. Allen Woods JR MD 229-244-1570

**Determination:** Pending

**DET2019213 Lowndes County Ambulatory Surgical Center, Inc**

Endoscopy Center ASC not Utilizing General or Regional Anesthesia

**Request received:** 11/8/2019

**Contact Person:** Edward J Fricker, MD 229-242-8480

**Determination:** Pending

## **Requests for Extended Implementation/Effective Period**

**2018037 Egleston Children's Hospital at Emory University, Inc**

Addition of 116 Short-Stay General Hospital Beds, 7 ORs, 24 Eds, 1 Fluoroscopy Room, 2 MRIs

Request to Extend Implementation Date

**Site:** 1600 Tullie Circle, Atlanta (DeKalb)  
**Project Approved:** 11/9/2018  
**Request Received:** 9/23/2019  
**Contact:** David Tatum, Chief Public Policy Officer  
**Approved Cost:** \$1,541,138,818  
**Determination:** Approved, 10/3/2019                      Extended Implementation Date: 11/9/2020

**2015-052 Mesun Health Services**

Establish 100-Bed Skilled Nursing Facility for Asian Community - [Batching](#)  
Request to Extend Implementation Date  
**Site:** 88 Johnson Road, Lawrenceville (Gwinnett)  
**Project Approved:** 2/14/2018  
**Request Received:** 10/28/2019  
**Contact:** Hanson Kim  
**Approved Cost:** \$10,983,626  
**Determination:** Pending

## **Need Projection Analyses Posted 9/27/2019**

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

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

2024 Non Special MRT Need Projection – Posted 6/24/2019

2024 PET Need Projection – Posted 6/24/2019

2024 Ambulatory Surgical Services Need Projection by HPA– Posted 9/27/2019

2024 Rehab Need Projection– Posted 9/27/2019

2024 Neonatal Intermediate Care Bed Need Projection – Posted 9/27/2019

2024 Neonatal Intensive Care Bed Need Projection – Posted 9/27/2019

2024 Obstetric Services Bed Need Projection – Posted 9/27/2019

2022 Nursing Home Bed Need Projection – Posted 9/27/2019

2022 Home Health Agency Need Projections - Posted 9/27/2019

Non-Batched Need Projections

2023 Long Term Care Hospital Beds - 4/24/2018

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 [www.georgiahealthdata.info](http://www.georgiahealthdata.info).

A listing of complete and incomplete surveys separated by service and by year may be found at [www.GaMap2Care.info](http://www.GaMap2Care.info).

# Indigent and Charity Care Shortfalls

## Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (11/12/2019))

Facility Name	County	Year	Shortfall Due	Service
ELO Outpatient Surgery Center	Bibb	2015	1,039.66	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	COBB	2014	14,433.70	Ambulatory Surgery Center
Georgia Pain Spine Center, LLC	COBB	2015	24,472.48	Ambulatory Surgery Center
Interventional Spine and Pain Management Ambulatory Surgical Center	Rockdale	2013	70,825.83	Ambulatory Surgery Center
Rome Endoscopy Ctr Inc, The	FLOYD	2014	92,083.32	Ambulatory Surgery Center
Rome Endoscopy Ctr Inc, The	FLOYD	2015	88,222.50	Ambulatory Surgery Center
Schulze Surgery Center, Inc.	Chatham	2013	4,838.07	Ambulatory Surgery Center
Schulze Surgery Center, Inc.	Chatham	2015	18,304.24	Ambulatory Surgery Center
Stephen Lober Plastic Surgery	CLARKE	2014	4,439.76	Ambulatory Surgery Center
Island Health Care	Chatham	2014	20,912.29	Home Health Agency
Island Health Care	Chatham	2015	46,002.33	Home Health Agency
Staff Builders Home Health	Gwinnett	2015	39,203.62	Home Health Agency
Suncrest Home Health	Fulton	2014	18,318.91	Home Health Agency
Suncrest Home Health	Fulton	2015	17,068.27	Home Health Agency

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.

# **CERTIFICATE OF NEED FILING REQUIREMENTS**

## **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).

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 original application document as well as the copies, must be separated by **lettered tabs** upon submission with 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 services and the Batching Cycles 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 9/27/2019 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, facilities, or expenditures 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](#)

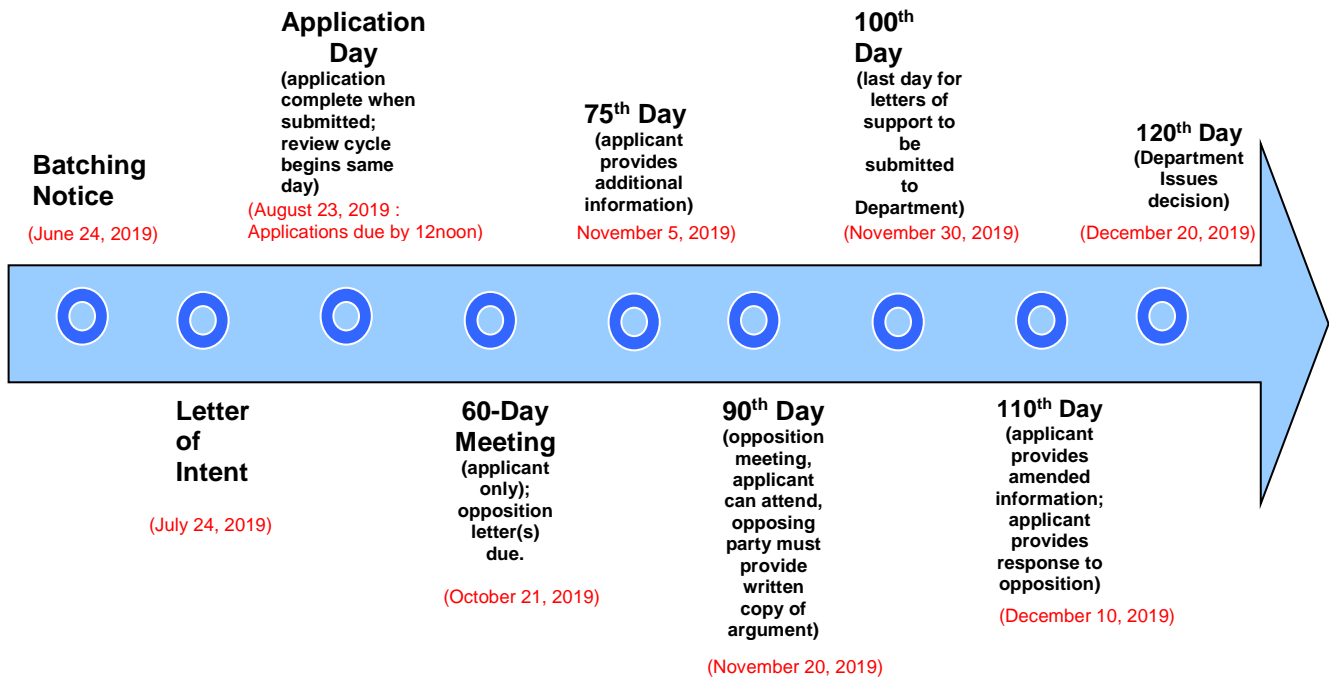
[Inpatient Rehabilitation](#)

[Neonatal Intermediate Care](#)

Need Projections can be found on the ["DHP Need Projections" Page](#)

# BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

## SUMMER CYCLE

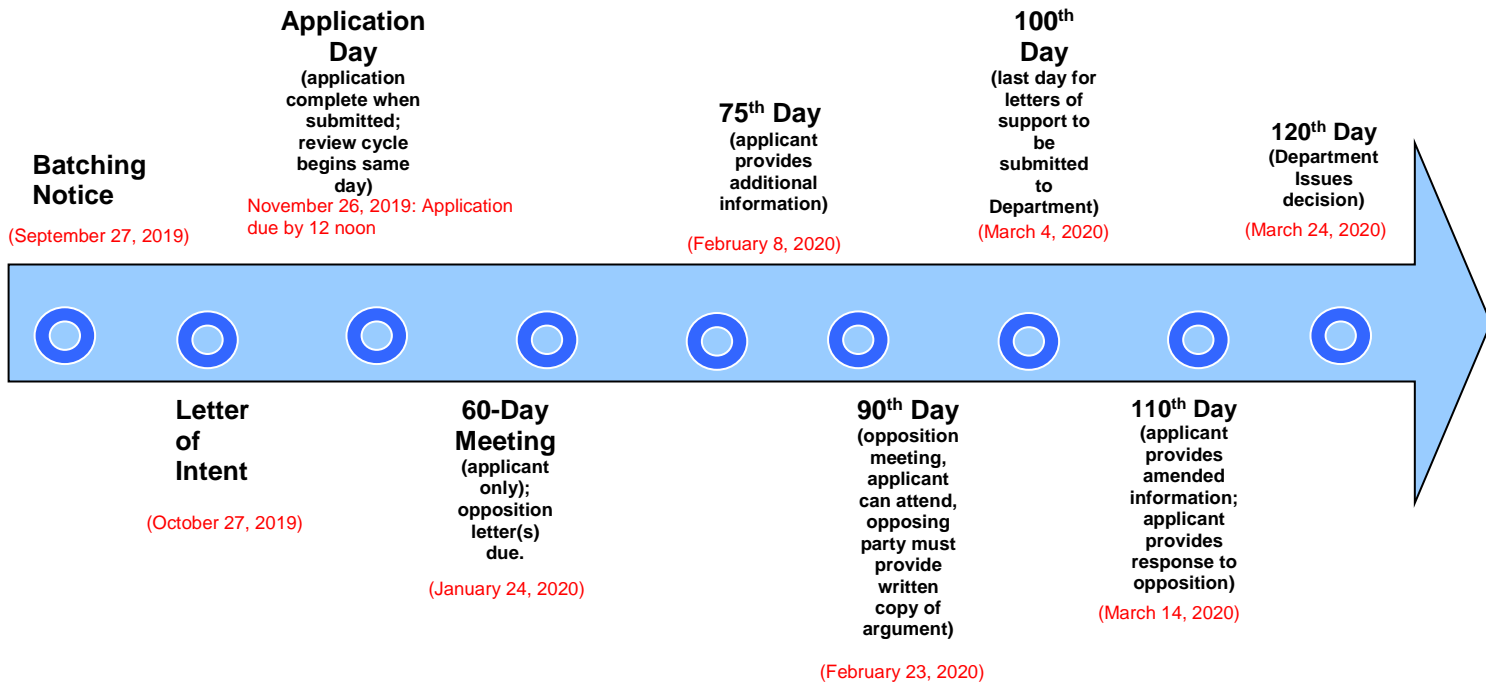


- ▶ Batching Notice issued 30 days before Letter of Intent Due
- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Applications submitted; deemed complete; review cycle begins
- ▶ 60-Day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75<sup>th</sup> day – applicant provides additional information
- ▶ 90<sup>th</sup> day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120<sup>th</sup> day Decision issued (No discretion to extend)



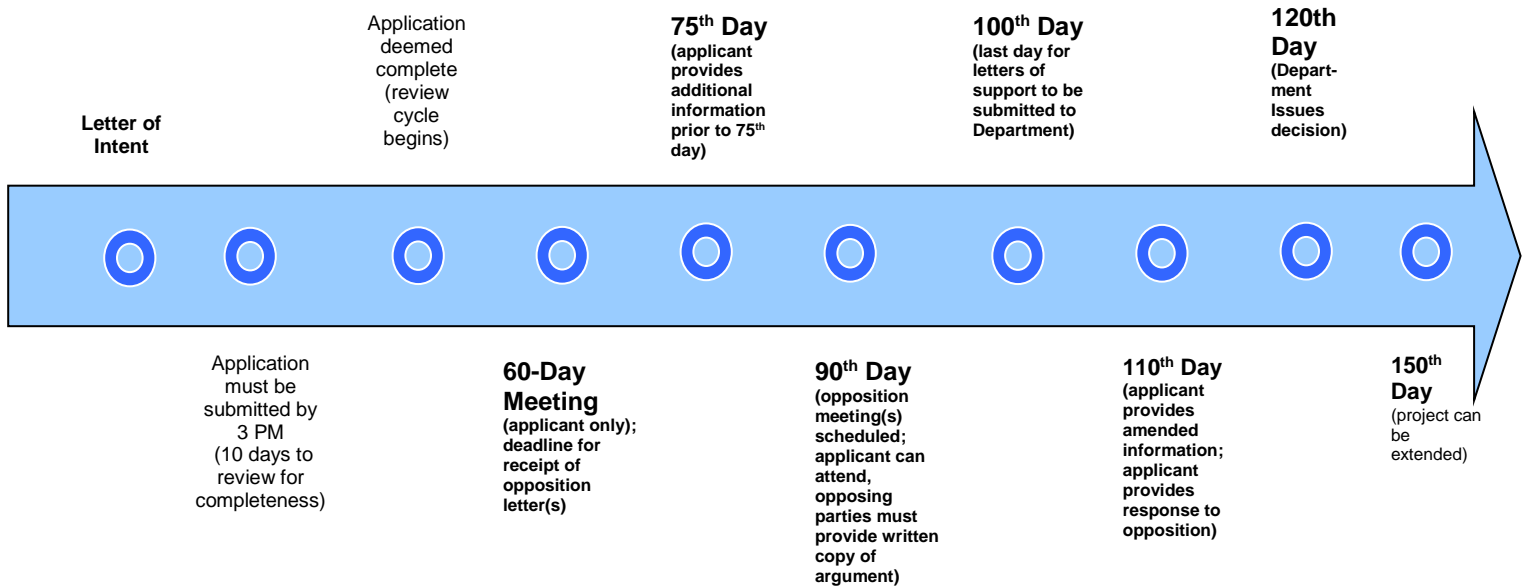
# BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

## FALL CYCLE



- ▶ Batching Notice issued 30 days before Letter of Intent Due
- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Applications submitted; deemed complete; review cycle begins
- ▶ 60-Day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75<sup>th</sup> day – applicant provides additional information
- ▶ 90<sup>th</sup> day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120<sup>th</sup> day Decision issued (No discretion to extend)

# NON-BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES



- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Application submitted (10 working days to review for completeness). Applications submitted after 3:00 PM will be considered received on the next business day.
- ▶ Application deemed complete; 120-day review cycle begins
- ▶ 60-day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75<sup>th</sup> day - applicant provides additional information prior to 75<sup>th</sup> day
- ▶ 90<sup>th</sup> day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120<sup>th</sup> day Decision issued (Department has discretion to extend to 150<sup>th</sup> day)

## Office of Health Planning Contact Information

Stacey Hillock, Esq., Executive Director, Office of Health Planning,  
Georgia Department of Community Health, 2 Peachtree St., N.W., 5th Floor, Atlanta, GA 30303,  
([sthillock@dch.ga.gov](mailto:sthillock@dch.ga.gov))

For questions concerning pending Certificate of Need applications please contact Bruce Henderson,  
Senior Reviewer  
([bhenderson@dch.ga.gov](mailto: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](mailto:steve.cappel@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. Such requests will be accepted only on the Department's form with the required filing fee of \$250. Requests for confirmation of the exemption for equipment below the threshold shall continue to be submitted using the Request for Letter of Non-Reviewability Form until further notice and will also require a \$250 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 are considered requests for a Letter of Non-Reviewability ("LNR") and require a \$500 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 visit [www.georgiamap2care.info](http://www.georgiamap2care.info) To complete a survey, please visit [www.georgiahealthdata.info](http://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:

<http://dch.georgia.gov/health-planning-publications-and-data-resources>

The ORR Form found there can be emailed to [HealthPlanningInfo@dch.ga.gov](mailto: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 [www.GaMap2Care.info](http://www.GaMap2Care.info) 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.

### **CERTIFICATE OF NEED APPEAL PANEL**

Sworn by Governor Sonny Perdue on August 20, 2008

Melvin M. Goldstein  
[goldatty@bellsouth.net](mailto:goldatty@bellsouth.net)

William "Bill" C. Joy (Vice Chair)  
[wcjoy@bellsouth.net](mailto:wcjoy@bellsouth.net)