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Office of Health Planning



GEORGIA DEPARTMENT
OF COMMUNITY HEALTH

CERTIFICATE OF NEED

Tracking And Appeals Report

December 6, 2023 – December 12, 2023

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](#)

[IMPORTANT NOTICES](#)

Letters of Intent

LOI2023076 DeKalb Medical Center, Inc. d/b/a Emory Decatur Hospital

Cost Overrun for CON2022-033

Received: 11/17/2023

Application must be submitted on: 12/18/2023

Site: 2701 North Decatur Road, Decatur, GA 30033 (DeKalb County)

Estimated Cost: \$22,800,000

LOI2023077 Southeastern Cardiology Associates, P.C.

Acquisition of Standalone Cardiac PET Unit

Received: 12/8/2023

Application must be submitted on: 1/8/2024

Site: 2121 Warm Springs Road, Columbus, GA 31904 (Muscogee County)

Estimated Cost: \$405,000

LOI2023078 Physicians MRI, Inc. d/b/a Open MRI of Macon

Acquisition of CT Scanner

Received: 12/11/2023

Application must be submitted on: 1/10/2024

Site: 1504 Hardeman Avenue, Suite B, Macon, GA 31201 (Bibb County)

Estimated Cost: \$380,000

Letters of Intent – Batching

none

Expired Letters of Intent

LOI2023067 The Emory Clinic, Inc.

Establishment of Ambulatory Surgery Center in HPA 3 - Batching

Received: 10/30/2023

Application must be submitted on: 11/28/2023

Site: 4555 North Shallowford Road, Atlanta, GA 30338 (DeKalb County)

Estimated Cost: \$7,200,000

LOI2023070 Pediatric and Adult Surgery Center of Atlanta, LLC

Establishment of Ambulatory Surgery Center in HPA 3 - Batching

Received: 10/30/2023

Application must be submitted on: 11/28/2023

Site: 2061 Peachtree Rd., N.W., Suite 300, Atlanta, GA 30309 (Fulton County)

Estimated Cost: \$75,000

LOI2023071 Proud Life Home Care

Establishment of Home Health Agency in SSDR 2 - Batching

Received: 10/30/2023

Application must be submitted on: 11/28/2023

Site: 10053 Tara Glynn Dr, Hampton, GA 30228 (Clayton County)

Estimated Cost: \$1,000

Withdrawn CON Applications

none

New CON Applications

none

Pending Review/Incomplete Applications

none

Pending Review/Complete Applications

2023-055 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital

Renovation and Addition of 37 Medical/Surgical Beds

Filed: 7/28/2023 Deemed Incomplete: 8/9/2023 Deemed Complete: 8/22/2023

60th Day Deadline: 10/20/2023

Decision Deadline: 12/19/2023

Site: 6325 Hospital Parkway, Johns Creek, GA 30097 (Fulton County)

Contact: Laurie Hansen, VP of Operations 678-474-7012

Estimated Cost: \$18,583,883

2023-056 Paulding Medical Center, Inc. d/b/a Wellstar Paulding Medical Center

Establishment of Mobile PET/CT Service - Batching

Filed: 8/21/2023 Deemed Complete: 8/21/2023

60th Day Deadline: 10/19/2023

Decision Deadline: 12/18/2023

Site: 2518 Jimmy Lee Smith Parkway, Hiram, GA 30141 (Paulding County)

Contact: James Satcher, Regulatory Planning Consultant 470-991-1834

Estimated Cost: \$20,000

2023-057 Piedmont Healthcare Encompass Health Eastside Rehabilitation Hospital, LLC

Establishment of Freestanding 40-Bed CIPR Hospital - Batching

Filed: 8/21/2023 Deemed Complete: 8/21/2023

60th Day Deadline: 10/19/2023

Decision Deadline: 12/18/2023

Site: 3195 Loganville Highway, Loganville, GA 30052 (Gwinnett County)

Contact: Christine Macewen, Corporate Counsel 404-271-2311

Estimated Cost: \$52,805,288

2023-058 Grady Memorial Hospital Corporation d/b/a Grady Health System

Development of 24-Bed CIPR Program - Batching

Filed: 8/21/2023 Deemed Complete: 8/21/2023

60th Day Deadline: 10/19/2023

Decision Deadline: 12/18/2023

Site: 80 Jesse Hill, Jr. Dr, SE, Atlanta, GA 30303 (Fulton County)

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

Estimated Cost: \$1,770,000

2023-059 Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center – Main Campus

Acquisition of Additional PET/CT Unit - Batching

Filed: 8/21/2023 Deemed Complete: 8/21/2023

60th Day Deadline: 10/19/2023

Decision Deadline: 12/18/2023

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

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

Estimated Cost: \$2,009,996

2023-060 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Establishment of Mobile PET/CT Services at Hospital Outpatient Department - Batching

Filed: 8/21/2023 Deemed Complete: 8/21/2023

60th Day Deadline: 10/19/2023

Decision Deadline: 12/18/2023

Site: 1510 Klondike Road, Conyers, GA 30094 (Rockdale County)

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

Estimated Cost: \$320,309

2023-061 Samba Recovery at Dacula, LLC

Establishment of 64-Bed Acute Care, Adult Inpatient Substance Abuse Program – Batching

Filed: 8/21/2023 Deemed Complete: 8/21/2023

60th Day Deadline: 10/19/2023

Decision Deadline: 12/18/2023

OPPOSITION FILED

Site: 1200 Winder Highway, Dacula, GA 30019 (Gwinnett County)

Contact: John Bamberger, CEO 908-312-1423

Estimated Cost: \$975,000

2023-062 Center for Advanced Research & Education, LLC

Acquisition of PET Unit - Batching

Filed: 8/21/2023 **Deemed Complete:** 8/21/2023

60th Day Deadline: 10/19/2023

Decision Deadline: 12/18/2023

Site: 2350 Limestone Parkway, Gainesville, GA 30501 (Hall County)

Contact: Chris Recknor, M.D., Founder/Physician 770-534-5154

Estimated Cost: \$660,000

OPPOSITION FILED

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

Establishment of Freestanding Imaging Center

Filed: 10/13/2023 **Deemed Incomplete:** 10/26/2023 **Deemed Complete:** 10/31/2023

60th Day Deadline: 12/29/2023

Decision Deadline: 2/27/2024

Site: 660 Cherokee Street, Marietta, GA 30060 (Cobb County)

Contact: Michelle Fisher, President, Primary Care and Retail Services 404-425-1340

Estimated Cost: \$5,183,196

2023-067 Upson County Hospital, Inc. d/b/a Upson Regional Medical Center

Relocate/Enhance Labor and Delivery, Post-Partum, Nursery, and ICU Services

Filed: 11/6/2023 **Deemed Incomplete:** 11/21/2023 **Deemed Complete:** 11/21/2023

60th Day Deadline: 1/19/2024

Decision Deadline: 3/19/2024

Site: 801 West Gordon Street, Thomaston, GA 30286 (Upson County)

Contact: John Williams, CFO and COO 706-647-8111

Estimated Cost: \$40,000,000

2023-069 Atlanta Heart Associates, P.C.

Acquisition of Dedicated Cardiac PET Scanner

Filed: 11/8/2023 **Deemed Complete:** 11/20/2023

60th Day Deadline: 1/18/2024

Decision Deadline: 3/18/2024

Site: 3333 Jodeco Road, Suite A, McDonough, GA 30253 (Henry County)

Contact: Tammi Baker, Practice Manager 770-692-4000

Estimated Cost: \$344,955

2023-070 Mountain HHA, LLC d/b/a Mountain Home Health

Expansion of Home Health Agency in SSDR 2 - Batching

Filed: 11/28/2023 **Deemed Complete:** 11/28/2023

60th Day Deadline: 1/26/2024

Decision Deadline: 3/26/2024

Site: 516-A Blue Ridge Street, Blairsville, GA 30512 (Union County)

Contact: James Happ, President/CEO 615-365-4424

Estimated Cost: \$37,000

2023-071 Piedmont Newton Hospital, Inc. d/b/a Piedmont Newton Hospital

Establishment of Neonatal Intensive Care Service in NICU Planning Area 1 - Batching

Filed: 11/28/2023 **Deemed Complete:** 11/28/2023

60th Day Deadline: 1/26/2024

Decision Deadline: 3/26/2024

Site: 5126 Hospital Drive NE, Covington, GA 30014 (Newton County)

Contact: Lori Morris, CFO 770-385-7950

Estimated Cost: \$194,897

2023-072 Bethlehem ASC, LLC

Establishment of Ambulatory Surgery Center in HPA 4 - Batching

Filed: 11/28/2023 Deemed Complete: 11/28/2023

60th Day Deadline: 1/26/2024

Decision Deadline: 3/26/2024

Site: 980 Loganville Highway, Bethlehem, GA 30620 (Barrow County)

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

Estimated Cost: \$42,164,995

2023-074 PruittHealth Home Health, Inc. d/b/a PruittHealth @ Home - Gainesville

Expansion of Home Health Agency in SSDR 2 - Batching

Filed: 11/28/2023 Deemed Complete: 11/28/2023

60th Day Deadline: 1/26/2024

Decision Deadline: 3/26/2024

Site: 2545 Flintridge Road, Suite 110, Gainesville, GA 30501 (Hall County)

Contact: Connor Seim, Director of Planning and Development 252-626-3483

Estimated Cost: \$24,000

Recently Approved Applications

2023-054 Fairview Park, Limited Partnership d/b/a Fairview Park Hospital

Cost Overrun for CON2021-049

Filed: 7/19/2023 Deemed Incomplete: 8/2/2023 Deemed Complete: 8/4/2023

60th Day Deadline: 10/2/2023

Decision Deadline: 12/1/2023

APPROVED: 12/1/2023

Site: 200 Industrial Boulevard, Dublin, GA 31021 (Laurens County)

Contact: Ross Kemp, Chief Operating Officer 843-998-5880

Estimated Cost: \$8,062,000

Recently Denied Applications

none

Disqualified Applications

2023-068 Amodestri Care LLC

Establishment of Home Health Agency in SSDR 2 - Batching

Filed: 11/28/2023 Deemed Incomplete: 11/28/2023

Site: 11780 Hastings Bridge Road, Hampton, GA 30228 (Henry County)

Contact: Alexis Jefferson, Owner 470-216-5216

Estimated Cost: \$1,000

2023-073 Axzons Homecare Ltd.

Establishment of Home Health Agency in SSDR 2 - Batching

Filed: 11/28/2023 Deemed Incomplete: 11/28/2023

Site: 2100 Westshore Dr, Cumming, GA 30041 (Forsyth County)

Contact: Sandeep Kalra, Chief Executive Officer 866-429-9677

Estimated Cost: \$50,000

2023-075 4Angels Home Healthcare Agency LLC

Establishment of Home Health Agency in SSDR 2 - Batching

Filed: 11/28/2023 Deemed Incomplete: 11/28/2023

Site: 2015 Pennsylvania Ave, McDonough, GA 30253 (Henry County)

Contact: Nancy Musah, VPOP 470-349-4507

Estimated Cost: \$0

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.

Supreme Court: Grants WellStar Windy Hill's Petition for Writ of Certiorari, 5/2/2023.

DET-EQT2022-009 AICA Clinics-Macon, P.C. Request for Letter of Determination received on 1/25/2022, regarding the acquisition of a GE 1.5T Excite HD MRI and a GE Brightspeed 16 Elite CT Scanner.

Agency Decision: Denied on 4/25/2022

Appealed: AICA Clinics – Macon, P.C. ("AICA-Macon") files Request for Administrative Appeal on 5/24/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer denies AICA-Macon's Request for Summary Adjudication, grants the Department's Request for Summary Adjudication, and affirms the Department's 4/25/2022 determination, 10/2/2023. AICA-Macon requests Commissioner Review, 10/27/2023.

Commissioner Review Decision: Affirms Hearing Officer's 10/2/2023 order granting the Department's Motion for Summary Adjudication and affirms Department's 4/25/2022 determination, 11/21/2023.

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.

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.

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.

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.

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.
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.

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.
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.

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.
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.

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.
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.

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: 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.

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.

Supreme Court: Pending

2020-002 Doctors Hospital of Augusta, LLC (Columbia)

Construction of Freestanding Emergency Department

Agency Decision: Approved, 6/1/2020

Appealed By: AU Medical Center, Inc. ("AUMC"), 6/22/2020; University Health Services, Inc. ("University"), 6/30/2020

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 3/8-12/2021, 9:30 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer reverses the Department's decision to grant a CON to Doctors Hospital of Augusta, LLC, 12/8/2020. Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors") requests Commissioner Review, 12/21/2020. The Department requests Commissioner Review, 1/7/2021. Hearing Officer reverses the Department's decision to grant a CON to Doctors Hospital of Augusta, LLC, 6/23/2021. Doctors requests Commissioner Review, 7/23/2021. The Department requests Commissioner Review, 7/23/2021.

Commissioner Review Decision: Reverses Hearing Officer's 12/8/2020 decision granting AUMC's Motion for Summary Determination or In The Alternative For Remand; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 2/5/2021. Reverses Hearing Officer's 6/23/2021 decision to deny a CON to Doctors and reinstates the Department's approval of CON Project No. GA 2020-002, 8/20/2021. AUMC files Petition for Judicial Review, 9/16/2021.

Superior Court of Fulton County: Denies AUMC's Petition for Judicial Review and affirms the Department's approval of CON Project No. GA 2020-002, 12/23/2021. AUMC files Application for Discretionary Review in the Georgia Court of Appeals, 1/18/2022.

Court of Appeals: Grants AUMC's Application for Discretionary Appeal, 2/8/2022. Affirms Superior Court of Fulton County's 12/23/2021 decision and affirms the Department's approval of CON Project No. GA 2020-002, 10/26/2022. AUMC files Motion for Reconsideration, 11/3/2022. Denies AUMC's Motion for Reconsideration, 11/9/2022.

AUMC files Petition for Certiorari in the Georgia Supreme Court, 11/28/2022.

Supreme Court: Pending

2020-003 Coliseum Medical Centers (Houston)

Construction of Freestanding Emergency Department

Agency Decision: Approved, 6/9/2020

Appealed By: The Medical Center of Central Georgia, Inc. d/b/a The Medical Center, Navicent Health ("The Medical Center"), 6/25/2020; The Medical Center of Peach County, Inc. d/b/a Medical Center of Peach County, Navicent Health ("Peach"), 6/25/2020; Houston Hospitals, Inc. d/b/a Houston Medical Center ("Houston"), 7/1/2020; Houston Hospitals, Inc. d/b/a Perry Hospital ("Perry Hospital"), 7/1/2020

Hearing Officer: William C. Joy, Esq.

Hearing Date: 11/9-10/2020, 11/12-13/2020, 9:30 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer reverses the Department's decision to grant a CON to Coliseum Medical Centers, 2/25/2021. Coliseum Medical Centers ("Coliseum") files for Commissioner Review, 3/26/2021. The Department requests Commissioner Review, 3/26/2021.

Commissioner Review Decision: Reverses Hearing Officer's 2/25/2021 decision to deny a CON to Coliseum and reinstates the Department's approval of CON Project No. GA 2020-003, 4/26/2021. Houston files Petition for Judicial Review in Superior Court of Houston County, 5/26/2021. The Medical Center files Petition for Judicial Review in Superior Court of Bibb County, 5/26/2021. Peach files Petition for Judicial Review in Superior Court of Peach County, 5/26/2021. Reverses Hearing Officer's 2/25/2021 decision to deny a CON to Coliseum and reinstates the Department's approval of CON Project No. GA 2020-003, 1/27/2023. Houston files Petition for Judicial Review on Remand in Superior Court of Houston County, 2/23/2023. Peach files Petition for Judicial Review on Remand in Superior Court of Peach County, 2/27/2023.

Superior Court of Bibb County: The Medical Center files Notice of Voluntary Dismissal of Petition for Judicial Review, 6/25/2021.

Superior Court of Peach County: Denies Department's Motion to Transfer, 7/22/2021. Grants Peach's Petition for Judicial Review and reverses Commissioner's 4/26/2021 decision, and denies Coliseum's CON, 11/10/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/10/2021. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/10/2021. Vacates Department's final decision and remands the case to the Department, 11/23/2022. Grants Peach's Petition for Judicial Review on Remand, reverses Commissioner's 1/27/2023 Remand Order, and denies Coliseum's CON application, 7/6/2023. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 8/4/2023. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 8/7/2023.

Superior Court of Houston County: Denies Department's Motion to Transfer, 7/31/2021. Grants Houston's Petition for Judicial Review, reverses Commissioner's 4/26/2021 decision, and denies Coliseum's CON, 11/4/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/6/2021. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/6/2021. Vacates Department's final decision and remands the

case to the Department, 11/22/2022. Grants Houston's Petition for Judicial Review on Remand, reverses Commissioner's 1/27/2023 Remand Order, and denies Coliseum's CON application, 5/25/2023. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 6/26/2023. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 6/26/2023.

Court of Appeals: Grants the Department's Application for Discretionary Appeal, 12/30/2021 (Houston). Grants Coliseum's Application for Discretionary Appeal, 1/4/2022. (Houston). Grants the Department's Application for Discretionary Appeal, 1/7/2022 (Peach). Grants Coliseum's Application for Discretionary Appeal, 1/7/2022 (Peach). Vacates Superior Court of Houston County and Superior Court of Peach County decisions with instructions to remand the case to the Department, 10/26/2022. Grants the Department's Application for Discretionary Appeal, 7/21/2023 (Houston). Grants Coliseum's Application for Discretionary Appeal, 8/28/2023 (Peach). Grants the Department's Application for Discretionary Appeal, 8/28/2023 (Peach).

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.

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.

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.

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.

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: 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") filed Request to Intervene, 6/23/2021. South Georgia Center for Cancer Care, LLC ("SGCCC") filed Request to Intervene, 7/14/2021.

Hearing Officer: David C. Will, Esq.

Hearing Date: Pending

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: Pending

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.

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.

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: David C. Will, 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: David C. Will, 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 – visit <https://dch.georgia.gov/meetings-notice> for link.

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: David Will, 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: David Will, 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: 4/1-3/2024, 9:00 A.M. / Remote Video Conference

Requests for DET-EQT for Diagnostic or Therapeutic Equipment

DET-EQT2023046 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Temporary Usage of Mobile MR Unit

Request received: 8/18/2023

Contact Person: Brian Toporek

Determination: Withdr/Appl Prior to Dec

Date of Withdrawal: 11/15/2023

DET-EQT2023047 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Acquisition of CT and MRI Units

Request received: 8/18/2023

Contact Person: Brian Toporek

Determination: Non-reviewable as proposed **Determination Date:** 11/27/2023

DET-EQT2023049 Harbin Clinic, LLC

CT Scanner Floyd County

Request received: 8/22/2023

Contact Person: Kathryn MT Platt

Determination: Non-reviewable as proposed **Determination Date:** 11/21/2023

DET-EQT2023050 Harbin Clinic, LLC

CT Scanner Bartow County

Request received: 8/22/2023

Contact Person: Kathryn MT Platt

Determination: Non-reviewable as proposed **Determination Date:** 11/21/2023

DET-EQT2023052 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Acquisition of DePuy Velys Robot

Request received: 8/25/2023

Contact Person: Brian Toporek

Determination: Non-reviewable as proposed **Determination Date:** 12/4/2023

DET-EQT2023055 Reagan Medical Center, LLC

Purchase Nuclear Spect Camera

Request received: 9/8/2023

Contact Person: Sabrina Boyd Carroll

Determination: Non-reviewable as proposed **Determination Date:** 12/11/2023

DET-EQT2023056 Ortho Sport and Spine Physicians

Purchase Fixed MRI

Request received: 9/11/2023

Contact Person: Sean Bajnath

Determination: Pending

DET-EQT2023057 United Obstetrics and Gynecology, LLC d/b/a Howard Center for Women's

Lease Fixed CT Scanner

Request received: 9/13/2023

Contact Person: Joseph R. Ross

Determination: Non-reviewable as proposed **Determination Date:** 11/13/2023

DET-EQT2023058 South Atlanta Radiology Associates

Purchase Mobile MRI

Request received: 9/14/2023

Contact Person: Tim Baitey

Determination: Non-reviewable as proposed **Determination Date:** 11/29/2023

DET-EQT2023059 United Obstetrics and Gynecology, LLC d/b/a Howard Center for Women's

Lease Fixed CT Scanner

Request received: 9/15/2023

Contact Person: Joseph R. Ross

Determination: Non-reviewable as proposed **Determination Date:** 11/15/2023

DET-EQT2023060 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Acquisition of CT Simulator

Request received: 9/22/2023

Contact Person: Brian Toporek

Determination: Non-reviewable as proposed **Determination Date:** 11/21/2023

DET-EQT2023061 Phoebe Putney Memorial Hospital, Inc.

Acquisition of Nuclear Imaging System

Request received: 9/26/2023

Contact Person: Christopher M. Kane

Determination: Non-reviewable as proposed **Determination Date:** 11/20/2023

DET-EQT2023062 Outpatient Imaging, LLC d/b/a Outpatient Imaging Statesboro

Acquisition of MRI Unit

Request received: 10/2/2023

Contact Person: John Arnold, MD

Determination: Pending

DET-EQT2023063 Augusta Orthopedic Sports Medicine

Purchase Fixed MRI

Request received: 10/4/2023

Contact Person: Richard Pope

Determination: Pending

DET-EQT2023064 Atlanta Allergy & Otolaryngology Center, LLC

Purchase Fixed CT Scanner

Request received: 10/9/2023

Contact Person: Joseph R. Ross

Determination: Non-reviewable as proposed **Determination Date:** 12/11/2023

DET-EQT2023065 Piedmont Athens Regional Medical Center, Inc.

CT Scanner Relocation

Request received: 10/11/2023

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 11/13/2023

DET-EQT2023066 Georgia Brain & Spine Center, PC

Purchase Fixed MRI

Request received: 10/11/2023

Contact Person: Elias Dagnew

Determination: Pending

DET-EQT2023067 Paulding Medical Center, Inc. d/b/a Wellstar Paulding Medical Center

Wellstar Paulding CT Purchase

Request received: 10/31/2023

Contact Person: James Satcher

Determination: Pending

DET-EQT2023068 Emory University Hospital

Lease da Vinci Xi Dual Console System

Request received: 11/3/2023

Contact Person: Lejla Kuduzovic

Determination: Pending

DET-EQT2023070 AICA Orthopedics, P.C.

Lease Fixed MRI and Fixed CT Scanner

Request received: 11/17/2023

Contact Person: Francis Acquah, MD
Determination: Pending

DET-EQT2023071 University Cancer & Blood Center, LLC
Acquisition of MRI Scanner
Request received: 11/20/2023
Contact Person: Kathryn MT Platt
Determination: Pending

DET-EQT2023072 Liberty Regional Medical Center, Inc.
Lease of Two Hyperbaric Oxygen Chambers
Request received: 12/4/2023
Contact Person: Michele P. Madison, Esq.
Determination: Pending

DET-EQT2023073 Phoebe Putney Memorial Hospital, Inc.
Phoebe Putney Memorial Hospital Mobile MRI
Request received: 12/7/2023
Contact Person: Christopher Kane
Determination: Pending

DET-EQT2023074 Northeast Georgia Medical Center, Inc.
Purchase a HistoSonics Edison System
Request received: 12/8/2023
Contact Person: Linda Berger
Determination: Pending

DET-EQT2023075 Dodge County Hospital Authority d/b/a Dodge County Hospital
Lease of Two Hyperbaric Oxygen Chambers
Request received: 12/8/2023
Contact Person: Michele P. Madison, Esq.
Determination: Pending

DET-EQT2023076 Candler Hospital, Inc.
Acquisition of da Vinci Xi Surgical System
Request received: 12/11/2023
Contact Person: Brad Trower
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-ASC2023013 Non-Surgical Orthopaedics, P.C.
Establishment of Single Specialty Ambulatory Surgical Center
Site: 1301 Sigman Road, Suite 120, Conyers, GA 30012
Number of OR's: 2 **Specialty:** Physiatry
Project costs as submitted: \$0.00
Request received: 5/13/2023
Contact Person: Anthony R. Grasso
Determination: Approved **Determination Date:** 12/5/2023

DET-ASC2023020 Limbs Vascular Interventions ASC, LLC
Establishment of Single Specialty Ambulatory Surgical Center
Site: 1825 Highway 34 East, Suite 3400-A, Newnan, GA 30265
Number of OR's: 1 **Specialty:** Cardiovascular Disease
Project costs as submitted: \$2,100,493.85
Request received: 8/30/2023
Contact Person: Michael P. Britain
Determination: Pending

DET-ASC2023021 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee

Establishment of Joint Venture ASC in Canton Georgia
Site: 1521 Hickory Flat Highway, Suite 201, Canton, GA 30115
Number of OR's: 2 **Specialty:** Orthopedic Surgery
Project costs as submitted: \$7,472,623.57
Request received: 8/31/2023
Contact Person: Brian Toporek
Determination: Approved **Determination Date:** 12/6/2023

DET-ASC2023022 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett and Total Joint Specialists

Establishment of Joint Venture Ambulatory Surgery Center
Site: 2800 Buford Drive, Suite 400, Lawrenceville, GA 30519
Number of OR's: 2 **Specialty:** Orthopedic Surgery
Project costs as submitted: \$8,419,999.39
Request received: 9/22/2023
Contact Person: Brian Toporek
Determination: Pending

DET-ASC2023023 ReVive Orthopedics, Spine & Sports Surgery Center, Inc.

Establishment of Single Specialty Ambulatory Surgical Center
Site: 939 Bob Arnold Boulevard, Suite A, Lithia Springs, GA 30122
Number of OR's: 1 **Specialty:** Orthopedic Surgery
Project costs as submitted: \$1,997,142.00
Request received: 9/25/2023
Contact Person: Clifton Richards
Determination: Pending

DET-ASC2023024 Southern Bone & Joint Ambulatory Surgical Center, Inc. and Perimeter Outpatient Surgical Associates

Establishment of Single Specialty Ambulatory Surgical Center
Site: 5673 Peachtree Dunwoody Rd., Suite 800, Atlanta, GA 30342
Number of OR's: 2 **Specialty:** Orthopedic Surgery
Project costs as submitted: \$0.00
Request received: 10/20/2023
Contact Person: Elliott Coward
Determination: Pending

DET-ASC2023025 Nexus Pain Center of Columbus, LLC d/b/a Newnan Crossing Surgery Center

Establishment of Single Specialty Ambulatory Surgical Center
Site: 2087 Newnan Crossing Blvd, Ste 100, Newnan, GA 30265
Number of OR's: 2 **Specialty:** Pain Medicine
Project costs as submitted: \$3,842,201.16
Request received: 12/6/2023
Contact Person: Everette Jenkins
Determination: Pending

Requests for Miscellaneous Letters of Determination

DET2023137 Radiotherapy Clinics of Georgia

Linac Replacement
Request received: 7/6/2023
Contact Person: Kathryn MT Platt
Determination: Non-reviewable as proposed **Determination Date:** 12/11/2023

DET2023166 Atlanta Oculoplastic Surgery, P.C.

Confirmation of Correct Specialty for LNR-Authorized ASC
Request received: 8/29/2023
Contact Person: Brian Looby
Determination: Pending

DET2023167 Alliance Healthcare Services/Akumin

Mobile PET/CT Unit for CON-Approved Georgia Providers

Request received: 8/29/2023

Contact Person: Tina Hinshaw

Determination: Non-reviewable as proposed **Determination Date:** 11/29/2023

DET2023169 Cobb Hospital, Inc. d/b/a Wellstar Cobb Hospital

Wellstar Cobb Hospital HDR Vault and Equipment

Request received: 9/7/2023

Contact Person: James Satcher

Determination: Pending

DET2023172 The Medical Center, Inc. d/b/a Piedmont Columbus Regional Midtown

Replacement of CON-Authorized Linear Accelerator

Request received: 9/11/2023

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 12/11/2023

DET2023173 Fayette Community Hospital, Inc. d/b/a Piedmont Fayette Hospital

Renovation for New Mammography System

Request received: 9/11/2023

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 11/14/2023

DET2023174 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital

Surgery Waiting Room and Administrative Offices Renovation

Request received: 9/12/2023

Contact Person: Laurie Hansen

Determination: Non-reviewable as proposed **Determination Date:** 11/14/2023

DET2023175 Memorial Health University Medical Center

MHUMC OR 3 & 4 Equipment Upgrades

Request received: 9/12/2023

Contact Person: Brian Gaskin

Determination: Non-reviewable as proposed **Determination Date:** 11/14/2023

DET2023176 Cobb Hospital, Inc. d/b/a Wellstar Cobb Hospital

Wellstar Cobb Hospital DET for 10% Additional Capacity

Request received: 9/13/2023

Contact Person: James Satcher

Determination: Non-reviewable as proposed **Determination Date:** 12/11/2023

DET2023177 Hamilton Medical Center, Inc.

Pharmacy Renovation

Request received: 9/18/2023

Contact Person: Danny Wright

Determination: Non-reviewable as proposed **Determination Date:** 11/16/2023

DET2023178 Piedmont Henry Hospital, Inc. d/b/a Piedmont Henry Hospital

Renovation of C-Section Rooms at Piedmont Henry Hospital

Request received: 9/19/2023

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 11/20/2023

DET2023179 Veritas Collaborative Georgia LLC

Veritas Collaborative Georgia LLC Bed Increase Determination Request

Request received: 9/21/2023

Contact Person: Kristin Surdick

Determination: Non-reviewable as proposed **Determination Date:** 11/21/2023

DET2023180 Prime Healthcare Foundation - Southern Regional, LLC

Renovations of Cystoscopy Room

Request received: 9/21/2023

Contact Person: Ela Lena

Determination: Non-reviewable as proposed **Determination Date:** 11/20/2023

DET2023182 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Pharmacy Renovations

Request received: 9/22/2023

Contact Person: Brian Toporek

Determination: Pending

DET2023184 AU Medical Center, Inc.

AU Medical Center CMS-Approved Acute Care at Home Services

Request received: 10/2/2023

Contact Person: James Satcher

Determination: Pending

DET2023185 Tattnell Hospital Company, LLC d/b/a Optim Medical Center-Tattnell

Renovations and Additions to Existing Hospital Facilities

Request received: 10/3/2023

Contact Person: Joseph R. Ross

Determination: Non-reviewable as proposed **Determination Date:** 12/1/2023

DET2023186 Phoebe Putney Memorial Hospital, Inc.

Replacement of CON-Approved PET/CT Unit

Request received: 10/4/2023

Contact Person: Christopher M. Kane

Determination: Pending

DET2023187 University Health Services, Inc. d/b/a Piedmont Augusta Hospital

Replacement of Cardiac Catheterization Equipment

Request received: 10/12/2023

Contact Person: Christine MacEwen

Determination: Pending

DET2023188 Piedmont Newton Hospital, Inc.

Relocation of Cardiac Rehab

Request received: 10/12/2023

Contact Person: Christine MacEwen

Determination: Pending

DET2023189 HLTC, Inc.

Bed Relocation

Request received: 10/18/2023

Contact Person: Sandy McKenzie

Determination: Pending

DET2023190 Grady Health System

Grady Helipad - Building A

Request received: 10/19/2023

Contact Person: GEORGE SMITH

Determination: Pending

DET2023191 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth

Capital Expenditures Related to Surgery Suites

Request received: 10/20/2023

Contact Person: Brian Toporek

Determination: Pending

DET2023192 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee

Expenditures for Non-Clinical Project

Request received: 10/24/2023

Contact Person: Brian Toporek

Determination: Pending

DET2023193 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth
Capital Expenditures Below Threshold for Cardiovascular Diagnostic Center
Request received: 10/26/2023
Contact Person: Brian Toporek
Determination: Pending

DET2023194 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta
Exempt Expenditures for Adult Cardiac Cath in Hospital Setting
Request received: 10/27/2023
Contact Person: Brian Toporek
Determination: Pending

DET2023195 The Emory Clinic, Inc. d/b/a LaGrange Surgery Center
Operations During Safety Repairs
Request received: 10/27/2023
Contact Person: Anthony Masciotra
Determination: Non-reviewable as proposed **Determination Date:** 12/1/2023

DET2023196 Richmond Healthcare Properties, Inc.
Addition of Kidney Dialysis Unit
Request received: 10/30/2023
Contact Person: Connor Seim
Determination: Pending

DET2023197 The Medical Center of Central Georgia, Inc. d/b/a The Medical Center, Navicent
Replacement of Existing CON Approved Cath Lab
Request received: 10/30/2023
Contact Person: Kathryn MT Platt
Determination: Pending

DET2023198 The Medical Center of Central Georgia, Inc. d/b/a The Medical Center, Navicent
Replacement of IR Lab
Request received: 10/30/2023
Contact Person: Kathryn MT Platt
Determination: Pending

DET2023199 Wellstar Spalding Regional Hospital, Inc. d/b/a Wellstar Spalding Medical Center
Wellstar Spalding Expansion of Hospital Infusion
Request received: 10/31/2023
Contact Person: James Satcher
Determination: Pending

DET2023200 Southeastern Regional Medical Center, Inc.
Pharmacy Renovations
Request received: 11/6/2023
Contact Person: Victor Moldovan
Determination: Pending

DET2023201 Northeast Georgia Medical Center, Inc.
Consolidate Indigent Charity Care Commitment
Request received: 11/9/2023
Contact Person: Linda Berger
Determination: Pending

DET2023202 Northeast Georgia Medical Center, Inc.
Add a Cath Lab to the Gainesville Main Campus
Request received: 11/9/2023
Contact Person: Linda Berger
Determination: Pending

DET2023203 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Regional Medical Center
Wellstar Kennestone HOD Expansion
Request received: 11/9/2023

Contact Person: James Satcher
Determination: Pending

DET2023204 West Georgia Medical Center, Inc. d/b/a Wellstar West Georgia Medical Center
Wellstar West Georgia Cardiac Catheterization Lab Upgrades
Request received: 11/17/2023
Contact Person: James Satcher
Determination: Pending

DET2023205 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth
Replacement of CON-Approved IR Equipment
Request received: 11/20/2023
Contact Person: Brian Toporek
Determination: Pending

DET2023206 Dalton Ear, Nose & Throat Associates, P. C.
Renovations to Ambulatory Surgery Center
Request received: 11/20/2023
Contact Person: Victor Moldovan
Determination: Pending

DET2023207 Piedmont Newton Hospital, Inc
Capital Expenditure - ICU Renovations
Request received: 11/21/2023
Contact Person: Christine MacEwen
Determination: Pending

DET2023208 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett
Development of Hybrid OR Below Threshold
Request received: 11/28/2023
Contact Person: Brian Toporek
Determination: Pending

DET2023209 Northeast Georgia Medical Center, Inc.
Request Increase in Beds Due to High Utilization Exception at NGMC Main Campus
Request received: 11/28/2023
Contact Person: Linda Berger
Determination: Pending

DET2023211 University Health Services, Inc. d/b/a Piedmont Augusta Hospital
Replacement of CON-Approved CT
Request received: 11/30/2023
Contact Person: Christine MacEwen
Determination: Pending

DET2023212 University Health Services, Inc. d/b/a Piedmont Augusta Hospital
Replacement of CON-Approved MRI
Request received: 12/1/2023
Contact Person: Christine MacEwen
Determination: Pending

DET2023213 Hospital Authority of Miller County d/b/a Miller County Hospital
Renovation/Expansion to Create Replacement Private Rooms
Request received: 12/1/2023
Contact Person: Kathryn MT Platt
Determination: Pending

DET2023214 Dodge County Hospital Authority d/b/a Dodge County Hospital
Establishment of Wound Care Treatment Center
Request received: 12/8/2023
Contact Person: Michele P. Madison, Esq.
Determination: Pending

DET2023215 Numed, Inc. on behalf of Kaiser Permanente Health Plan Georgia Region
3T MRI System and Services
Request received: 12/11/2023
Contact Person: Jack Allen
Determination: Pending

DET2023216 Vantage Oncology, LLC d/b/a Rockdale Radiation Therapy Center
Replacement of Linear Accelerator
Request received: 12/11/2023
Contact Person: Kathryn MT Platt
Determination: Pending

Requests for Extended Implementation/Effective Period

2022033 DeKalb Medical Center, Inc. d/b/a Emory Decatur Hospital
Renovate Behavioral Health Services Building
Request to Extend Completion Date
Site: 2701 North Decatur Road, Decatur (DeKalb)
Project Approved: 10/18/2022
Request Received: 11/2/2023
Contact: Jennifer Schuck, CEO (404-501-1000)
Approved Cost: \$18,300,000
Determination: Approved, 11/21/2023 **Extended Mandatory Completion:** June 30, 2024

2021002 Townsend Park Health and Rehabilitation, LLC
Replacement of Facility
Request to Extend Completion Date
Site: 196 North Dixie Avenue, Cartersville (Bartow)
Project Approved: 6/2/2021
Request Received: 11/17/2023
Contact: Kimberly F. Sheffield, President (478-621-2100)
Approved Cost: \$11,677,157
Determination: Approved, 12/5/2023 **Extended Mandatory Completion:** July 15, 2024

2022047 The Hospital Authority of Valdosta and Lowndes County, Georgia d/b/a South Georgia Medical Center
Construction of Women's & Children's Center and Emergency Department
Request to Extend Performance Period
Site: 2501 North Patterson Street, Valdosta (Lowndes)
Project Approved: 1/4/2023
Request Received: 11/17/2023
Contact: Ronald E. Dean, President and CEO (229-259-4102)
Approved Cost: \$148,164,755
Determination: Approved, 12/5/2023 **Extended Mandatory Completion:** December 3, 2026

Need Projection Analyses Posted **9/29/2023**

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

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

2028 Non-Special MRT Need Projection – Posted 6/22/2023

2028 PET Need Projection – Posted 6/22/2023

2028 Ambulatory Surgical Services Need Projection by HPA– Posted 9/29/2023

2028 Inpatient Physical Rehabilitation Need Projections – Posted 9/29/2023

2028 Neonatal Intermediate Care Bed Need Projection – Posted 9/29/2023

2028 Neonatal Intensive Care Bed Need Projection – Posted 9/29/2023

2028 Obstetric Services Bed Need Projection – Posted 9/29/2023

2026 Nursing Home Bed Need Projection – Posted 9/29/2023

2026 Home Health Agency Services Need Projection - Posted 9/29/2023

Non-Batched Need Projections

2027 Long Term Care Hospital Beds - 5/4/2022

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.

Indigent and Charity Care Shortfalls

Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (12/12/2023))

Facility Name	County	Year	Shortfall Due	Service
Apex Medical Surgery Center, LLC	Troup	2020	11,890.18	Ambulatory Surgery Center
ASC of Georgia Dermatologic Surgery Centers, LLC	FULTON	2018	6,924.20	Ambulatory Surgery Center
ASC of Georgia Dermatologic Surgery Centers, LLC	FULTON	2020	20,921.12	Ambulatory Surgery Center
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
Cobblestone Surgery Center, Inc	Cobb	2020	5,803.60	Ambulatory Surgery Center
Foot & Ankle Surgery Ctr, Llc, The	MUSCOGEE	2018	6,322.74	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
Gainesville Surgery Center, LP	Hall	2019	49,771.81	Ambulatory Surgery Center
Gainesville Surgery Center, LP	Hall	2020	116,819.45	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
The Graivier Center	FULTON	2020	11,457.50	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-notices> 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 9/29/2023 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](#)

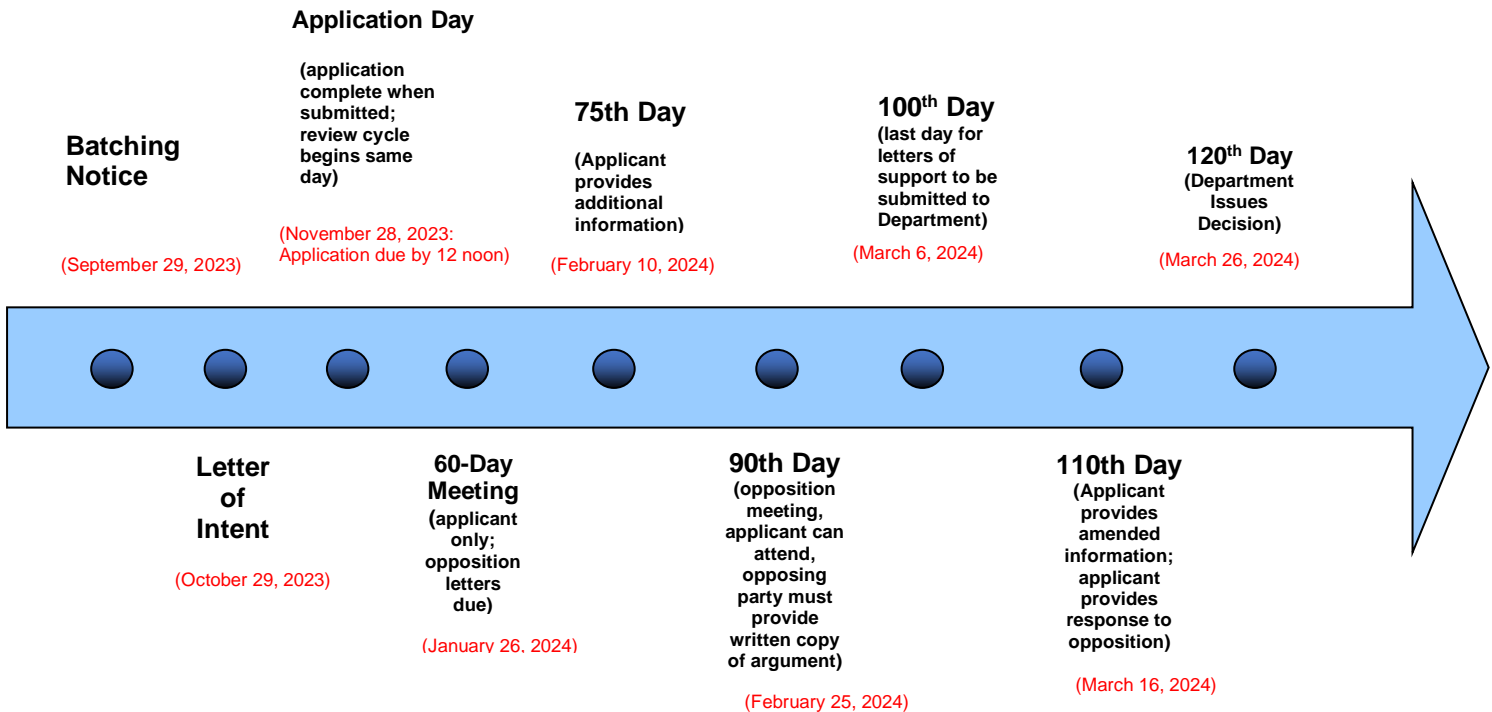
[Inpatient Rehabilitation](#)

[Neonatal Intermediate Care](#)

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

BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

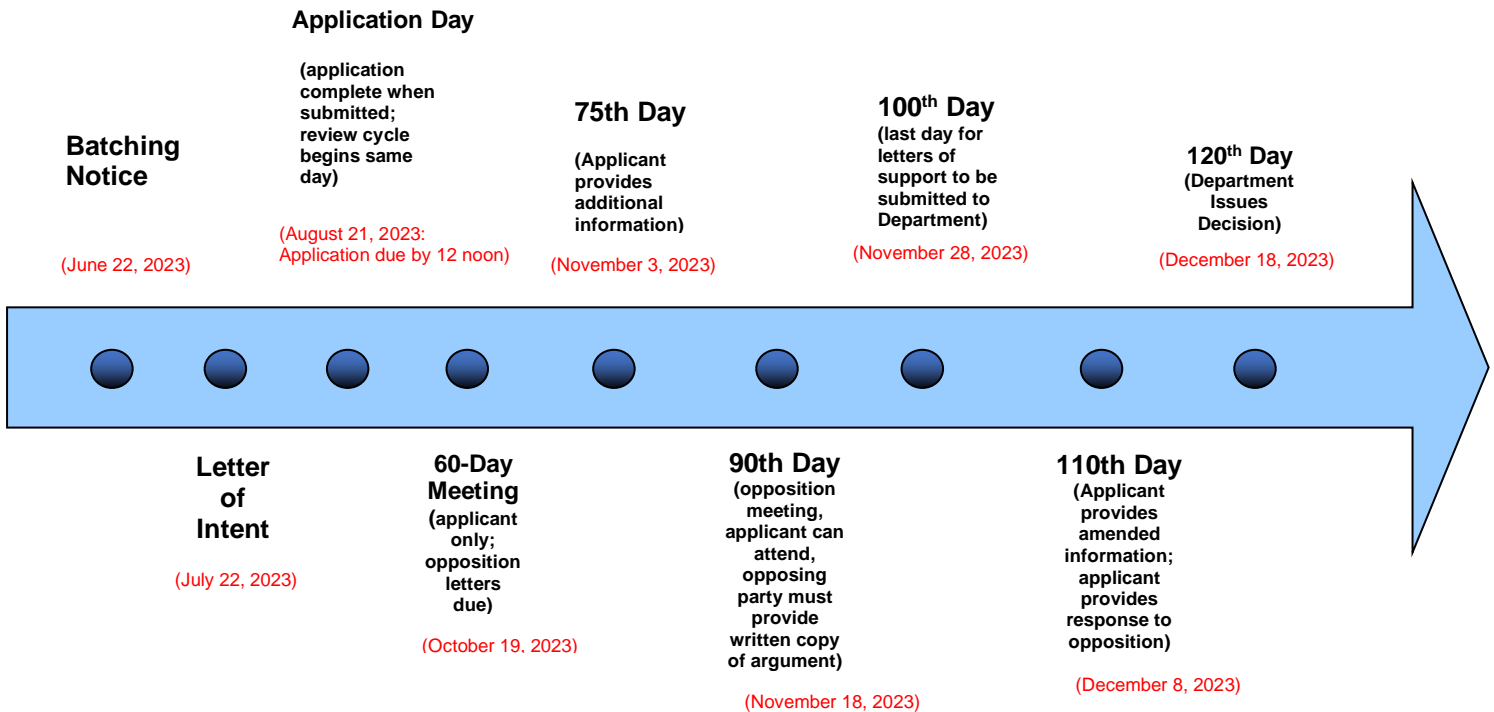
FALL CYCLE



- ▶ 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)
- ▶ 75th day – applicant provides additional information
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a 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
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th 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
- ▶ 120th day Decision issued (No discretion to extend)

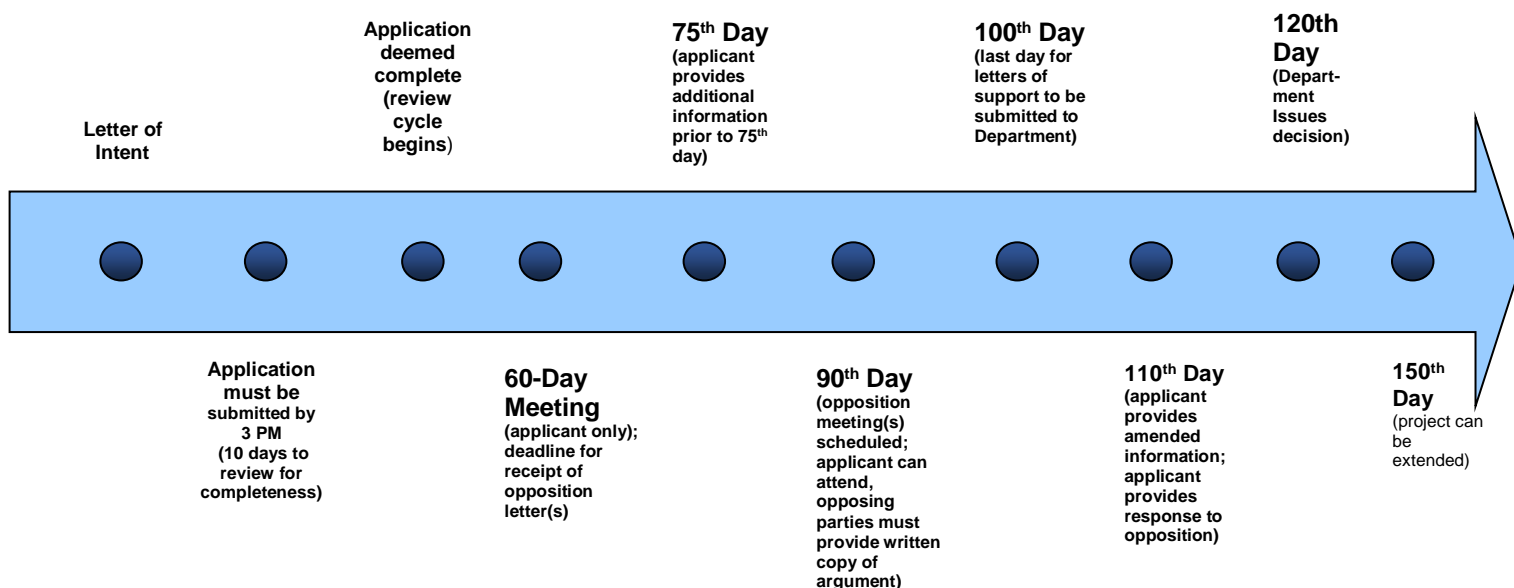
BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

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)
- ▶ 75th day – applicant provides additional information
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a 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
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th 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
- ▶ 120th 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)
- ▶ 75th day - applicant provides additional information prior to 75th day
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a 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
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th 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
- ▶ 120th day Decision issued (Department has discretion to extend to 150th day)

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 or inquiries, 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

Daniel Wright McLeod
(Chair, appointed on November 23, 2020)

David C. Will
(Appointed on May 17, 2021)

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

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

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

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>