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Office of Health Planning



GEORGIA DEPARTMENT
OF COMMUNITY HEALTH

CERTIFICATE OF NEED

Tracking And Appeals Report

February 3, 2021 – February 9, 2021

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

(404) 656-0409
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IMPORTANT NOTICES

Letters of Intent

LOI2021001 Piedmont Athens Regional Medical Center

Addition of 68 Inpatient Beds

Received: 1/11/2021

Application must be submitted on: 2/10/2021

Site: 1199 Prince Avenue, Athens, GA 30606 (Clarke County)

Estimated Cost: \$38,000,000

Letters of Intent – Batching

Megavoltage Radiation Therapy

LOI2021002 Paulding Medical Center, Inc. d/b/a Wellstar Paulding Hospital

Acquire and Operate Second Linear Accelerator - [Batching](#)

Received: 1/19/2021 (Rollover Date) **Application must be submitted on: 2/16/2021**

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

Estimated Cost: \$10,500,000

LOI2021003 St. Joseph's/Candler Radiation Oncology - Statesboro

Establish Radiation Therapy Services - [Batching](#)

Received: 1/19/2021 (Rollover Date) **Application must be submitted on: 2/16/2021**

Site: Highway 67, Pardel ID: MS75000019 000, Statesboro, GA 30458 (Bulloch County)

Estimated Cost: \$19,760,000

LOI2021005 South Georgia Center for Cancer Care, LLC

Purchase Additional Linear Accelerator - [Batching](#)

Received: 1/19/2021 (Rollover Date) **Application must be submitted on: 2/16/2021**

Site: 27 Lester Road, Statesboro, GA 30458 (Bulloch County)

Estimated Cost: \$6,000,000

LOI2021006 University Cancer & Blood Center, LLC

Develop New DTRC Offering Non-Special Megavoltage Radiation Therapy Services - [Batching](#)

Received: 1/19/2021 (Rollover Date) **Application must be submitted on: 2/16/2021**

Site: 3320 Old Jefferson Road Building 700, Athens, GA 30607 (Clarke County)

Estimated Cost: \$10,500,000

LOI2021007 Wellstar North Fulton Hospital, Inc. d/b/a Wellstar North Fulton Hospital

Acquire and Operate CyberKnife Unit - [Batching](#)

Received: 1/19/2021 (Rollover Date) **Application must be submitted on: 2/16/2021**

Site: 3000 Hospital Boulevard, Roswell, GA 30076 (Fulton County)

Estimated Cost: \$10,500,000

Positron Emission Tomography Services

LOI2021004 Cobb Hospital, Inc. d/b/a Wellstar Cobb Hospital

Offer Mobile-Based PET/CT Services - [Batching](#)

Received: 1/19/2021 (Rollover Date) **Application must be submitted on: 2/16/2021**

Site: 3950 Austell Road, Austell, GA 30106 (Cobb County)

Estimated Cost: \$145,000

Expired Letters of Intent

none

Withdrawn CON Applications

2020-033 Cartersville Medical Center, LLC d/b/a Cartersville Medical Center

Cost Overrun for CON2018-036

Filed: 11/4/2020 Deemed Complete: 11/18/2020

60th Day Deadline: 1/16/2021

Decision Deadline: 3/17/2021

WITHDRAWN: 2/1/2021

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

Contact: Lori E. Rakes, FACHE, Chief Operating Officer 770-387-8181

Estimated Cost: \$6,075,837

New CON Applications

none

Pending Review/Incomplete Applications

none

Pending Review/Complete Applications

2020-034 Wellstar Kennestone Hospital

Expand Neonatal Intensive Care Service (Level III) - [Batching](#)

Filed: 11/17/2020 Deemed Complete: 11/17/2020

60th Day Deadline: 1/15/2021

Decision Deadline: 3/16/2021

Site: 677 Church Street, Marietta, GA 30060 (Cobb County)

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

Estimated Cost: \$264,000

2020-035 Rehabilitation Hospital of Atlanta

Establish 40-Bed Freestanding Comprehensive Inpatient Physical Rehabilitation Program - [Batching](#)

Filed: 11/17/2020 Deemed Complete: 11/17/2020

60th Day Deadline: 1/15/2021

Decision Deadline: 3/16/2021

Site: 1968 Peachtree Road NW, Atlanta, GA 30309 (Fulton County)

Contact: Christine Macewen, Executive Director, Corporate D 404-425-1307

Estimated Cost: \$22,000,000

2020-036 Rehabilitation Hospital of Columbus

Establish a 40-Bed Freestanding Comprehensive Inpatient Physical Rehabilitation Program - [Batching](#)

Filed: 11/17/2020 Deemed Complete: 11/17/2020

60th Day Deadline: 1/15/2021

Decision Deadline: 3/16/2021

Site: 8301 Veterans Parkway, Columbus, GA 31909 (Muscogee County)

Contact: Christine Macewen, Executive Director, Corporate D 404-425-1307

Estimated Cost: \$35,000,000

2020-037 American Health Imaging of Savannah

CT Scanner Acquisition

OPPOSITION FILED

Filed: 11/18/2020 Deemed Incomplete: 12/1/2020 Deemed Complete: 12/2/2020

60th Day Deadline: 1/30/2021

Decision Deadline: 3/31/2021

Site: 30 Janet Drive, Suite 101, Savannah, GA 31405 (Chatham County)

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

Estimated Cost: \$386,250

2020-038 American Health Imaging Stand Up MRI

American Health Imaging Stand Up MRI

Filed: 12/9/2020 Deemed Complete: 12/22/2020
60th Day Deadline: 2/19/2021
Decision Deadline: 4/20/2021
Site: 6590 Powers Ferry Road NW, GA 30339 (Fulton County)
Contact: Scott W. Arant 404-296-5887
Estimated Cost: \$1,318,750

2021-001 Piedmont Rockdale Hospital

Addition of 23 Inpatient Beds
Filed: 1/11/2021 Deemed Incomplete: 1/22/2021 Deemed Complete: 2/2/2021
60th Day Deadline: 4/2/2021
Decision Deadline: 6/1/2021
Site: 1412 Millstead Avenue, Conyers, GA 30012 (Rockdale County)
Contact: Blake Watts, Exec. Dir. Operations 770-918-3755
Estimated Cost: \$13,291,416

2021-002 Townsend Park Health and Rehabilitation

Replacement of Facility
Filed: 1/20/2021 Deemed Complete: 2/3/2021
60th Day Deadline: 4/3/2021
Decision Deadline: 6/2/2021
Site: 196 North Dixie Avenue, Cartersville, GA 30120 (Bartow County)
Contact: Stelling Nelson 478-986-7484
Estimated Cost: \$11,677,157

2021-003 Northside Hospital Cherokee

Add 4 Shared Operating Rooms
Filed: 1/20/2021 Deemed Complete: 2/3/2021
60th Day Deadline: 4/3/2021
Decision Deadline: 6/2/2021
Site: 450 Northside Cherokee Blvd, Canton, GA 30115 (Cherokee County)
Contact: Brian Toporek 404-851-6821
Estimated Cost: \$17,506,202

Recently Approved Applications

none

Recently Denied Applications

none

Appealed Determinations

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

Agency Decision: Denied on 8/21/2019.

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

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

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

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

DET-EQT2020032 CHI Memorial Hospital-Georgia, Inc. ("Memorial") Request for Equipment Letter of Determination received on 4/13/2020, regarding the acquisition of a Siemens Magnetom Aera 1.5T MRI and a Siemens AS64 Eco CT

scanner.

Agency Decision: Approved on 6/11/2020

Appealed: Battlefield Imaging, LLC (“BI”) filed Request for Administrative Appeal on 7/6/2020. BI filed Request for Stay of Determination Pending Administrative Appeal on 7/30/2020.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer denied BI’s Motion for Summary Adjudication; granted Memorial’s Motion for Summary Adjudication; granted the Department’s Motion for Summary Adjudication, 11/6/2020. BI requested Commissioner Review, 12/9/2020.

Commissioner Review Decision: Affirmed Hearing Officer’s 11/6/2020 decision denying BI’s Motion for Summary Adjudication, granting the Department’s and Memorial’s Motions for Summary Adjudication, and affirming the Department’s 6/11/2020 determination, 1/5/2021.

DET2020-113 Adventist Health System Georgia, Inc. d/b/a AdventHealth Gordon (“AdventHealth”) Request for Letter of Determination received on 5/13/2020, regarding the performance of therapeutic cardiac catheterization procedures.

Agency Decision: Approved on 7/15/2020

Appealed: Hamilton Medical Center, Inc. (“Hamilton”) filed Request for Administrative Appeal on 8/13/2020.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer denied Hamilton’s Request for Administrative Appeal; granted AdventHealth’s Motion for Summary Adjudication; affirmed the Department’s 7/15/2020 determination, 12/10/2020.

DET2020-161 Greene County Health Care, LLC dba Greene Point Health and Rehabilitation Request for Letter of Determination received on 7/15/2020, regarding the relocation of 50 SNF beds within the same county.

Agency Decision: Denied on 9/11/2020

Appealed: Greene County Healthcare, LLC d/b/a Greene Point Health and Rehabilitation filed Request for Administrative Appeal Hearing on 10/19/2020.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET-EQT2020-052 The Multiple Sclerosis Center of Georgia, Inc. Request for Letter of Determination received on 8/24/2020, regarding the acquisition of a GE Healthcare HDXT MRI with a CXK4 magnet.

Agency Decision: Denied on 12/16/2020

Appealed: The Multiple Sclerosis Center of Georgia (“MSCG”) filed Request for Administrative Appeal Hearing on 1/14/2021.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET-EQT2020-070 AU Medical Associates, Inc. Request for Letter of Determination received on 9/30/2020, regarding the acquisition of a mobile 2005 GE 1.5T Signa Excite MRI.

Agency Decision: Denied on 12/28/2020

Appealed: AU Medical Associates, Inc. (“AUMA”) filed Request for Administrative Appeal Hearing on 1/25/2021.

Hearing Officer: Pending

Hearing Date: Pending

Appealed LNRs

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.

Agency Decision: Request was denied 3/6/2018.

Appealed: 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-ASC2018022 Georgia Arrhythmia Consultants & Research Institute, LLC

Single Specialty Cardiology Electrophysiology ASC

Agency Decision: Request was denied 11/14/2019.

Appealed: Georgia Arrhythmia Consultants and Research Institute, LLC (“GACRI”) filed a request for Administrative Appeal on 12/6/2019.

Hearing Officer: Dr. L. Lynn Hogue, J.D.

Hearing Date: 9/15-17/2020, 9:30 A.M. / Remote Video Conference

Hearing Decision: Department’s decision to deny GACRI’s LNR affirmed, 1/28/21.

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.

Agency Decision: Request was denied 10/7/19.

Appealed: Northside Hospital, Inc. (“Northside”) and Northside Gwinnett Surgical Associates, LLC (“NGSA”) filed a request for Administrative Appeal on 10/29/19. DCH filed Motion for Remand, 1/16/2020; Hearing Officer granted DCH’s remand motion, 1/28/2020. Remand decision denying request issued on 3/12/2020.

Hearing Officer: Dr. L. Lynn Hogue, J.D.

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. Court of Appeals affirms the Superior Court’s decision upholding the Department’s decision, 8/20/2020.

Supreme Court: Petition for Writ of Certiorari granted, judgment of the Court of Appeals vacated, and case remanded for reconsideration, 12/23/19. Doctors Hospital files Petition for Writ of Certiorari, requesting the Supreme Court review the 8/20/2020 Court of Appeals decision, 9/9/2020.

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. On remand, Court of Appeals affirms the Superior Court's judgment denying Wellstar's petition for judicial review, 10/26/2020.

Supreme Court: Petition for Writ of Certiorari granted, judgment reversed in part, and case remanded with direction, 12/23/19.

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. Redmond Regional Medical Center filed petitions for judicial review of the Final Order of the Commissioner in project numbers 2018-008, 2018-009, and 2018-010, 11/14/19. Floyd Medical Center filed Petition for Judicial Review of DCH's Final Order denying a CON to Floyd Medical Center for project no. 2018-008, 11/14/19. Redmond Regional Medical Center files Renewed Appeal to Commissioner Berry on Order of Remand, 5/7/2020. In Final Order on Remand, Commissioner ordered that the August 16, 2019, decision of the Hearing Officer to deny a CON to Floyd Healthcare Management, Inc., d/b/a Floyd Medical Center to establish an Adult Open Heart Surgery program is affirmed, 6/30/2020.

Superior Court of Fulton County: Grants Hamilton's and the Department's motions to dismiss Redmond's petition for judicial review. Dismissed with prejudice, 3/9/2020. Grants Floyd Medical Center's motion to dismiss Redmond's petition for judicial review. Dismissed with prejudice. 3/9/2020. Grants Tanner's and the Department's motions to dismiss Redmond's petition for judicial review. Dismissed with prejudice, 3/9/2020.

Superior Court of Floyd County: On Floyd Medical Center's appeal of the denial of its CON, the court remanded the matter to the Department for complete review of Floyd Medical Center's application, 4/14/2020. Floyd Medical Center filed Petition for Judicial Review of DCH's Final Order on Remand, 7/30/2020. Superior Court of Floyd County denied Floyd Medical Center's Petition for Judicial Review,10/29/2020. Floyd Medical Center filed Application for Discretionary Appeal in the Georgia Court of Appeals, 11/30/2020.

Court of Appeals: Denies Floyd Medical Center's Application for Discretionary Appeal, 12/30/2020. Floyd Medical Center files Petition for Writ of Certiorari with the Supreme Court of Georgia, 1/19/2021.

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: 12/11/2019, 9:30 A.M. / 41st Floor; Continued until further notice

2019-037 Vision Imaging Center (Thomas)

Development of a Freestanding Advanced Diagnostic Imaging Center or DTRC

Agency Decision: Approved, 2/25/2020

Appealed By: John D. Archbold Memorial Hospital ("Archbold"), 3/24/2020

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 9/1/2020, 9/2-4/2020, 10:00 A.M.; 9/18/2020, 9 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department's decision to grant Vision Imaging Center, LLC a CON, 12/28/2020. Archbold files for Commissioner Review, 1/26/2021.

Commissioner Review Decision: Pending

2019-045 Cartersville Medical Center, LLC (Bartow)

New Service to Include 4 Neonatal Intermediate Care Beds - Batching

Agency Decision: Denied, 3/24/2020

Appealed By: Cartersville Medical Center, LLC d/b/a Cartersville Medical Center ("CMC"), 3/26/2020. Floyd Healthcare Management, Inc. d/b/a Floyd Medical Center submitted request to intervene in the hearing, 4/21/2020.

Hearing Officer: William C. Joy, Esq.

Hearing Date: 9/29/2020-10/2/2020, 9:30 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department's decision to deny CMC a CON, 1/4/2021. CMC files for Commissioner Review, 2/3/2021.

Commissioner Review Decision: 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: 3/8/2021, 9:00 A.M. / 5th Floor

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.

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.

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: Pending

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: Melvin M. Goldstein, Esq.

Hearing Date: 1/19-22/2021, 1/25-28/2021, 9:30 A.M. / Remote Video Conference; Continued until further notice

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.

2020-014 University Cancer & Blood Center, LLC (Clarke)

Add a PET/CT Unit to its Oncology Practice in Athens - Batching

Agency Decision: Approved, 6/16/2020

Appealed By: Piedmont Athens Regional Medical Center, Inc. ("Piedmont Athens"), 7/14/2020. University Cancer & Blood Center ("UCBC") submitted request to intervene in the hearing, 7/16/2020.

Hearing Officer: William C. Joy, Esq.

Hearing Date: 2/9-10,12/2021, 9:30 A.M. / 5th Floor; 2/11/2021, 9:30 A.M. / 41st Floor; Continued until further notice

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: Pending

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: Opie D Bowen, Esq.

Hearing Date: 3/22-26/2021, 9:00 A.M. / Remote Video Conference

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: Brooke P. Newby, Esq.

Hearing Date: 4/12-16/2021, 9:00 A.M. / Remote Video Conference

2020-025 United Imaging Center of Buckhead, LLC (Fulton)

Proposed Freestanding Advanced Diagnostic Imaging Center in Fulton County

Agency Decision: Denied, 10/15/2020

Appealed By: United Imaging Centers of Buckhead, LLC d/b/a United Imaging Centers of Buckhead ("UIC Buckhead"),

11/10/2020. Pro Radiology, LLC (“Pro Radiology”) filed Request to Intervene, 11/12/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: Pending

2020-026 United Imaging Center of Chamblee, LLC (Fulton)

Proposed Freestanding Advanced Diagnostic Imaging Center in Cobb County

Agency Decision: Denied, 10/15/2020

Appealed By: United Imaging Centers of Chamblee, LLC d/b/a United Imaging Centers of Chamblee (“UIC Chamblee”), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Decatur (“AHI-Decatur”) filed Request to Intervene, 11/12/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: Pending

2020-027 United Imaging Center of Jonesboro, LLC (Clayton)

Proposed Freestanding Advanced Diagnostic Imaging Center in Clayton County

Agency Decision: Denied, 10/16/2020

Appealed By: United Imaging Centers of Jonesboro, LLC d/b/a United Imaging Centers of Jonesboro (“UIC Jonesboro”), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Fayetteville (“AHI-Fayetteville”) filed Request to Intervene, 11/12/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: Pending

2020-028 United Imaging Center of Marietta (Cobb)

Proposed Freestanding Advanced Diagnostic Imaging Center in Cobb County, SSSR-3

Agency Decision: Denied, 10/16/2020

Appealed By: United Imaging Centers of Marietta, LLC d/b/a United Imaging Centers of Marietta (“UIC Marietta”), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Marietta (“AHI-Marietta”) filed Request to Intervene, 11/12/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: Pending

2020-029 South Georgia Medical Center (Lowndes)

Expand Hospital Bed Capacity by 45 beds

Agency Decision: Denied, 10/26/2020

Appealed By: Hospital Authority of Valdosta and Lowndes County Georgia d/b/a South Georgia Medical Center (“SGMC”), 11/24/2020.

Hearing Officer: Pending

Hearing Date: Pending

2020-031 Vest Monroe, LLC (Walton)

Additional 23 Adult Psychiatric/Substance Abuse Beds – Batching

Agency Decision: Approved, 12/18/2020

Appealed By: UHS of Anchor, L.P. d/b/a Southern Crescent Behavioral Health System (“Anchor”) and UHS of SummitRidge, LLC d/b/a SummitRidge Hospital (“SummitRidge”), 1/14/2021.

Hearing Officer: Pending

Hearing Date: Pending

Requests for DET-EQT for Diagnostic or Therapeutic Equipment

DET-EQT2020037 Macon Orthopaedic and Hand Center, PA

Purchase Fixed MRI

Request received: 5/8/2020

Contact Person: Victor Moldovan

Determination: Pending

DET-EQT2020077 Allegiance Imaging and Radiology, LLC

Lease Fixed CT Scanner

Request received: 10/14/2020 **Challenge Received:** 10/19/2020
Contact Person: Everette B. Jenkins
Determination: Withdr/Appl Prior to Dec
Opposition: American Health Imaging of Georgia, LLC- 10/19/2020
Date of Withdrawal: 2/3/2021

DET-EQT2020085 Columbus Ambulatory Healthcare Services d/b/a Columbus Regional
Purchase Fixed CT Scanner

Request received: 10/30/2020
Contact Person: Allen Holladay
Determination: Pending

DET-EQT2020091 Georgia Bone and Joint, LLC

Purchase Fixed MRI
Request received: 11/17/2020
Contact Person: David LaGuardia
Determination: Non-reviewable as proposed **Determination Date:** 1/15/2021

DET-EQT2020092 Medical Center, Navicent Health

Purchase Fixed CT Scanner
Request received: 11/19/2020
Contact Person: H. Bryan Forlines
Determination: Non-reviewable as proposed **Determination Date:** 2/5/2021

DET-EQT2020093 Ortho Sport and Spine Physicians

Purchase Fixed MRI
Request received: 11/23/2020
Contact Person: Sean Bajnath
Determination: Pending

DET-EQT2020094 Piedmont Hospital, Inc. d/b/a Piedmont Atlanta Hospital

Purchase IR Biplane System
Request received: 12/7/2020
Contact Person: Christine MacEwen
Determination: Non-reviewable as proposed **Determination Date:** 2/4/2021

DET-EQT2020095 St. Francis Health, LLC

Lease Surgical Robot Arm
Request received: 12/11/2020
Contact Person: Alan George
Determination: Non-reviewable as proposed **Determination Date:** 1/14/2021

DET-EQT2020096 Apex Health and Pain LLD dba OrthoPooler

Lease Fixed MRI
Request received: 12/11/2020
Contact Person: Mike Lofton
Determination: Non-reviewable as proposed **Determination Date:** 2/8/2021

DET-EQT2020097 Emory University d/b/a Emory University Orthopaedics & Spine Hospital

Purchase Fixed MRI
Request received: 12/22/2020
Contact Person: Matt Wain
Determination: Pending

DET-EQT2020098 Hospital Authority of Candler County d/b/a Candler County Hospital

Lease Fixed MRI
Request received: 12/23/2020
Contact Person: Michael Purvis
Determination: Pending

DET-EQT2020099 South Atlanta Radiology Associates

Acquire Fixed CT Scanner
Request received: 12/28/2020

Contact Person: Amanda Daniel
Determination: Pending

DET-EQT2021001 Fayette Community Hospital, Inc. d/b/a Piedmont Fayette Hospital

Purchase Robotic Arm System
Request received: 1/20/2021
Contact Person: Christine MacEwen
Determination: Pending

DET-EQT2021002 Emory University d/b/a Emory University Hospital

Purchase Fixed MRI
Request received: 1/21/2021
Contact Person: Michael Barber
Determination: Pending

DET-EQT2021003 Vidalia Health Services, LLC

Purchase Fixed MRI
Request received: 1/25/2021
Contact Person: Joseph R. Ross
Determination: Pending

DET-EQT2021004 Grady Health System

Purchase Interventional Radiology Equipment
Request received: 1/28/2021
Contact Person: Mike McCarthy
Determination: Pending

DET-EQT2021005 The Medical Center Inc., d/b/a Piedmont Columbus Regional Midtown

Purchase Fixed CT Scanner
Request received: 2/1/2021
Contact Person: Christine MacEwen
Determination: Pending

DET-EQT2021006 Piedmont Hospital Inc., d/b/a Piedmont Atlanta Hospital

Purchase Fixed CT Scanner
Request received: 2/2/2021
Contact Person: Christine MacEwen
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-ASC2020002 Hughston Surgical Center of Valdosta, LLC

Physician-Owned, Single Specialty ASC
Site: 4340 Kings Way, Valdosta, GA 31602
Number of ORs: 2 **Specialty:** Orthopedics
Project costs as submitted: \$4,238,556.47
Request received: 11/11/2020
Contact Person: Victor Moldovan 404-898-8120
Determination: Pending

DET-ASC2020003 Alliance Surgery Center at Peachtree City, LLC

Physician-Owned, Single Specialty ASC
Site: 1975 Highway 54 W, Suite 105 Peachtree City, GA 30269
Number of ORs: 1 **Specialty:** Pain Medicine
Project costs as submitted: \$462,759.00
Request received: 11/16/2020
Contact Person: Victoria Beck 770-929-9033
Determination: Approved **Determination Date:** 1/14/2021

DET-ASC2020006 Southeast Eye Laser Surgery Center LLC

Physician-Owned, Single Specialty ASC

Site: 3215 Shrine Road, Suite 8, Brunswick, Georgia 31520

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

Project costs as submitted: \$1,733,743.00

Request received: 12/15/2020

Contact Person: Neil Hoffman 404-873-8594

Determination: Pending

DET-ASC2021001 Medici Medical Arts, LLC

Physician-Owned, Single Specialty ASC

Site: 792 Church Street, Marietta, Georgia 30060

Number of ORs: 1 **Specialty:** Orthopedic Surgery

Project costs as submitted: \$611,650.00

Request received: 1/6/2021

Contact Person: Everette B. Jenkins

Determination: Pending

DET-ASC2021002 Medici Medical Arts, LLC

Physician-Owned, Single Specialty ASC

Site: 2220 Wisteria Drive, Snellville, Georgia 30078

Number of ORs: 2 **Specialty:** Orthopedic Surgery

Project costs as submitted: \$0.00

Request received: 1/6/2021

Contact Person: Everette B. Jenkins 678-625-4720

Determination: Pending

DET-ASC2021003 Hamilton Orthopedic Surgery Center, LLC

Joint Venture, Single Specialty ASC

Site: 1104 Professional Boulevard, Dalton, Georgia 30720

Number of ORs: 3 **Specialty:** Orthopedic Surgery

Project costs as submitted: \$6,366,211.00

Request received: 1/7/2021

Contact Person: Jason E. Bring 404-873-8162

Determination: Pending

DET-ASC2021004 Southern Pain and Spine Associates, LLC

Physician-Owned, Single Specialty ASC

Site: 601 Broad Street SE, Suite E, Gainesville, GA 30501

Number of ORs: 1 **Specialty:** Pain Management

Project costs as submitted: \$0.00

Request received: 1/21/2021

Contact Person: Gayle Evans

Determination: Pending

Requests for Miscellaneous Letters of Determination

DET2020191 Grady Health System

Replacement of Interventional Radiology Equipment

Request received: 9/23/2020

Contact Person: Mike McCarthy

Determination: Pending

DET2020207 Piedmont Hospital Inc. d/b/a Piedmont Atlanta Hospital

Replacement of CON Authorized PET/CT Scanner

Request received: 10/30/2020

Contact Person: Randy Sprinkle

Determination: Pending

DET2020211 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center

10% Bed Capacity Increase Exemption

Request received: 11/13/2020
Contact Person: Matthew S. Hasbrouck
Determination: Non-reviewable as proposed **Determination Date:** 1/11/2021

DET2020212 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center
Below Threshold Expenditure - Outpatient Services, Building 100
Request received: 11/13/2020
Contact Person: Matthew S. Hasbrouck
Determination: Non-reviewable as proposed **Determination Date:** 1/11/2021

DET2020213 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center
Below Threshold Expenditure - Day Surgery Pre-Op
Request received: 11/13/2020
Contact Person: Matthew S. Hasbrouck
Determination: Non-reviewable as proposed **Determination Date:** 1/11/2021

DET2020214 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center
Below Threshold Expenditure - Orthopedics Inpatient
Request received: 11/13/2020
Contact Person: Matthew S. Hasbrouck
Determination: Non-reviewable as proposed **Determination Date:** 1/11/2021

DET2020215 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett
Replacement of Cardiac Cath Lab Equipment
Request received: 11/19/2020
Contact Person: Brian Toporek
Determination: Non-reviewable as proposed **Determination Date:** 1/19/2021

DET2020216 Screven County Hospital, LLC d/b/a Optim Medical Center-Screven
Renovation of Emergency Department
Request received: 11/20/2020
Contact Person: Joseph R. Ross
Determination: Non-reviewable as proposed **Determination Date:** 1/19/2021

DET2020217 Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta
Replacement of CON-Approved Varian Trilogy Radiation Therapy System
Request received: 11/23/2020
Contact Person: Elizabeth Lamb
Determination: Non-reviewable as proposed **Determination Date:** 1/21/2021

DET2020218 Effingham Hospital, Inc.
Oncology Renovation
Request received: 11/24/2020
Contact Person: Michele Madison
Determination: Non-reviewable as proposed **Determination Date:** 1/22/2021

DET2020219 Effingham Hospital, Inc.
Medical Office Building Pediatric
Request received: 11/24/2020
Contact Person: Michele Madison
Determination: Non-reviewable as proposed **Determination Date:** 1/22/2021

DET2020220 Effingham Hospital, Inc.
HVAC Upgrade
Request received: 11/25/2020
Contact Person: Michele Madison
Determination: Non-reviewable as proposed **Determination Date:** 1/22/2021

DET2020221 Emory University d/b/a Emory University Orthopaedic and Spine Hospital
Replacement of CON-Approved MRI
Request received: 11/27/2020
Contact Person: Greg Pennington
Determination: Non-reviewable as proposed **Determination Date:** 1/25/2021

DET2020223 Alliance Surgery Center at Augusta, LLC

Expansion of ASC

Request received: 12/1/2020

Contact Person: Wendy Montembeau

Determination: Non-reviewable as proposed **Determination Date:** 1/29/2021

DET2020224 Paulding Medical Center d/b/a Wellstar Paulding Hospital

Cardiac Catheterization Lab Upgrades

Request received: 12/1/2020

Contact Person: April Austin 470-644-0057

Determination: Non-reviewable as proposed **Determination Date:** 1/29/2021

DET2020225 Piedmont Henry Hospital, Inc.

Inpatient Room Renovations (4th Floor)

Request received: 12/3/2020

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 2/1/2021

DET2020226 Piedmont Hospital Inc. d/b/a Piedmont Atlanta Hospital

OR Expansion

Request received: 12/7/2020

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 2/4/2021

DET2020227 Piedmont Henry Hospital, Inc.

Minor ED Renovation

Request received: 12/7/2020

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 2/4/2021

DET2020228 Effingham Hospital, Inc.

Land Acquisition

Request received: 12/8/2020

Contact Person: Michele Madison

Determination: Non-reviewable as proposed **Determination Date:** 2/5/2021

DET2020230 Northside Hospital Inc. d/b/a Northside Hospital Gwinnett

Request to Replace MRI

Request received: 12/18/2020

Contact Person: Jeffrey Stofko

Determination: Pending

DET2020231 Egleston Children's Hospital at Emory University, Inc.

Replacement of Two CON-Approved Cardiac Catheterization Lab Units

Request received: 12/23/2020

Contact Person: David Fenstermacher

Determination: Pending

DET2020232 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee

Addition of Adult Diagnostic Cardiac Cath Lab and Equipment

Request received: 12/24/2020

Contact Person: Brian Toporek

Determination: Pending

DET2020233 Eastside Medical Center, LLC d/b/a Eastside Medical Center

Reallocation of Medical/Surgical Beds to Comprehensive Physical Rehabilitation Beds

Request received: 12/30/2020

Contact Person: Persaud Rudolph

Determination: Pending

DET2020234 Southern Gastroenterology Associates, LLC

Convert LNR to DET

Request received: 12/2/2020

Contact Person: Victor Moldovan
Determination: Pending

DET2020235 Gastro South, LLC
Establishment of Endoscopy Center
Request received: 12/8/2020
Contact Person: Victor Moldovan
Determination: Pending

DET2021001 Adventist Health System Georgia, Inc. d/b/a Gordon Hospital
Conversion of 3 Med-Surg Beds to Intensive Care Unit Beds
Request received: 1/12/2021
Contact Person: Karen Steely
Determination: Pending

DET2021002 Floyd Healthcare Management, Inc., d/b/a Floyd Medical Center
Surgery Department Renovations to Support Trauma Service
Request received: 1/16/2021
Contact Person: Drew Dempsey
Determination: Pending

DET2021003 Floyd Healthcare Management Inc., d/b/a Floyd Medical Center
Renovations to Third Floor Hospital Space
Request received: 1/16/2021
Contact Person: Drew Dempsey
Determination: Pending

DET2021004 Piedmont Athens Regional Medical Center, Inc.
Replace CON Approved Interventional Radiology Lab Equipment
Request received: 1/19/2021
Contact Person: Christine MacEwen
Determination: Pending

DET2021005 Emory University d/b/a Emory University Hospital Midtown
Upgrade and Replace Cardiac Cath Lab
Request received: 1/21/2021
Contact Person: Daniel Owens
Determination: Pending

DET2021006 Emory University d/b/a Emory University Hospital Midtown
Upgrade and Replace EP Lab
Request received: 1/21/2021
Contact Person: Daniel Owens
Determination: Pending

DET2021007 Fairview Park, Limited Partnership dba Fairview Park Hospital
Acquisition of Endoscopy Center
Request received: 1/25/2021
Contact Person: Joseph R. Ross
Determination: Pending

DET2021008 Vidalia Health Services, LLC
Acquisition of Hospital
Request received: 1/25/2021
Contact Person: Joseph R. Ross
Determination: Pending

DET2021009 Cartersville Medical Center, LLC
Add a Second Cardiac Catheterization Laboratory
Request received: 1/26/2021
Contact Person: Lori Rakes
Determination: Pending

DET2021010 Cartersville Medical Center, LLC

Hospital Renovation Including Cardiology, Pharmacy, and Materials Management

Request received: 1/26/2021

Contact Person: Lori Rakes

Determination: Pending

DET2021011 St. Mary's Hospital

Below Threshold Expenditures for Training Room

Request received: 1/27/2021

Contact Person: Janice Dunn

Determination: Pending

DET2021012 The Recovery Village Georgia, LLC

Establishment of Residential Substance Abuse Treatment Center

Request received: 1/27/2021

Contact Person: Josh Belinfante

Determination: Pending

DET2021013 Grady Health System

Equipment Relocation

Request received: 1/28/2021

Contact Person: Mike McCarthy

Determination: Pending

DET2021014 East Georgia Regional Medical Center, LLC

Purchase of Cardiac Cath Lab Equipment

Request received: 2/2/2021

Contact Person: Ryan Kerr

Determination: Pending

DET2021015 East Georgia Regional Medical Center, LLC

Nonclinical Expenditures

Request received: 2/2/2021

Contact Person: Ryan Kerr

Determination: Pending

Requests for Extended Implementation/Effective Period

2010047 Eastside Medical Center

Renovation and Expansion of Main Hospital Facility

Request to Extend Completion Date

Site: 1700 Medical Way, Snellville (Gwinnett)

Project Approved: 3/4/2011

Request Received: 11/24/2020

Contact: Trent Lind CEO (770-979-0200)

Approved Cost: \$ 75,336,587

Determination: Approved, 1/21/2021

Extended Mandatory Completion: December 31, 2021

2019034 American Health Imaging of GA, LLC dba American Health Imaging of Marietta

Add Second MRI Unit to Existing DTRC in Marietta

Request to Extend Performance Period

Site: 796 Church Street Suite 100, Marietta (Cobb)

Project Approved: 2/14/2020

Request Received: 1/4/2021

Contact: Dan Balentine, President (404-297-5202)

Approved Cost: \$ 1,225,000

Determination: Approved, 2/5/2021

Extended Mandatory Completion: February 14, 2022

2019036 Emory University Hospital

Hospital Renovation to Relocate and Expand Heart and Vascular Department

Request to Extend Performance Period

Site: 1364 Clifton Road, Atlanta (DeKalb)

Project Approved: 2/7/2020
Request Received: 1/6/2021
Contact: Catherine A. Maloney, FACHE VP, Operations (404-712-5529)
Approved Cost: \$ 14,048,175
Determination: Approved, 2/5/2021 **Extended Mandatory Completion:** February 28, 2022

2017043 Southeast Georgia Health System, Inc.
Renovation and Expansion to Brunswick Campus
Request to Extend Completion Date
Site: 2415 Parkwood Drive, Brunswick (Glynn)
Project Approved: 11/17/2017
Request Received: 1/8/2021
Contact: Tripp Stephens, Vice President (912-466-7055)
Approved Cost: \$123,474,000
Determination: Approved, 2/5/2021 **Extended Mandatory Completion:** February 28, 2022

2018001 Floyd Healthcare Properties, Inc.; PruittHealth-Rome
Renovation and Expansion to Add over 22,000 Square Feet of Space to the Existing Structure
Request to Extend Completion Date
Site: 2 Three Mile Road, Rome (Floyd)
Project Approved: 6/1/2018
Request Received: 1/25/2021
Contact: Aneel Gill, Exec. Dir (678-533-6699)
Approved Cost: \$8,648,027
Determination: Pending

2015032 Piedmont Hospital, Inc.
Develop a New Non-Special Purpose MRT Service – Batching
Request to Extend Implementation Date
Site: 3525 Busbee Drive, NW, Kennesaw (Cobb)
Project Approved: 1/28/2019
Request Received: 1/27/2021
Contact: Christine MacEwen, Exec Dir, Corporate Dev (404-931-1483)
Approved Cost: \$9,350,363
Determination: Pending

2019047 Houston ASC, LLC
Development of a Multi-Specialty Freestanding Ambulatory Surgery Facility – Batching
Request to Extend Performance Period
Site: 1601 Watson Boulevard, Warner Robbins (Houston)
Project Approved: 3/24/2020
Request Received: 2/2/2021
Contact: Sean Whilden VP and CFO (478-542-7959)
Approved Cost: \$13,019,200
Determination: Pending

2019048 Northeast Georgia Medical Center, Inc
Additional 6 Neonatal Intermediate Care Beds – Batching
Request to Extend Performance Period
Site: 743 Spring Street, Gainesville (Hall)
Project Approved: 3/24/2020
Request Received: 2/4/2021
Contact: Linda Berger Director of Planning (770-219-6631)
Approved Cost: \$19,778,651
Determination: Pending

Need Projection Analyses Posted 12/18/2020

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

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

2025 Non-Special MRT Need Projection – Posted 12/18/2020

2025 PET Need Projection – Posted 12/18/2020

2025 Ambulatory Surgical Services Need Projection by HPA– Posted 9/18/2020

2025 Inpatient Physical Rehabilitation Need Projections – Posted 9/18/2020

2025 Neonatal Intermediate Care Bed Need Projection – Posted 9/18/2020

2025 Neonatal Intensive Care Bed Need Projection – Posted 9/18/2020

2025 Obstetric Services Bed Need Projection – Posted 9/18/2020

2023 Nursing Home Bed Need Projection – Posted 9/18/2020

2023 Home Health Agency Services Need Projection - Posted 9/18/2020

Non-Batched Need Projections

2024 Long Term Care Hospital Beds - 9/23/2020

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 (2/9/2021))

| 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). **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 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 12/18/2020 on DCH Website* **Winter 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.

[Positron Emission Tomography](#)

[Mega Voltage Radiation Therapy](#)

[Pediatric Cath/Open Heart](#)

[Psych/Substance Abuse](#)

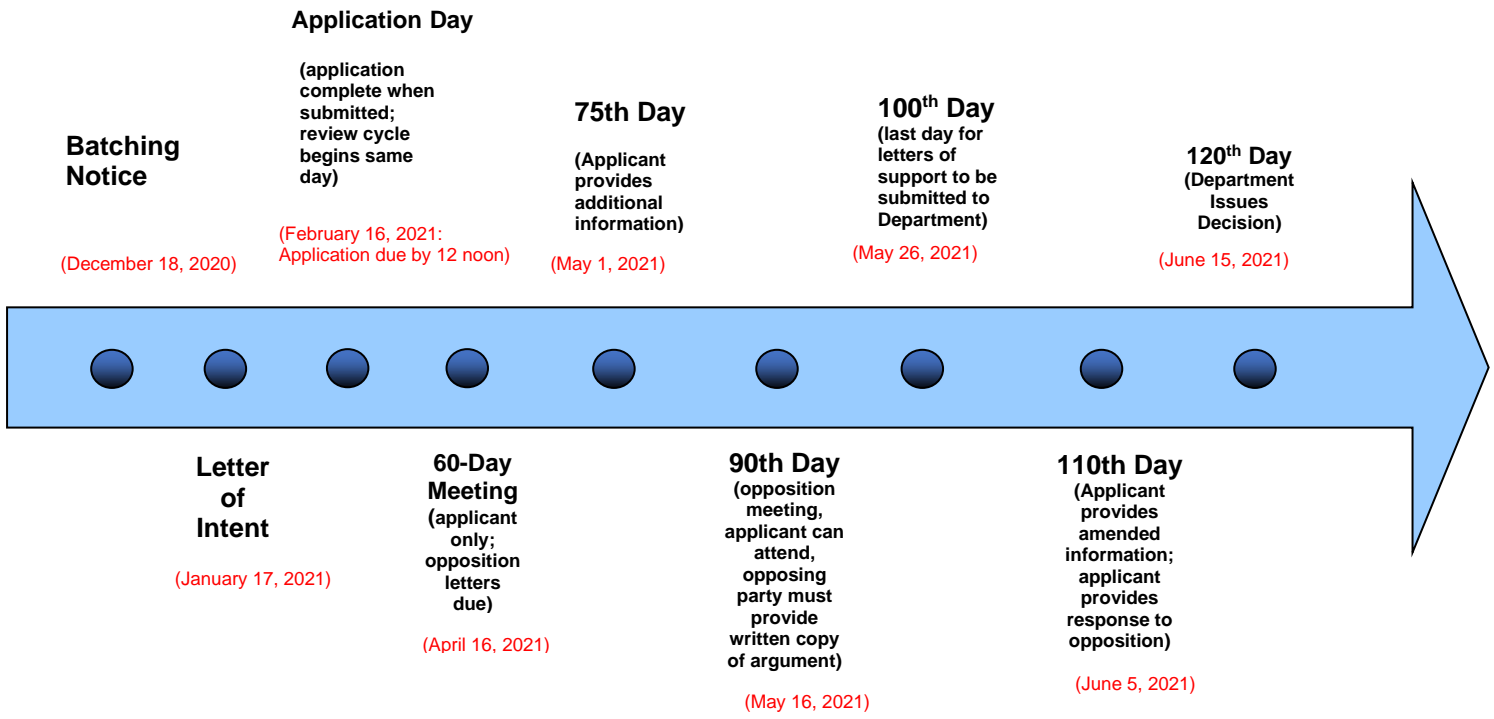
[Birthing Centers](#)

[Adult Open Heart](#)

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

BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

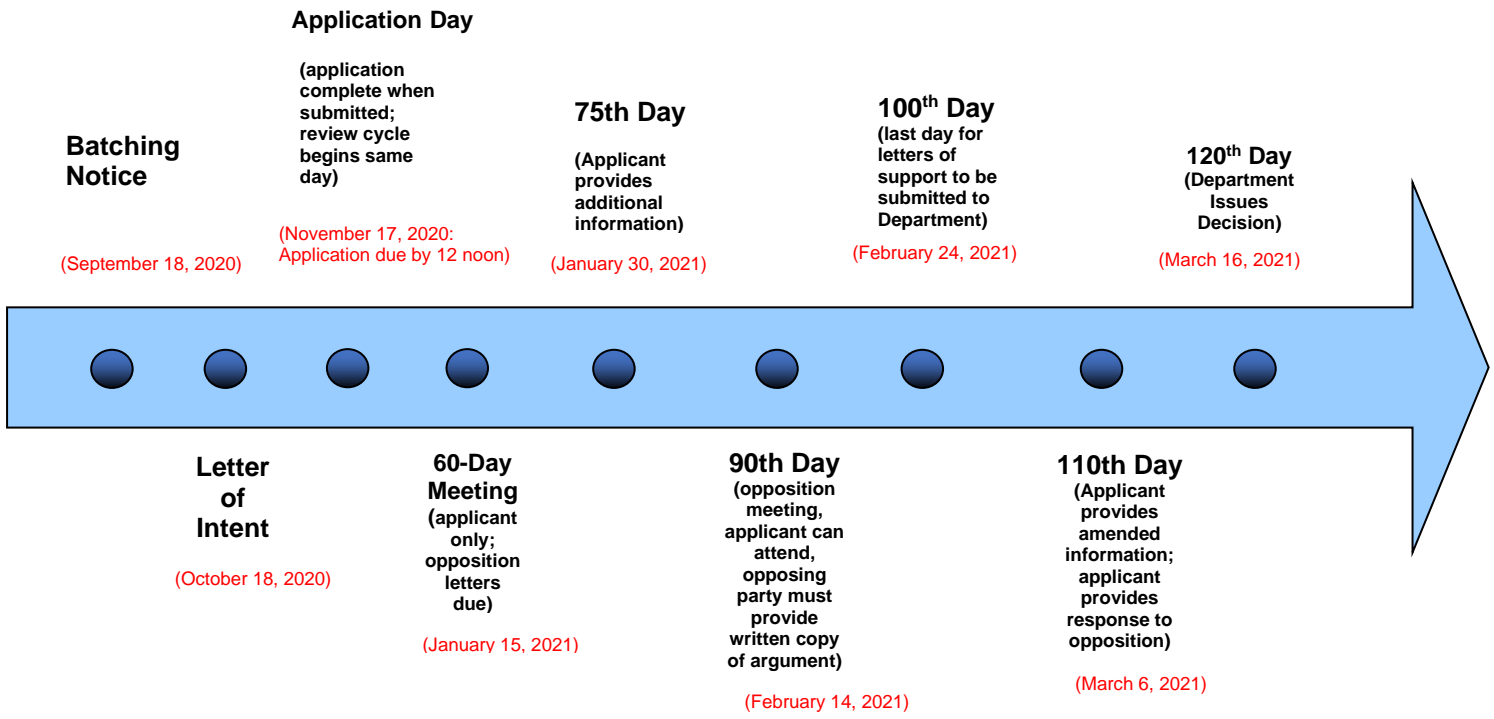
WINTER CYCLE



- ▶ **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 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.**
- ▶ **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)**

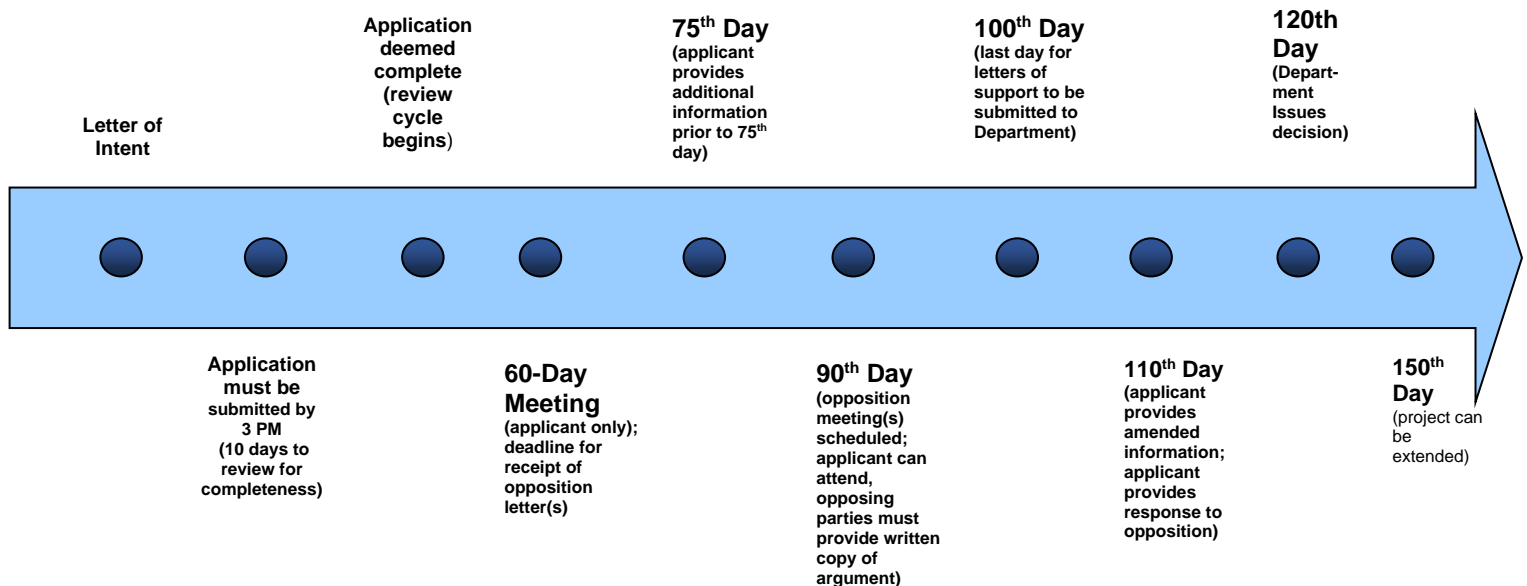
BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

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 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.
- ▶ 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 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.
- ▶ 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

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)

For questions concerning pending Certificate of Need applications please contact Bruce
Henderson, Senior Reviewer
(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)

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 shall continue to be submitted using the Request for Letter of Non-Reviewability Form until further notice 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.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:

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

The ORR Form found there can 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.

CERTIFICATE OF NEED APPEAL PANEL

Appointed by Governor Brian Kemp

Opie Dean Bowen
(Appointed on December 21, 2020)

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

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

Brooke Pettis Newby
(Vice Chair, appointed on November 23, 2020)

William Dennis (Trey) Taylor III
(Appointed on November 23, 2020)

IMPORTANT NOTICE RELATED TO COVID-19 OUTBREAK

Effective immediately (March 30, 2020), all *Office of Health Planning* applications and requests must be submitted electronically through our website. 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 Peachtree Street, N.W., 5th Floor
Atlanta, GA 30303**

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

Thank you for your cooperation as we do our part by practicing social distancing during this public health state of emergency.

IMPORTANT NOTICE RELATED TO EXECUTIVE ORDER NO. 03.20.20.02

If you have a request to suspend a provision of O.C.G.A. § 31-6-40 pursuant to State of Georgia Executive Order 03.20.20.02, REDUCING REGULATIONS TO ASSIST THE STATE'S RESPONSE TO THE SPREAD OF COVID-19, please complete this from: <https://dch.georgia.gov/divisionsoffices/office-health-planning/covid-19-code-section-31-6-40-suspension-request-form>