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Office of Health Planning



GEORGIA DEPARTMENT
OF COMMUNITY HEALTH

CERTIFICATE OF NEED

Tracking And Appeals Report

April 22, 2020 – April 28, 2020

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

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

<https://forms.dch.georgia.gov/HFRD/>

IMPORTANT NOTICES

Letters of Intent

LOI2020020 United Imaging Centers of Chamblee

Development of a Freestanding Diagnostic Imaging Center (“DTRC”)

Received: 4/21/2020

Application must be submitted on: 5/21/2020

Site: 3166 Chestnut Connector Drive, Suite 110, Atlanta (DeKalb County)

Estimated Cost: \$492,800

LOI2020021 United Imaging Centers of Jonesboro

Development of a Freestanding Diagnostic Imaging Center (“DTRC”)

Received: 4/21/2020

Application must be submitted on: 5/21/2020

Site: 750 Mount Zion Road, Suite 110 Suite 110, Jonesboro (Clayton County)

Estimated Cost: \$180,400

LOI2020022 United Imaging Centers of Buckhead

Development of a Freestanding Diagnostic Imaging Center (“DTRC”)

Received: 4/21/2020

Application must be submitted on: 5/21/2020

Site: 2045 Peachtree Road NE, Suite T-3, Atlanta (Fulton County)

Estimated Cost: \$64,000

LOI2020023 United Imaging Center of Marietta

Development of a Freestanding Diagnostic Imaging Center (“DTRC”)

Received: 4/21/2020

Application must be submitted on: 5/21/2020

Site: 1966 North Park Place SE, Suite 210, Atlanta (Fulton County)

Estimated Cost: \$181,400

Letters of Intent – Spring Batching

none

Expired Letters of Intent

none

Withdrawn CON Applications

none

New CON Applications

none

Pending Review/Incomplete Applications

none

Pending Review/Complete Applications

2020-001 Northside Hospital Forsyth

Additional 43 Medical Surgical Short Stay Care Beds at Northside Hospital Forsyth

Filed: 1/6/2020 Deemed Complete: 1/21/2020

60th Day Deadline: 3/20/2020

Decision Deadline: 5/19/2020

Site: 1200 Northside Forsyth Drive, Cumming, GA 30041 (Forsyth County)

Contact: Brian Toporek Senior Planner 404-851-6821

Estimated Cost: \$43,285,682

2020-002 Doctors Hospital of Augusta, LLC

Construction of Freestanding Emergency Department

OPPOSITION FILED

Filed: 1/21/2020 Deemed Complete: 2/3/2020

60th Day Deadline: 4/2/2020

Decision Deadline: 6/1/2020

Site: 464 North Belair Road, Evans, GA 30809 (Columbia County)

Contact: Doug Welch CEO 706-651-2451

Estimated Cost: \$12,500,000

2020-003 Coliseum Medical Centers

Construction of Freestanding Emergency Department

OPPOSITION FILED

Filed: 1/21/2020 Deemed Incomplete: 2/4/2020 Deemed Complete: 2/11/2020

60th Day Deadline: 4/10/2020

Decision Deadline: 6/9/2020

Site: Intersection of Highway 96 and Butten Dr, Bonaire, GA 31005 (Houston County)

Contact: Kelly Lindsay COO 478-765-4100

Estimated Cost: \$11,928,250

2020-004 Savannah Health Services, LLC dba Memorial Health University Medical Center

Construction of Freestanding Emergency Department

OPPOSITION FILED

Filed: 1/21/2020 Deemed Incomplete: 2/4/2020 Deemed Complete: 2/13/2020

60th Day Deadline: 4/12/2020

Decision Deadline: 6/11/2020

Site: Near Port Royal Rd and Rabbit Hill Rd, Richmond Hill, GA 31324 (Bryan County)

Contact: Matthew S. Hasbrouck, COO 912-350-8519

Estimated Cost: \$10,228,210

2020-005 Savannah Health Services, LLC dba Memorial Health University Medical Center

Construction of Freestanding Emergency Department

OPPOSITION FILED

Filed: 1/21/2020 Deemed Incomplete: 2/4/2020 Deemed Complete: 2/10/2020

60th Day Deadline: 4/9/2020

Decision Deadline: 6/8/2020

Site: Pooler Pkwy and Blue Moon Xing Intersect, Pooler, GA 31322 (Chatham County)

Contact: Matthew S. Hasbrouck, COO 912-350-8519

Estimated Cost: \$12,177,000

2020-006 Grady Ponce De Leon Center

Renovation of Ponce De Leon Infectious Disease Center

Filed: 1/21/2020 Deemed Complete: 2/3/2020

60th Day Deadline: 4/2/2020

Decision Deadline: 6/1/2020

Site: 341 Ponce De Leon Avenue, NE, Atlanta, GA 30308 (Fulton County)

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

Estimated Cost: \$38,000,000

2020-007 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla

Relocation and Renovation of Space for Inpatient Behavioral Health Service

Filed: 2/5/2020 Deemed Complete: 2/19/2020

60th Day Deadline: 4/18/2020

Decision Deadline: 6/17/2020

Site: 2500 Memorial Satilla Health, Waycross, GA 31501 (Ware County)

Contact: Mark Roberts COO 912-287-2501

Estimated Cost: \$5,993,976

2020-008 Cowles Clinic

Lease Mobile PET/CT Scanner from Alliance Imaging to Provide Mobile Srvcs - [Batching](#)

Filed: 2/18/2020 Deemed Complete: 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 1000 Cowles Clinic Way, Greensboro, GA 30642 (Greene County)

Contact: Bryan Forlines Assistant VP 478-633-5381
Estimated Cost: \$50,000

2020-009 Northeast Georgia Medical Center - Main Campus

Acquire One Additional Hospital-Based PET Unit for Use at Main Campus - [Batching](#)

Filed: 2/18/2020 **Deemed Complete:** 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

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

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

Estimated Cost: \$2,285,640

2020-010 Northside Hospital, Inc d/b/a Northside Hospital - Cherokee

Offer Mobile Hospital-Based PET/CT Srvcs at Hospital's OP Dept in Jasper - [Batching](#)

Filed: 2/18/2020 **Deemed Complete:** 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 134 Mountainside Village Pkwy Bldg 400, Jasper, GA 30143 (Pickens County)

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

Estimated Cost: \$0

2020-011 Emory University Hospital

Expand PET Services and Add a PET/MR - [Batching](#)

Filed: 2/18/2020 **Deemed Complete:** 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

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

Contact: Michael Barber, Dir Imaging Services 404-778-6280

Estimated Cost: \$5,749,558

2020-012 Navicent Health- Baldwin

Lease a Mobile PET/CT Scanner from Alliance Imaging - [Batching](#)

Filed: 2/18/2020 **Deemed Complete:** 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 821 N. Cobb Street, Milledgeville, GA 31061 (Baldwin County)

Contact: Bryan Forlines, Assistant VP 478-633-6966

Estimated Cost: \$120,000

2020-013 Northside Hospital, Inc d/b/a Northside Hospital Atlanta

Offer Mobile PET/CT Srvcs at Hospital-Based OP Dept in Conyers - [Batching](#)

Filed: 2/18/2020 **Deemed Complete:** 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 2287 Salem Road, SE, Conyers, GA 30143 (Rockdale County)

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

Estimated Cost: \$10,000

2020-014 University Cancer & Blood Center, LLC

Add a PET/CT Unit to its Oncology Practice in Athens – [Batching](#)

OPPOSITION FILED

Filed: 2/18/2020 **Deemed Complete:** 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 23320 Old Jefferson Road Bldg 700, Athens, GA 30607 (Clarke County)

Contact: Loretta Goodson, CEO 706-353-5016

Estimated Cost: \$2,905,215

2020-015 Northside Hospital Gwinnett

Establish Hospital-Based Radiation Therapy Services on Campus – [Batching](#)

OPPOSITION FILED

Filed: 2/18/2020 **Deemed Complete:** 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 1000 Medical Center Boulevard, Lawrenceville, GA 30046 (Gwinnett County)

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

Estimated Cost: \$39,332,320

2020-016 Emory University Hospital Midtown

Expand its Non-Special MVRT Service by Adding Linear Accelerator - [Batching](#)

Filed: 2/18/2020 Deemed Complete: 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 550 Peachtree Street, NE, Atlanta, GA 30308 (Fulton County)

Contact: Daniel Owens, CEO 404-686-2010

Estimated Cost: \$4,432,030

2020-017 Wayne Memorial Hospital

Development of a Mobile PET/CT Service - [Batching](#)

Filed: 2/18/2020 Deemed Complete: 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 865 South First Street, Jesup, GA 31545 (Wayne County)

Contact: Greg Jones, CFO 912-530-3305

Estimated Cost: \$30,000

2020-018 St. Francis Hospital

Relocate Portion of Geriatric Psych Srv/Reallocate 3-Beds to Geriatric Psych Srv - [Batching](#)

Filed: 2/18/2020 Deemed Complete: 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 2121 Manchester Expressway, Columbus, GA 31904 (Muscogee County)

Contact: Alan E. George, COO 706-320-8387

Estimated Cost: \$2,248,000

2020-019 Veritas Collaborative

Convert 13 of 50 Pediatric Acute Psych Sub Abuse Beds to Adult PSA Beds – [Batching](#) **OPPOSITION FILED**

Filed: 2/18/2020 Deemed Complete: 2/18/2020

60th Day Deadline: 4/17/2020

Decision Deadline: 6/16/2020

Site: 41 Perimeter Center East Suite 250, Dunwoody, GA 30346 (DeKalb County)

Contact: Stacie McEntyre, Founder 919-908-9730

Estimated Cost: \$500,000

2020-020 University Hospital

Establish a Freestanding Emergency Care Facility

Filed: 3/4/2020 Deemed Incomplete: 03/17/2020 Deemed Complete: 3/24/2020

Site: 4200 University Parkway, Evans, GA 30809 (Columbia County)

60th Day Deadline: 5/22/2020

Decision Deadline: 7/21/2020

Contact: Edward L. Burr, Chief Administrative Officer 706-774-8063

Estimated Cost: \$12,600,000

2020-021 Northeast Georgia Medical Center- Main Campus

Add a Shared Inpatient/Outpatient Endovascular Operating Room Suite

Filed: 3/9/2020 Deemed Complete: 3/23/2020

60th Day Deadline: 5/21/2020

Decision Deadline: 7/20/2020

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

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

Estimated Cost: \$9,190,566

2020-022 Cartersville Medical Center, LLC d/b/a Cartersville Medical Center

CMC Proposes to Expand and add 20 Short-stay General Hospital Beds to its North Tower

Filed: 3/11/2020 Deemed Incomplete: 03/24/2020 Deemed Complete: 3/30/2020

60th Day Deadline: 5/28/2020

Decision Deadline: 7/27/2020

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

Contact: Lori Rakes, COO 770-387-8181

Estimated Cost: \$29,797,414

2020-023 AU Medical Center, Inc

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

Filed: 3/20/2020 Deemed Complete: 3/31/2020

60th Day Deadline: 5/29/2020

Decision Deadline: 7/28/2020

Site: Knob Hill Farm Road and Washington Road, Augusta, GA 30912 (Richmond County)

Contact: Jennifer Miller VP Strategic Planning 706-446-5132

Estimated Cost: \$14,975,548

2020-024 Northside Hospital Gwinnett

Additional 27 Emergency Exam Rooms and 30- Bed Observation Unit

Filed: 3/30/2020 Deemed Complete: 4/13/2020

60th Day Deadline: 6/11/2020

Decision Deadline: 8/10/2020

Site: 1000 Medical Center Boulevard, Lawrenceville, GA 30046 (Gwinnett County)

Contact: Jeffrey Stofko 678-312-3310

Estimated Cost: \$57,000,000

Recently Approved Applications

none

Recently Denied Applications

none

Appealed Determinations

DET2016-208 Emory University d/b/a Emory University Hospital (“EUH”) and ES Rehabilitation, LLC d/b/a Emory Rehabilitation Hospital (“ES Rehab”) (collectively, “Requestors”) Request for Letter of Determination regarding the reviewability of a proposed relocation, decoupling and transfer of EUH’s sixteen (16) comprehensive inpatient physical rehabilitation (“CIPR”) beds.

Agency Decision: Denied on 2/24/2016.

Appealed: Requestors filed request for Administrative Appeal on 03/16/2017.

Hearing Officer: Ellwood F. Oakley III, Esq.

Hearing Date: 6/15/2017.

Hearing Decision: Hearing Officer grants Motion of Summary Adjudication to Requestors, 8/28/2017. Department requests Commissioner Review, 9/22/2017.

Commissioner Review Decision: Commissioner reverses decision of Hearing Officer and grants summary adjudication to Department, 11/16/17. Emory files petition for Judicial Review, 12/18/17.

Superior Court Decision: Court grants the Petition for Judicial Review and Reverses the Department’s Final Order, 7/26/2018. Department filed Application for Discretionary Appeal with Court of Appeals, 8/24/2018.

Court of Appeals: Court of Appeals reversed the order of the superior court granting Emory’s petition for judicial review, 6/28/2019. Emory files Petition for Writ of Certiorari in the Georgia Supreme Court, 7/18/2019. The Supreme Court denied the petition for certiorari, 2/28/2020.

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. Lynne Hogue, Esq.
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: Pending

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.

Supreme Court: Petition for Writ of Certiorari granted, judgment of the Court of Appeals vacated, and case remanded for reconsideration, 12/23/19.

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.

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

2017-063 Redmond Regional Medical Center (Floyd)

Develop Basic Level 1 Perinatal Service - Batching

Agency Decision: Approved, 3/26/2018

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

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

Hearing Date: 12/3/2018

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

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

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

Court of Appeals: FMC filed Application for Discretionary Appeal 10/28/19. Court of Appeals denied FMC's Application for Discretionary Appeal 11/21/19. FMC filed Notice of Intention to Petition for Writ of Certiorari in the Georgia Supreme Court, 12/2/19. FMC filed Petition for Writ of Certiorari in Georgia Supreme Court, 12/11/2019. Redmond filed Response in Opposition to FMC's Petition for Certiorari, 12/30/2019.

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.

Superior Court of Fulton County Decision: 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 Decision: 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.

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. Further hearings suspended due to public health, safety and welfare concerns.

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

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

Agency Decision: Denied, 3/25/2019

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

Candler Hospital, Inc. ("Candler") files request to intervene in Appeal Hearing, 4/24/2018 and withdraws its request to intervene on 8/30/2019.

Hearing Officer: Melvin M. Goldstein, Esq.

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

Hearing Decision: Hearing Officer affirmed the Department's decision to deny a CON to Memorial, 1/7/2020. Savannah Health Services, LLC d/b/a Memorial Health University Medical Center ("Memorial") appeals the Hearing Officer's Decision, 2/5/2020.

Commissioner Review Decision: Hearing Officer Decision is Reversed, 3/6/2020.

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

Megavoltage Radiation Therapy-Batching

Agency Decision: Denied, 6/18/2019

Appealed By: Northside Hospital, Inc., 7/17/2019, Northeast Georgia Medical Center-South Hall files request to intervene in Appeal Hearing, 7/18/2019; Northeast Georgia Medical Center-Main Campus files request to intervene in Appeal Hearing, 7/18/2019; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Oncology Center-Lawrenceville files request to intervene in Appeal Hearing, 7/17/2019; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Therapy Center—Snellville files request to intervene in Appeal Hearing, 7/17/2019; Vantage Cancer Centers of Georgia, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville files request to intervene in Appeal Hearing, 7/17/2019. Northside withdraws appeal of their 6/18/2019 denial, 4/22/2020. Order of dismissal issued by Hearing Officer, 4/22/2020
Hearing Officer: Melvin M. Goldstein, Esq

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 Goldstein, Esq.

Hearing Date: July 29-31

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: Pending

Requests for DET-EQT for Diagnostic or Therapeutic Equipment

DET-EQT2020007 South Atlanta Radiology Associates, PC

Purchase Mobile MRI

Request received: 1/17/2020

Contact Person: Balu S. Mani, Owner 770-991-1010

Determination: Pending

DET-EQT2020010 Dr. Satish Poddar

Purchase Fixed CT Scanner

Request received: 1/27/2020

Contact Person: Sabrina Boyd, Practice Administrator 678-663-6360

Determination: Pending

DET-EQT2020011 St. Joseph's Hospital, Inc

Relocation of Existing Equipment Fixed CT Scanner

Request received: 1/30/2020

Contact Person: Brad Trower, VP, Business Development 912-819-6557

Determination: Non-reviewable as proposed **Determination Date:** 3/30/2020

DET-EQT2020012 Candler Hospital, Inc

Purchase Fixed Interventional Angiography

Request received: 1/30/2020

Contact Person: Brad Trower, VP, Business Development 912-812-6557

Determination: Non-reviewable as proposed **Determination Date:** 3/30/2020

DET-EQT2020013 Candler Hospital, Inc

Purchase Fixed Interventional Angiography

Request received: 1/30/2020

Contact Person: Brad Trower, VP, Business Development 912-819-6557

Determination: Non-reviewable as proposed **Determination Date:** 3/30/2020

DET-EQT2020014 Saint Joseph's Hospital of Atlanta, Inc

Purchase Fixed Spect/CT Camera

Request received: 1/30/2020

Contact Person: Jessica Sheridan, VP of Operations 678-843-4951

Determination: Non-reviewable as proposed **Determination Date:** 3/30/2020

DET-EQT2020015 Kroll Care, PC

Capital Lease Fixed MRI

Request received: 1/31/2020

Contact Person: Michael Kroll, Owner 404-242-3301

Determination: Non-reviewable as proposed **Determination Date:** 3/30/2020

DET-EQT2020016 Wellstar North Fulton Hospital, Inc d/b/a Wellstar North Fulton Hospital

Operational Lease Mobile MRI

Request received: 2/13/2020

Contact Person: April Austin, Manager 470-644-0057

Determination: Non-reviewable as proposed **Determination Date:** 4/14/2020

DET-EQT2020017 Good Samaritan Hospital, Inc d/b/a St. Mary's Good Samaritan Hospital

Purchased Fixed CT Scanner

Request received: 2/14/2020

Contact Person: Jeff Brown VP Support Services 706-389-2655

Determination: Non-reviewable as proposed **Determination Date:** 4/15/2020

DET-EQT2020018 Wellstar Regional Hospital, Inc d/b/a Wellstar Spalding Regional

Purchase Interventional Radiology Fixed

Request received: 2/20/2020

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

Determination: Pending

DET-EQT2020019 AU Medical Center, Inc

Purchase Fixed MRI

Request received: 2/28/2020

Contact Person: Jennifer Miler, VP 706-446-5132

Determination: Pending

DET-EQT2020020 Emory University d/b/a Emory University Hospital Midtown

Purchase Fixed CT Scanner

Request received: 2/27/2020

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

Determination: Non-reviewable as proposed **Determination Date:** 4/28/2020

DET-EQT2020021 Piedmont Hospital, Inc d/b/a Piedmont Atlanta Hospital

Purchased Fixed MRI

Request received: 3/3/2020

Contact Person: Christine MacEwen, Exec Director 404-425-1307

Determination: Pending

DET-EQT2020022 Piedmont Hospital, Inc. d/b/a Piedmont Atlanta Hospital

Purchase Fixed MRI

Request received: 3/3/2020

Contact Person: Christine MacEwen, Exec Director 404-425-1307

Determination: Pending

DET-EQT2020023 Piedmont Hospital, Inc. d/b/a Piedmont Atlanta Hospital

Purchase Fixed MRI

Request received: 3/3/2020

Contact Person: Christine MacEwen, Exec Director 404-425-1307

Determination: Pending

DET-EQT2020024 Fayette Community Hospital, Inc. d/b/a/ Piedmont Fayette Hospital

Purchase Fixed MRI

Request received: 3/3/2020

Contact Person: Christine MacEwen, Exec Director 404-425-1307
Determination: Pending

DET-EQT2020025 Piedmont Henry Hospital, Inc.

Purchase Fixed MRI

Request received: 3/3/2020

Contact Person: Christine MacEwen, Exec Director 404-425-1307

Determination: Pending

DET-EQT2020026 Piedmont Hospital, Inc d/b/a Piedmont Atlanta Hospital

Purchase Fixed MRI

Request received: 3/3/2020

Contact Person: Christine MacEwen, Exec Director 404-425-1307

Determination: Pending

DET-EQT2020027 Piedmont Hospital Inc d/b/a Piedmont Atlanta Hospital

Purchase Fixed MRI

Request received: 3/3/2020

Contact Person: Christine MacEwen, Exec Director 404-425-1307

Determination: Pending

DET-EQT2020028 SE Imaging, LLC

Purchase Fixed MRI

Request received: 3/10/2020

Contact Person: James R. Zimmerman, M.D, Owner 770-654-1768

Determination: Pending

DET-EQT2020029 North Atlanta Ear, Nose, & Throat, P.C

Purchase Fixed CT Scanner

Request received: 3/10/2020

Contact Person: Sherry Moon, Office Manager 470-297-1123

Determination: Pending

DET-EQT2020030 Resurgens Orthopaedics

Purchase Fixed MRI

Request received: 3/20/2020

Contact Person: Dr. John Gleason Co-President 404-459-3790

Determination: Pending

DET-EQT2020031 Outpatient Imaging, LLC

Purchase Fixed MRI

Request received: 4/2/2020

Contact Person: John Arnold, MD Treasurer 404-225-5674

Determination: Pending

DET-EQT2020032 Chi Memorial Hospital-Georgia, Inc

Purchase Fixed MRI

Request received: 4/13/2020

Contact Person: Andrew McGill, SVP, Strategy & Business Dev 423-295-7859

Determination: Pending

DET-EQT2020033 Effingham Hospital, Inc d/b/a Effingham Health System

Lease Fixed CT Scanner

Request received: 4/24/2020

Contact Person: Fran Baker-Witt, RN, MBA-President & CEO 912-754-0142

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)

LNR-ASC2019014 Georgia Interventional Pain - G, LLC

Physician-Owned, Single Specialty ASC

Site: 1504 North Thornton Rd, Suite 104 Dalton, GA 30720

Number of OR's: 1 **Specialty:** Medical Practice

Project costs as submitted: \$522,813.00

Request received: 9/23/2019

Challenge Received: 10/22/2019

Contact Person: Joseph R. Ross, Partner 912-232-7182

Determination: Approved

Determination Date: 11/21/2019

Opposition: Hamilton Medical Center- 10/22/2019

LNR-ASC2020001 Macon Outpatient Surgery, LLC and Navicent Health, Inc

Establishment of a Single Specialty Joint Venture ASC ("JV-ASC")

Site: 3708 Northside Drive, Macon 31210

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

Project costs as submitted: \$0.00

Request received: 1/17/2020

Contact Person: Victor Moldovan, Esq 404-817-8500

Determination: Approved

Determination Date: 4/15/2020

LNR-ASC2020002 Macon Outpatient Surgery, LLC and the Navicent Health, Inc.

Establishment of Single-Specialty Joint Venture ASC ("JV-ASC")

Site: 3708 Northside Drive, Macon, 31210

Number of OR's: 3 **Specialty:** Orthopaedics

Project costs as submitted: \$0.00

Request received: 1/17/2020

Contact Person: Victor Moldovan, Esq. 404-898-8120

Determination: Approved

Determination Date: 4/15/2020

LNR-ASC2020003 Aesthetic Surgery Center of Atlanta, LLC

Physician- Owned, Single Specialty ASC

Site:

Number of OR's: 1 **Specialty:** Plastic Surgery Procedures

Project costs as submitted: \$1,910,316.00

Request received: 3/10/2020

Contact Person:

Determination: Pending

LNR-ASC2020004 Regenerative Spine & Pain Specialists, P.C.

Physician-Owned Office Based Single Specialty ASC

Site: 874 West Lanier Avenue, Suite 250 Fayetteville, GA 30214

Number of OR's: 1 **Specialty:** Pain Medicine

Project costs as submitted: \$1,068,330.00

Request received: 3/18/2020

Contact Person: Everette B Jenkins 678-625-4720

Determination: Pending

Requests for Miscellaneous Letters of Determination

DET2020008 Sterling Medical Imaging Specialists, P.C

Change in Defined Location of CON-Authorized MRI Equipment

Request received: 1/13/2020

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

Determination: Non-reviewable as proposed **Determination Date:** 4/13/2020

DET2020015 The Emory Clinic, Inc.

Purchase of CON-Approved Ambulatory Surgery Center

Request received: 1/16/2020

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

Determination: Non-reviewable as proposed **Determination Date:** 4/14/2020

DET2020018 Ankle & Foot Associates of Southern Georgia, Inc.

Restructure - " Inc." Conversion to "LLC"

Request received: 1/17/2020

Contact Person: David P. Murphy, Phys. Mbr. 912-283-7596

Determination: Denied **Determination Date:** 4/15/2020

DET2020028 St. Joseph's Hospital, Inc

Replace CON-Authorized CT Scanner

Request received: 1/30/2020

Contact Person: Brad Trower, VP, Business Development 912-812-6557

Determination: Non-reviewable as proposed **Determination Date:** 3/30/2020

DET2020029 St. Joseph's Hospital, Inc

Replace a CON-Authorized Cardiac Catheterization Lab

Request received: 1/30/2020

Contact Person: Brad Trower, VP, Business Development 912-819-6557

Determination: Pending

DET2020030 Dekalb Medical Center, Inc. d/b/a Emory Decatur Hospital

Replacement of a Varian Linear Accelerator

Request received: 1/31/2020

Contact Person: Jennifer Schuck, VP, Operations 404-501-4622

Determination: Pending

DET2020031 AU Medical Center, Inc.

Consolidate Indigent and Charity Care Commitment

Request received: 2/3/2020

Contact Person: Jennifer Miller, VP, Strategic Planning 706-446-5132

Determination: Pending

DET2020033 Northside Hospital, Inc d/b/a Northside Hospital Gwinnett

Capital Expenditures Below Threshold

Request received: 2/5/2020

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

Determination: Non-reviewable as proposed **Determination Date:** 4/2/2020

DET2020034 Coliseum Northside Hospital

Pharmacy USP 797 Upgrade

Request received: 2/7/2020

Contact Person: John Ware, Director 478-297-4710

Determination: Non-reviewable as proposed **Determination Date:** 4/2/2020

DET2020035 Northside Hospital, Inc d/b/a Northside Hospital Cancer Institute Radiation

Replace CON-Exempt Linear Accelerator Unit

Request received: 2/10/2020

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

Determination: Non-reviewable as proposed **Determination Date:** 4/13/2020

DET2020036 Southeast Georgia Health System, Inc. d/b/a Southeast Georgia Health System

Pharmacy Upgrades to Comply with USP 797

Request received: 2/12/2020

Contact Person: Tripp Stephens, VP, Support Services 912-466-7055

Determination: Pending

DET2020037 Cedar Communities at Bountiful Hills, LLC

Increase in Capacity of Existing Personal Care Home

Request received: 2/12/2020

Contact Person: Richard Forster, Managing Director 516-229-1204

Determination: Non-reviewable as proposed **Determination Date:** 4/14/2020

DET2020038 Kennestone Hospital, Inc. d/b/a Wellstar Windy Hill Hospital

Purchase of Sterilization Equipment and Associated Renovations

Request received: 2/13/2020

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

Determination: Non-reviewable as proposed **Determination Date:** 4/14/2020

DET2020039 Candler Hospital

Hospital Stat Laboratory Renovation

Request received: 2/13/2020

Contact Person: Brad Trower, VP 912-819-6557

Determination: Non-reviewable as proposed **Determination Date:** 4/2/2020

DET2020040 Alliance Healthcare Services

Mobile PET/CT Unit for CON-approved Georgia providers

Request received: 2/20/2020

Contact Person: Ken Manning, Area Director of Operations 770-605-1070

Determination: Pending

DET2020041 The Landing of Bogart, LLC

Construction and Operation of a 50 bed Assisted Living Facility

Request received: 2/21/2020

Contact Person: Jennifer D. Flowers, COO 229-402-1349

Determination: Non-reviewable as proposed **Determination Date:** 4/6/2020

DET2020042 Eastside Medical Center, LLC d/b/a Eastside Medical Center

Replacement of CON-approved Cardiac Catheterization Equipment

Request received: 2/21/2020

Contact Person: Persaud Rudolph, Director 770-736-2450

Determination: Pending

DET2020043 Coffee Regional Medical Center, Inc.

Addition of a 2nd Adult Cardiac Catheterization Laboratory

Request received: 2/24/2020

Contact Person: Sherry Thomas, EVP 912-384-1900 ext 5616

Determination: Pending

DET2020044 Prime Healthcare Foundation- Southern Regional, LLC

Replacement of CON-Authorized CT Unit

Request received: 2/27/2020

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

Determination: Pending

DET2020045 Emory University d/b/a Emory University Hospital Midtown

10-Month lease of Mobile CT Scanner

Request received: 2/27/2020

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

Determination: Non-reviewable as proposed **Determination Date:** 4/28/2020

DET2020046 Boynton Ridge Operations, LLC

Construction and Operation of a New Assisted Living Facility

Request received: 2/28/2020

Contact Person: Carrie Bailey, VP 904-240-1388

Determination: Pending

DET2020047 Willingway, Inc d/b/a Willingway Hospital

Construction of a New Building Physically Separate from the Hospital

Request received: 2/28/2020

Contact Person: Cherie D. Tolley, CEO 912-489-7290

Determination: Pending

DET2020048 St. Mary's Health Care System, Inc. d/b/a St Mary's Hospital

Replace da Vinci Surgical System

Request received: 3/2/2020

Contact Person: Titus Gambrell, Chief Nursing Officer 706-389-3947
Determination: Pending

DET2020049 University Health Services, Inc
University Hospital 10 West Nursing Unit Renovation
Request received: 3/2/2020
Contact Person: Edward L Burr, Chief Admin Officer 706-774-8063
Determination: Pending

DET2020050 Hospital Authority of Columbus, Georgia
Reconfiguration of Hospital Authority of Columbus Nursing Facilities
Request received: 3/2/2020
Contact Person: Frank Morast, CEO 706-225-1100
Determination: Pending

DET2020051 The Landing of Winder, LLC
Construction and Operation of a 50 bed Assisted Living Facility
Request received: 3/4/2020
Contact Person: Jennifer D. Flowers, COO 229-402-1349
Determination: Non-reviewable as proposed **Determination Date:** 4/7/2020

DET2020052 Effingham Hospital, Inc., d/b/a Effingham Health System
Renovation of Existing Retail Pharmacy and Gift Shop
Request received: 3/6/2020
Contact Person: Fran Baker Witt, CEO 912-754-0142
Determination: Pending

DET2020053 Coliseum Medical Center, LLC d/b/a Coliseum Medical Centers
Renovation of Labor & Delivery Unit
Request received: 3/6/2020
Contact Person: Kelly Lindsay, COO 478-742-1247
Determination: Pending

DET2020054 The Medical Center, Inc. d/b/a Piedmont Columbus Regional Midtown
Pharmacy Renovation to Comply with U.S. Pharmacopeia Guidelines
Request received: 3/11/2020
Contact Person: Laura Flatt, Manager, Projects and Planning 706-571-1381
Determination: Pending

DET2020055 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital
Add Two Shared General Operating Rooms
Request received: 3/11/2020
Contact Person: Laurie Hansen, VP, Operations 678-474-7012
Determination: Pending

DET2020056 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital
Replacement of Mobile PET/CT equipment
Request received: 3/13/2020
Contact Person: Laurie Hansen, VP, Operations 678-474-7012
Determination: Pending

DET2020057 Floyd Healthcare Management, Inc
Non-Clinical Lobby/Waiting Area/Hallway Construction
Request received: 3/13/2020
Contact Person: Drew Dempsey Director of Planning 706-509-6442
Determination: Pending

DET2020058 St. Francis, LLC
Replacement of Cysto Table
Request received: 3/13/2020
Contact Person: Alan George COO 706-596-4000
Determination: Pending

DET2020059 Northeast Georgia Medical Center Lumpkin, LLC

Relocation of Rural County Healthcare Facility

Request received: 3/16/2020

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

Determination: Pending

DET2020060 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital

Construct a New Parking Deck

Request received: 3/17/2020

Contact Person: Laurie Hansen 678-474-7012

Determination: Pending

DET2020061 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital

Expand Existing Medical Office Building

Request received: 3/17/2020

Contact Person: Laurie Hansen 678-474-7012

Determination: Pending

DET2020062 Gastroenterology Consultants of Savannah, P.C

Endoscopy Center

Request received: 3/20/2020

Contact Person: Spencer Luke CEO 912-3549447

Determination: Pending

DET2020063 Georgia Department of Veterans Service

Georgia War Veterans Home, Sub-Acute Therapy Unit- Phase 3 of 3

Request received: 3/24/2020

Contact Person: Russell Feagin Director 478-445-2544

Determination: Pending

DET2020064 Marietta Outpatient Surgery, Ltd d/b/a Marietta Surgical Center

Partial Relocation-Procedure Rooms from Suite 250 to Main Suite 100

Request received: 3/24/2020

Contact Person: Alice Elliott Administrator 770-422-1579

Determination: Pending

DET2020065 Emory University Hospital

Replacement of PET/CT Equipment

Request received: 3/27/2020

Contact Person: Catherine A. Maloney VP of Operations 404-712-5529

Determination: Pending

DET2020066 Candler Hospital, Inc.

Capital Expenditure for Candler Hospital LCRP Pharmacy Renovation

Request received: 3/27/2020

Contact Person: Brad Trower VP of Business Development 912-819-6557

Determination: Pending

DET2020067 Candler Hospital, Inc

Capital Expenditure for Emergency Department Renovation

Request received: 3/27/2020

Contact Person: Brad Trower, VP, Business Development 912-819-6557

Determination: Pending

DET2020068 Magnolia Senior Living @ Dawsonville LLC

Request 96 Beds for a Proposed Assisted Living Facility

Request received: 3/31/2020

Contact Person: Zhicong Chen, Owner 678-549-2640

Determination: Pending

DET2020069 Magnolia Senior Living @ Canton

Request 85 Beds for a Proposed Assisted Living Facility

Request received: 3/31/2020

Contact Person: Zhicong Chen, Owner 678-549-2640
Determination: Pending

DET2020070 Scottish Rite Children's Medical Center, Inc d/b/a Children's Healthcare of Atlanta
Repair or Replacement of Building Materials: Elevator, Computers
Request received: 4/1/2020
Contact Person: David Tatum Chief of Public Policy 404-785-7556
Determination: Pending

DET2020071 Scottish Rite Children's Medical Center, Inc d/b/a Children's Healthcare of Atlanta
Replacement of IR Bi-Plane Scanner and Addition of Nuclear Medicine
Request received: 4/1/2020
Contact Person: David Tatum Chief Public Policy Officer 404-785-7556
Determination: Pending

DET2020072 Northside Hospital, Inc. d/b/a Northside Hospital Duluth
Replace CON-Approved CT Unit- Imaging Department
Request received: 4/2/2020
Contact Person: Brian Toporek, Senior Planner 404-851-6821
Determination: Pending

DET2020073 Northside Hospital, Inc. d/b/a Northside Hospital Duluth
Replace CON-Approved CT Unit- Emergency Department
Request received: 4/2/2020
Contact Person: Brian Toporek, Senior Planner 404-851-6821
Determination: Pending

DET2020074 Egleston Children's Hospital at Emory University, Inc
PET/CT Equipment Replacement
Request received: 4/3/2020
Contact Person: David R. Tatum Chief Public Policy Officer 404-785-7556
Determination: Pending

DET2020276 Tanner Medical Center
Under Threshold Expenditures for Physician Office Space
Request received: 4/8/2020
Contact Person: Carol Crews 770-812-9580
Determination: Pending

DET2020077 Tanner Medical Center, Inc.
Capital Expenditures Below Threshold
Request received: 4/8/2020
Contact Person: Carol Crews CFO 770-812-9580
Determination: Pending

DET2020078 1115 Smith Opco, LLC d/b/a The Residence at Oak Grove
Construction of 2-Story AL and Memory Care Community
Request received: 4/14/2020
Contact Person: Matthew Price, Owner 229-563-1790
Determination: Pending

DET2020079 Brickmont Johns Creek SPE, LLC
Licensure of an Assisted Living Community
Request received: 4/14/2020
Contact Person: Cheryl Kochensaprg, Manager 404-702-7275
Determination: Pending

DET2020080 PSL Union Hill Op, LLC
Construction of an Assisted Living Community
Request received: 4/16/2020
Contact Person: Yolanda Hunter, VP, Quality Assurance 678-214-2902
Determination: Pending

DET2020081 Tanner Medical Center, Inc.
Under Threshold Expenditures for Pharmacy Relocation
Request received: 4/22/2020
Contact Person: Carol Crews, CFO 770-812-9580
Determination: Pending

DET2020082 CareSouth HHA Holdings of Washington, LLC
Physical Relocation
Request received: 4/23/2020
Contact Person: Kathy Barrentine, Licensing/Enrollment Speclst 601-582-6035
Determination: Pending

Requests for Extended Implementation/Effective Period

2018026 Southeast Georgia Health System, Inc. d/b/a Southeast Georgia Health System-Brunswick
Construction of New Patient Floor
Request to Extend Performance Period
Site: 2415 Parkwood Drive, Brunswick (Glynn)
Project Approved: 9/11/2018
Request Received: 3/27/2020
Contact: Tripp Stephens, VP, Support Services (912-466-7055)
Approved Cost: \$13,710
Determination: Approved, 4/21/2020 **Extended Mandatory Completion:** October 1, 2020

2019001 AU Medical Center, Inc.
Renovation to Create an ICU
Request to Extend Implementation Date
Site: 1120 15th Street, Augusta (Richmond)
Project Approved: 5/24/2019
Request Received: 4/1/2020
Contact: Jennifer Miller, AVP, Strategic Planning (706-446-5132)
Approved Cost: \$12,958,400
Determination: Approved, 4/22/2020 **Extended Mandatory Implementation Date:** May 23, 2021

Need Projection Analyses Posted **3/27/2020**

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

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

- 2024 Non-Special MRT Need Projection – Posted 12/20/2019
- 2024 PET Need Projection – Posted 12/20/2019
- 2024 Ambulatory Surgical Services Need Projection by HPA– Posted 3/27/2020
- 2024 Rehab Need Projection– Posted 3/27/2020
- 2024 Neonatal Intermediate Care Bed Need Projection – Posted 3/27/2020
- 2024 Neonatal Intensive Care Bed Need Projection – Posted 3/27/2020
- 2024 Obstetric Services Bed Need Projection – Posted 3/27/2020
- 2022 Nursing Home Bed Need Projection – Posted 3/27/2020
- 2022 Home Health Agency Need Projections - Posted 3/27/2020

Non-Batched Need Projections

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.

A listing of complete and incomplete surveys separated by service and by year may be found at www.GaMap2Care.info.

Indigent and Charity Care Shortfalls

Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (4/28/2020))

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 ASC	Rockdale	2013	70,825.83	Ambulatory Surgery Center
Rome Endoscopy Ctr Inc, The	Floyd	2014	92,083.32	Ambulatory Surgery Center
Rome Endoscopy Ctr Inc, The	Floyd	2015	88,222.50	Ambulatory Surgery Center
Schulze Surgery Center, Inc.	Chatham	2013	4,838.07	Ambulatory Surgery Center
Schulze Surgery Center, Inc.	Chatham	2015	18,304.24	Ambulatory Surgery Center
Stephen Lober Plastic Surgery	Clarke	2014	4,439.76	Ambulatory Surgery Center
Island Health Care	Chatham	2014	20,912.29	Home Health Agency
Island Health Care	Chatham	2015	46,002.33	Home Health Agency
Staff Builders Home Health	Gwinnett	2015	39,203.62	Home Health Agency
Suncrest Home Health	Fulton	2014	18,318.91	Home Health Agency
Suncrest Home Health	Fulton	2015	17,068.27	Home Health Agency

Notes: The provisions of the Provider Payment Act of 2010 exempt eligible hospitals from being required to pay shortfalls associated with CON indigent and charity care commitments while the Act is in force. Critical Access Hospitals, Psychiatric Hospitals, and State-owned hospitals are exempt from the PPA so must still pay shortfalls associated with CON commitments.

CERTIFICATE OF NEED FILING REQUIREMENTS

Letters of Intent

O.C.G.A. 31-6-40(b) provides that:

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

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

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

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

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

The Department will not accept any letters of intent submitted by either telephone, facsimile or e-mail pursuant to Rule 111-2-2-.06(5).

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

Instructions for Organization of Appendices

Appendices, in the original application document as well as the copies, must be separated by **lettered tabs** upon submission with the Office of Health Planning.

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

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

Determining Completeness

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

Batching Review

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

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

Batching Notifications— *Posted 3/27/2020 on DCH Website* Spring 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](#)

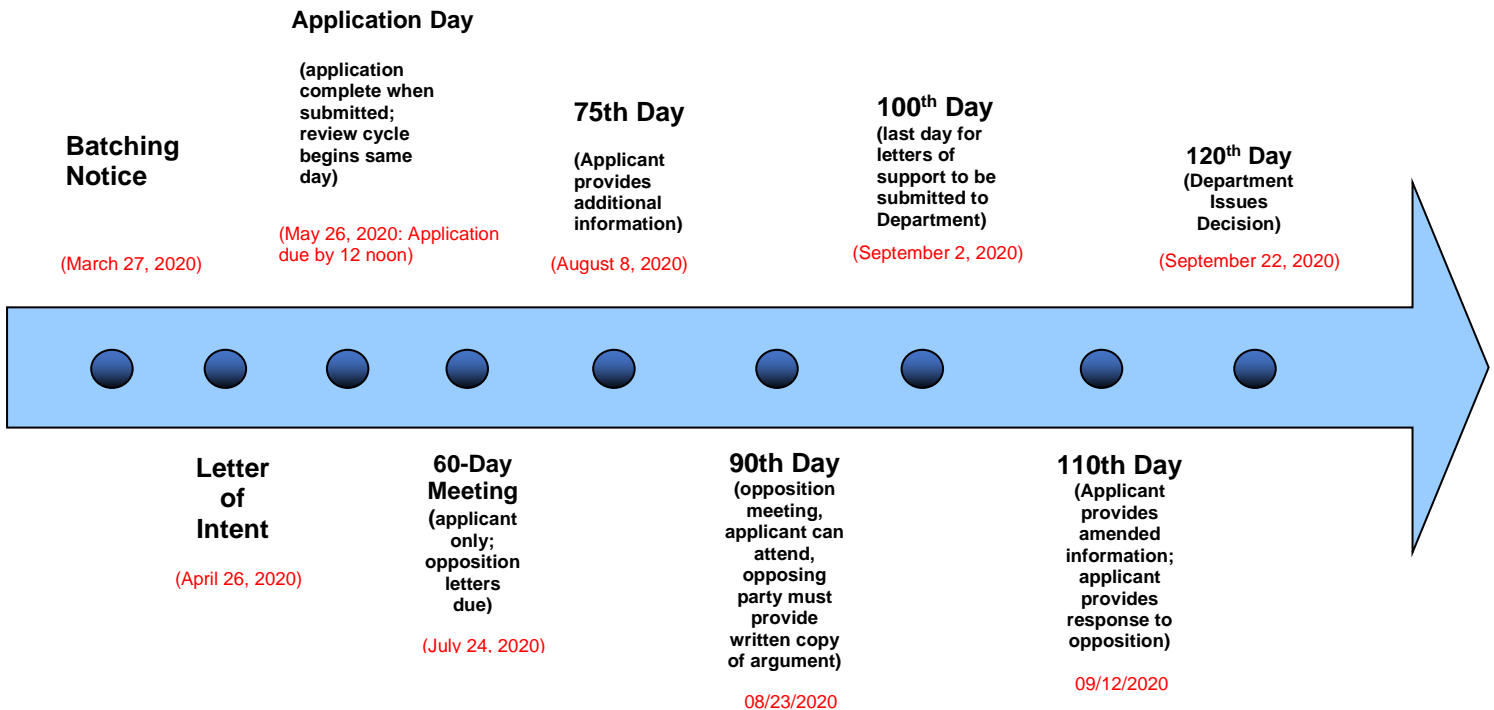
[Neonatal Intermediate Care](#)

[Inpatient Rehabilitation](#)

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

BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

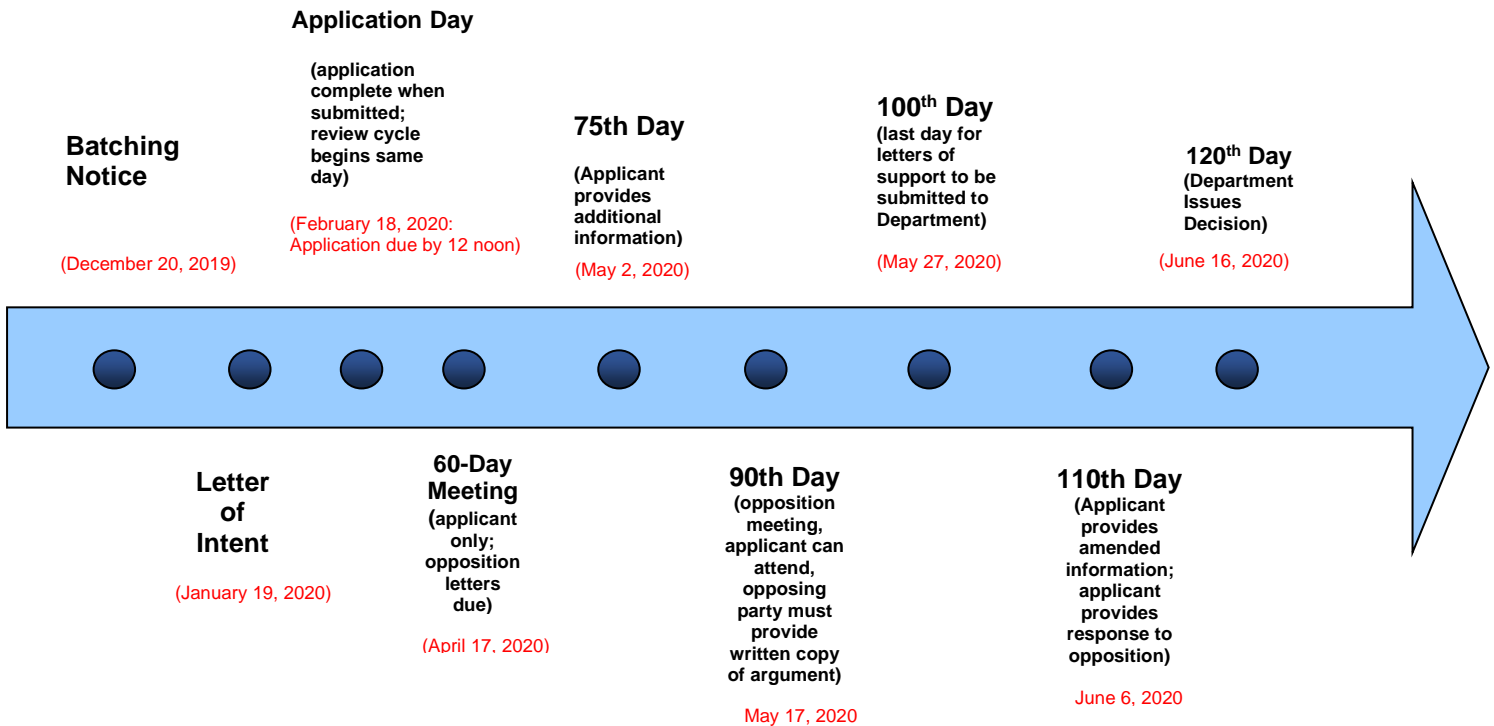
SPRING CYCLE



- ▶ 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)

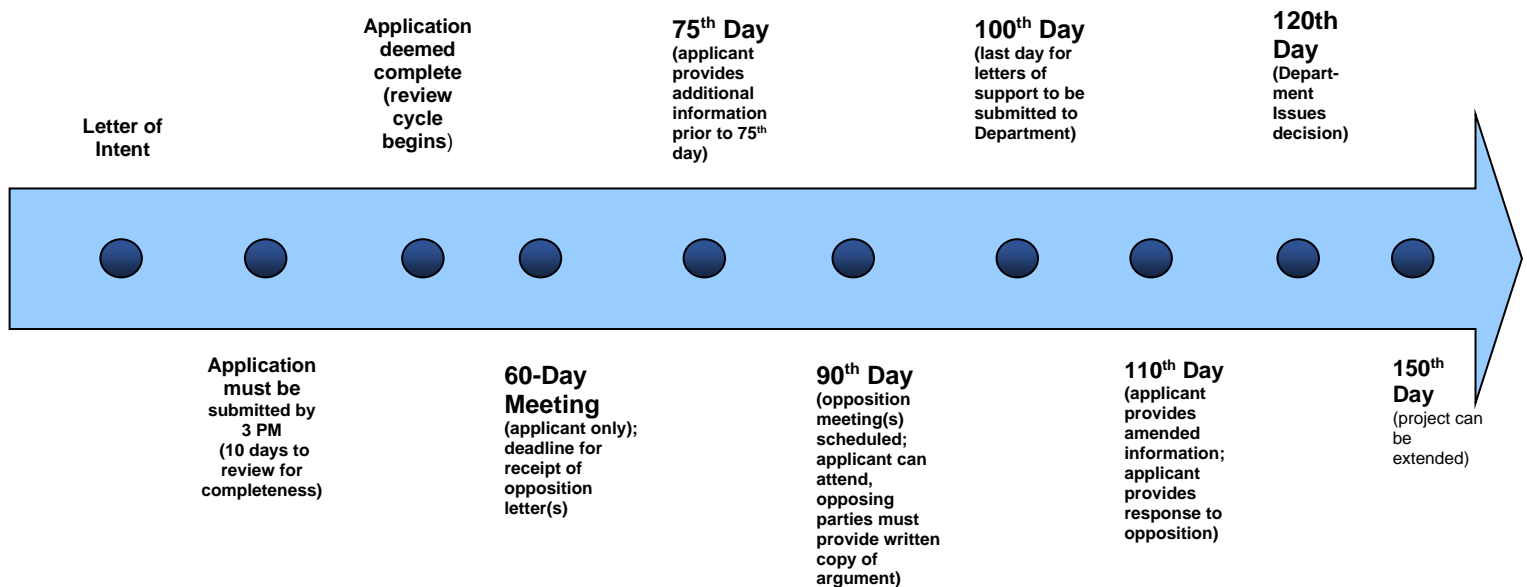
BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

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)

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. Such requests will be accepted only on the Department's form with the required filing fee of \$250. Requests for confirmation of the exemption for equipment below the threshold shall continue to be submitted using the Request for Letter of Non-Reviewability Form until further notice and will also require a \$250 filing fee.

Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center below the threshold are considered requests for a Letter of Non-Reviewability ("LNR") and require a \$250 filing fee

Requirements for Verification of Lawful Presence within the United States

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

Periodic Reporting Requirements

From June 1, 2016 until September 15, 2016, the Department, through the Office of Health Planning, permitted facilities an opportunity to complete outstanding surveys in order to become compliant. Facilities not in compliance after the September deadline received a Notification of Deficiencies which included details regarding the outstanding surveys, where surveys could be completed, and contact information for the Department. To confirm whether your facility has an outstanding survey please visit www.georgiamap2care.info 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

Sworn by Governor Sonny Perdue on August 20, 2008

Melvin M. Goldstein
goldatty@bellsouth.net

William "Bill" C. Joy (Vice Chair)
wcjoy@bellsouth.net

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>