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# Office of Health Planning



GEORGIA DEPARTMENT  
OF COMMUNITY HEALTH

## ***CERTIFICATE OF NEED***

# Tracking And Appeals Report

***August 14, 2019 – August 20, 2019***

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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[www.dch.georgia.gov](http://www.dch.georgia.gov)

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

## Letters of Intent

### **LOI2019040 Landmark Hospital of Savannah**

Landmark Hospital of Savannah 15-Bed Expansion

**Received: 8/15/2019**

**Application must be submitted on: 9/16/2019**

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

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

## Summer Batching Cycle – Letters of Intent

### **Psychiatric and Substance Abuse Services**

#### **LOI2019034 Flint River Hospital**

Conversion of 18-Short Stay Beds to Adult Psych/Sub Beds - Batching

**Received: 7/24/2019**

**Application must be submitted on: 8/23/2019 by 12 noon**

**Site:** 509 Sumter Street, Montezuma, GA 31603 (Macon County)

**Estimated Cost:** \$615,070

#### **LOI2019035 Dodge County Hospital Authority**

10-Bed Expansion of Geriatric Psych Unit

**Received: 7/24/2019**

**Application must be submitted on: 8/23/2019 by 12 noon**

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

**Estimated Cost:** \$1,338,520

#### **LOI2019036 Colquitt Regional Medical Center**

10-Bed Adult Acute Inpatient Psych/Sub Unit for Geriatric Patients

**Received: 7/24/2019**

**Application must be submitted on: 8/23/2019 by 12 noon**

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

**Estimated Cost:** \$2,500,960

#### **LOI2019037 Veritas Collaborative**

Conversion of 13 Pediatric Psych/Sub Beds to Adult Psych/Sub Beds – Batching

**Received: 7/24/2019**

**Application must be submitted on: 8/23/2019 by 12 noon**

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

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

### **Megavoltage Radiation Therapy**

#### **LOI2019038 WellStar North Fulton Hospital, Inc**

Establish a Radiation Therapy Center with Associated Linear Accelerator

**Received: 7/24/2019**

**Application must be submitted on: 8/23/2019 by 12 noon**

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

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

#### **LOI2019039 Northeast Georgia Medical Center, Inc- South Hall Campus**

One Additional Hospital-Based Non-Special Megavoltage Radiation Therapy unit.

**Received: 7/24/2019**

**Application must be submitted on: 8/23/2019 by 12 noon**

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

**Estimated Cost:** \$10,000,000

## Withdrawn CON Applications

### **2019-016 Tanner Medical Center Inc**

Development of Hospital-Based Imaging Center on TMC Campus

**Filed: 3/28/2019 Deemed Incomplete: 4/10/2019 Deemed Complete: 4/30/2019**

**60th Day Deadline: 6/28/2019**

**Decision Deadline: 8/27/2019**

**WITHDRAWN: 8/15/2019**

**Site:** 706 Dixie Street, Carrollton, GA 30117 (Carroll County)

**Contact:** Carol Crews, CFO 770-812-9580

**Estimated Cost:** \$5,505,821

## New CON Applications

### 2019-027 Southeastern Regional Medical Center Inc

Conversion to a General Cancer Hospital

**Filed:** 7/31/2019

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

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

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

## Pending Review/Incomplete Applications

none

## Pending Review/Complete Applications

### 2019-014 Northeast Georgia Medical Center, Inc

Development of a Neuro Biplane Interventional Suite on Main Campus

**60th Day Deadline:** 7/8/2019

**Decision Deadline:** 9/6/2019

**Filed:** 3/11/2019 **Deemed Incomplete:** 3/25/2019 **Deemed Complete:** 5/10/2019

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

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

**Estimated Cost:** \$7,977,936

### 2019-018 Dekalb Medical Center, Inc d/b/a Emory Decatur Hospital

Renovation of 3rd Floor

**Filed:** 4/23/2019 **Deemed Complete:** 5/7/2019

**60th Day Deadline:** 7/5/2019

**Decision Deadline:** 9/3/2019

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

**Contact:** Jennifer Schuck, VPO 404-501-4622

**Estimated Cost:** \$5,232,402

### 2019-020 BridgeWay Home Health

Home Health Agency Expansion- [Batching](#)

**Filed:** 5/28/2019 **Deemed Complete:** 5/28/2019

**60th Day Deadline:** 7/26/2019

**Decision Deadline:** 9/24/2019

**Site:** 2800 Highway 138 Ste D, Conyers, GA 30094 (Rockdale County)

**Contact:** Kent Lederman, Consultant 770-506-8136

**Estimated Cost:** \$150,000

**OPPOSITION FILED**

### 2019-021 Quality One Home Health Agency LLC

Home Health Agency New - [Batching](#)

**Filed:** 5/28/2019 **Deemed Complete:** 5/28/2019

**60th Day Deadline:** 7/26/2019

**Decision Deadline:** 9/24/2019

**Site:** 3500 N. Decatur Rd Ste 106, Scottdale, GA 30079 (DeKalb County)

**Contact:** Deeqa Abdi, President 678-799-4424

**Estimated Cost:** \$35,000

**OPPOSITION FILED**

**2019-022 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center**

Perinatal Service Neonatal Intensive Care- [Batching](#)

**Filed: 5/28/2019 Deemed Complete: 5/28/2019**

**60th Day Deadline: 7/26/2019**

**Decision Deadline: 9/24/2019**

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

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

**Estimated Cost:** \$5,000,000

**2019-023 Five Points Healthcare of GA, LLC**

Home Health Agency- New - [Batching](#)

**Filed: 5/28/2019 Deemed Complete: 5/28/2019**

**60th Day Deadline: 7/26/2019**

**Decision Deadline: 9/24/2019**

**Site:** 1395 S. Marietta Pkwy SE, Marietta, GA 30067 (Cobb County)

**Contact:** Rob Radics, CEO 404-692-4417

**Estimated Cost:** \$75,000

**2019-024 Five Points Healthcare of GA, LLC**

**OPPOSITION FILED**

Home Health Agency- New - [Batching](#)

**Filed: 5/28/2019 Deemed Complete: 5/28/2019**

**60th Day Deadline: 7/26/2019**

**Decision Deadline: 9/24/2019**

**Site:** 625 Beaver Ruin Road NW, Lilburn, GA 30047 (Gwinnett County)

**Contact:** Rob Radics, CEO 404-692-4417

**Estimated Cost:** \$100,000

**2019-025 Emory University d/b/a Emory University Hospital Midtown**

Construction of a Cancer Tower on EUHM Campus

**Filed: 6/3/2019 Deemed Complete: 6/17/2019**

**60th Day Deadline: 8/15/2019**

**Decision Deadline: 10/14/2019**

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

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

**Estimated Cost:** \$468,958,000

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

Renovation/Expansion of Hospital Surgical Suite and Other Functions

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

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

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

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

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

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

## Recently Approved Applications

**2019-013 Grady Memorial Hospital**

Cost Overrun for CON2016-003 Renovation of Space on 7th, 9th, and 11th Floors

**Filed: 3/11/2019 Deemed Complete: 3/25/2019**

**60th Day Deadline: 5/23/2019**

**Decision Deadline: 7/22/2019**

**APPROVED: 7/22/2019**

**Site:** 80 Jesse Hill Drive, SE, Atlanta, GA 30303 (Fulton County)

**Contact:** Shannon Sale, CSO 404-616-7029

**Estimated Cost:** \$7,360,017

## **2019-015 Tanner Imaging Center, Inc.**

Development of Freestanding Imaging Center on Tanner Carrollton Campus

**Filed: 3/18/2019 Deemed Incomplete: 4/1/2019 Deemed Complete: 4/16/2019**

**60th Day Deadline: 6/14/2019**

**Decision Deadline: 8/13/2019**

**APPROVED: 8/13/2019**

**Site:** 706 Dixie Street, Carrollton, GA 30117 (Carroll County)

**Contact:** Carol Crews, CFO 770-812-9580

**Estimated Cost: \$6,834,426**

## **Recently Denied Applications**

none

## **Appealed Determinations**

**DET2016-208 Emory University d/b/a Emory University Hospital (“EUH”) and ES Rehabilitation, LLC d/b/a Emory Rehabilitation Hospital (“ES Rehab”)** (collectively, “Requestors”) Request for Letter of Determination regarding the reviewability of a proposed relocation, decoupling and transfer of EUH’s sixteen (16) comprehensive inpatient physical rehabilitation (“CIPR”) beds denied on 2/24/2016. Requestors filed request for Administrative Appeal on 03/16/2017. Hearing Officer is Ellwood F. Oakley III, Esq. Hearing date: 6/15/2017. Hearing Officer grants Motion of Summary Adjudication to Requestors, 8/28/2017. Department requests Commissioner Review, 9/22/2017. Commissioner reverses decision of Hearing Officer and grants summary adjudication to Department, 11/16/17. Emory files petition for Judicial Review, 12/18/17. Court grants the Petition for Judicial Review and Reverses the Department’s Final Order, 7/26/2018. Department filed Application for Discretionary Appeal with Court of Appeals, 8/24/2018. Court of Appeals reversed the order of the superior court granting Emory’s petition for judicial review, 6/28/2019.

**DET2018-143 Willingway, Inc (Willingway Hospital)** Request for Letter of Determination regarding the reviewability of an increase in the authorized bed capacity of its hospital facility, approved on 10/15/2018. UHS of Savannah, LLC d/b/a Coastal Harbor Behavioral Health and d/b/a Coastal Harbor Treatment Center (collectively, “Coastal”) filed request for Administrative Appeal on 11/14/2018. Hearing Officer: L. Lynn Hogue, Ph.D., J.D. Willingway Hospital withdraws its original (7/16/2018) Request for Determination, 3/15/2019. Willingway, Inc withdrew its Determination Request and Order of Dismissal issued, 3/28/2019.

## **Appealed LNRs**

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

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

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

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

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

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

## Appealed CON Projects

### 2014-019 University Hospital (Columbia)

2014-029 GRHealth Columbia County (Columbia)

2014-030 Doctors Hospital of Augusta (Columbia)

2014-019 Establish a New 100-Bed Short-Stay Acute Care Hospital

2014-029 Establish New 100-Bed Community Teaching Hospital

2014-030 Construction of New Short-Stay General Acute Care Hospital

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

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

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

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

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

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

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

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

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

Renovation & Upgrade to Current Hospital Facilities

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

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

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

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

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

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

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

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

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

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

Develop Basic Level 1 Perinatal Service - Batching

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

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

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

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

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

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

### 2017-072 Encompass Health Rehabilitation Hospital of Henry County (Henry)

Establish a Fifty (50) Bed Comprehensive Rehabilitation Inpatient Facility- Batching

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

**Appealed By:** Encompass Rehabilitation Hospital of Henry County, LLC ("Encompass"), 4/18/2018. Requests to Intervene filed separately by Prime Healthcare Foundation-Southern Regional, LLC ("SRMC"), 4/26/18 (withdrawn, 5/4/2018), and by Southern Crescent Traumatic Brain Injury Center ("SCTBI"), 4/25/18. SCTBI Request to Intervene dismissed, 12/3/18.

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

**Hearing Date:** 1/22/2019

**Hearing Decision:** Hearing Officer issued Order Remanding Appeal to Department of Community Health, 4/1/2019.

**Hearing Officer's Remand Decision:** Reversed Department's decision denying Encompass a CON and granted a CON to Encompass, 5/31/2019. Department requests Commissioner Review, 7/1/2019

**Commissioner Review Decision:** Department withdrew Request for Commissioner Review, 7/22/2019

**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 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

**2018-018 Diagnostic Systems, Inc. (Chatham)**

Replace Existing MRI System

**Agency Decision:** Denied, 8/9/2018

**Appealed By:** Applicant, 9/6/2018

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

**Hearing Date:** 1/17/2019

**Hearing Decision:** Hearing Officer reversed the Department's decision to deny Open MRI a CON, 5/17/2019.

**2018-027 American Health Imaging of Georgia LLC d/b/a Marietta Imaging LLC (Cobb)**

Addition of CT Scanner to Existing OP Imaging Center

**Agency Decision:** Denied, 9/17/2018

**Appealed By:** Applicant, American Health Imaging of Georgia d/b/a Marietta Imaging, LLC, 10/15/2018

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

**Hearing Date:** 3/12/2019, 3/14-15/2019

**Hearing Decision:** Department's decision to deny CON is reversed, 6/21/2019.

**2018-033 Grady General Hospital Nursing Home (Grady)**

Develop a New 75-Bed Skilled Nursing Facility - Batching

**Agency Decision:** Denied, 9/25/2018

**Appealed By:** John D. Archbold Memorial Hospital, Inc. d/b/a Grady General Hospital ("Grady General"), 10/23/2018

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

**Hearing Date:** 9 AM/5<sup>th</sup> Floor on 4/15-16/2019, 4/18/2019, (4/19/2019 tentative date)

**Hearing Decision:** The Department's decision to deny the CON was reversed, 7/23/2019

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

Acquisition of Equipment Above Threshold

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

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

**Hearing Officer:** Melvin M. Goldstein, Esq  
**Hearing Date:** 5/1-2/2019, 9AM/5<sup>th</sup> Floor  
**Hearing Decision:** Pending

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

Establish Hospital-Based Outpatient Surgery Service

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

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

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

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

**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, 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.

**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, 4/24/2019

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

**Hearing Date:** Pending

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

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

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

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

Candler Hospital, Inc. ("Candler") files request to intervene in Appeal Hearing, 4/24/2019

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

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

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

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

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

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

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

**Hearing Date:** 10/10/2019, 41st Floor, 9:30AM

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

Create a Hybrid Operating Room

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



**Appealed By:** Tanner Medical Center, Inc. d/b/a Tanner Medical Center Carrollton ("TMC"), 5/16/2019  
**Hearing Officer:** William Joy, Esq.  
**Hearing Date:** Pending

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

Megavoltage Radiation Therapy-Batching

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

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

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

**Hearing Date:** Pending

## Requests for LNR for Diagnostic or Therapeutic Equipment

**LNR-EQT2019017 Allegiance Imaging and Radiology, LLC**

Magnetic Resonance Imaging- Fixed

**Request received:** 4/24/2019

**Contact Person:** Sean Mahan, M.D 407-699-1100

**Determination:** Approved

**Determination Date:** 8/16/2019

**LNR-EQT2019019 Atlanta Institute for ENT**

CT Scanner- Fixed

**Request received:** 4/30/2019

**Contact Person:** Pradee K. Sinha, MD 404-257-1589

**Determination:** Approved

**Determination Date:** 8/8/2019

**LNR-EQT2019022 Atlanta Surgery North, LLC**

Da Vinci X Single Console System

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

**Contact Person:** Robert Brian Raybon, MD Pres 678-263-0280

**Determination:** Approved

**Determination Date:** 8/8/2019

**LNR-EQT2019023 MRI Imaging Specialists, Corp**

Magnetic Resonance Imaging (Fixed) & CT Scanner (Fixed)

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

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

**Determination:** Approved

**Determination Date:** 7/30/2019

**LNR-EQT2019024 AICA Ortho Spine, PC**

Magnetic Resonance Imaging- Mobile

**Request received:** 5/10/2019

**Contact Person:** Francis K, Acquah, MD 404-855-2141

**Determination:** Approved

**Determination Date:** 7/31/2019

**LNR-EQT2019025 Outpatient Imaging, LLC d/b/a Outpatient Imaging Statesboro**

Magnetic Resonance Imaging and CT Scanner -Fixed

**Request received:** 5/10/2019

**Contact Person:** John Arnold, MD 770-305-4674

**Determination:** Approved

**Determination Date:** 7/31/2019

**LNR-EQT2019026 Resurgens, P.C**

Magnetic Resonance Imaging- Fixed

**Request received:** 5/13/2019

**Contact Person:** Dr. Douglas Lundy, Co Pres 678-422-4296

**Determination:** Approved

**Determination Date:** 7/30/2019

**LNR-EQT2019027 University Health Services, Inc d/b/a University Hospital**

Da Vinci X Robotic System

**Request received:** 5/16/2019

**Contact Person:** Edward L. Burr, CAO 706-774-8063

**Determination:** Approved

**Determination Date:** 8/2/2019

**LNR-EQT2019028 Roosevelt Warm Springs Rehabilitation & Specialty Hospitals, Inc**

CT Scanner- Fixed

**Request received:** 5/21/2019

**Contact Person:** Jennifer Miller, AVP StratPlan 706-446-5132

**Determination:** Pending

**LNR-EQT2019029 Tift Regional Health System, Inc. d/b/a Tift Regional Medical Center**

Purchase Fixed CT Scanner

**Request received:** 6/13/2019

**Contact Person:** Tracie Grace, Dir. Medical Imaging 229-353-7594

**Determination:** Pending

**LNR-EQT2019030 Cardiac Consultants of Central Georgia, LLC**

Purchase Physician-Owned Cardiac PET

**Request received:** 6/19/2019

**Contact Person:** Syed Karim, M.D., Member 478-225-9882

**Determination:** Approved

**Determination Date:** 8/16/2019

**LNR-EQT2019031 Tift Regional Health System, Inc d/b/a Tift Regional Medical Center**

Purchase Fixed CT Scanner

**Request received:** 6/25/2019

**Contact Person:** Tracie Grace, Dir, Med Imaging 229-353-7594

**Determination:** Pending

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

Lease Fixed MRI

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

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

**Determination:** Pending

**LNR-EQT2019033 Spine Center Atlanta, LLC**

Purchase Mobile MRI

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

**Contact Person:** Robbie Allen, CEO 404-351-5812

**Determination:** Approved

**Determination Date:** 8/16/2019

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

**DET-EQT2019001 Piedmont Henry Hospital, Inc.**

Purchase Fixed MRI

**Request received:** 7/2/2019

**Contact Person:** James Atkins, COO 675-604-5101

**Determination:** Pending

**DET-EQT2019002 Savannah Health Services, LLC d/b/a Memorial Health University**

Lease Mobile MRI

**Request received:** 7/8/2019

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

**Determination:** Pending

**DET-EQT2019003 Eastside Medical Center, LLC d/b/a Eastside Medical Center**

Purchase da Vinci Xi Robotic Surgical System

**Request received:** 7/8/2019

**Contact Person:** Persaud Rudolph, Dir, Facilities Mgmt 770-736-2450

**Determination:** Pending

**DET-EQT2019004 WellStar Sylvan Grove Hospital, Inc. d/b/a WellStar Sylvan Grove**

Purchase Fixed CT Scanner

**Request received:** 7/9/2019

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

**Determination:** Pending

**DET-EQT2019005 Saint Joseph's Hospital of Atlanta, Inc.**

Purchase Fixed CT Scanner

**Request received:** 7/9/2019

**Contact Person:** Kevin Andrews, COO 678-843-4951

**Determination:** Pending

**DET-EQT2019006 Georgia Interventional Medicine, LLC**

Lease Mobile MRI

**Request received:** 7/11/2019

**Contact Person:** Robert Burton, M.D. 404-267-5564

**Determination:** Pending

**DET-EQT2019007 Catching Point Physician Center, LLC**

Lease Fixed MRI and CT Scanner

**Request received:** 7/22/2019

**Contact Person:** Kevin Lie M.D 216-496-7113

**Determination:** Pending

**DET-EQT2019008 The Hospital Authority of Houston County**

Robotic Surgical System

**Request received:** 7/24/2019

**Contact Person:** Stephen J Machen, FACHE Administrator 478-322-4831

**Determination:** Pending

**DET-EQT2019009 Fayette Community Hospital, Inc. d/b/a Piedmont Fayette Hospital**

Purchase Fixed CT Scanner

**Request received:** 7/24/2019

**Contact Person:** Nathan Nipper VP/COO 770-804-1013

**Determination:** Pending

**DET-EQT2019010 Meadows Regional Medical Center, Inc**

Purchase Fixed MRI

**Request received:** 7/31/2019

**Contact Person:** Alan Kent President/ CEO 912-535-5827

**Determination:** Pending

**DET-EQT2019011 Candler Hospital , Inc.**

Fixed Purchase da Vinci Xi Surgical System

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

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

**Determination:** Pending

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

**LNR-ASC2018022 Georgia Arrhythmia Consultants & Research Institute, LLC**

Single Specialty Cardiology Electrophysiology ASC

**Site:** 1710 Watson Blvd

**Number of OR's:** 1 **Specialty:** Cardio Electrophysiology ASC

**Project costs as submitted:** \$2,299,903.00

**Request received:** 11/13/2018

**Contact Person:** Dr. Sogade 478-322-111

**Determination:** Pending

**LNR-ASC2019007 Marietta Advanced Surgery Center, LLC**

Operation of Physician-Owned Single Specialty ASC

**Site:** 1371 Church Street Extension Ste 100 Marietta GA 30060**Number of OR's:** 2      **Specialty:** Urology**Project costs as submitted:** \$0.00**Request received:** 5/15/2019**Contact Person:** Joseph R. Ross, Partner 912-232-7182**Determination:** Approved**Determination Date:** 8/2/2019**LNR-ASC2019008 Georgia Interventional Pain - F, LLC**

Operation of Physician-Owned, Single Specialty ASC

**Site:** in MOB @ 1357 Hembree Road, Suite 230, Roswell, 30076**Number of OR's:** 1      **Specialty:** Anesthesiology and Pain Management**Project costs as submitted:** \$547,238.00**Request received:** 6/28/2019**Contact Person:** Joseph R. Ross, Partner, MM&M, LLP 912-232-7182**Determination:** Pending**LNR-ASC2019009 Northside Hospital, Inc and Phys Owners of Gwinnett Surgery Center, LLC**

Joint Venture ASC

**Site:** 631 Professional Drive, Suite 390, Lawrenceville, 30046**Number of OR's:** 2      **Specialty:** General Surgery**Project costs as submitted:** \$0.00**Request received:** 7/8/2019**Contact Person:** Robert Rozier, Esq. 404-459-0050**Determination:** Pending**LNR-ASC2019010 Atlanta Vascular and Vein Center, LLC**

Physician-Owned Single-Specialty ASC

**Site:** 4165 Old Milton Parkway, Suite 150-A 30004**Number of OR's:** 1      **Specialty:** Vascular & Interventional Radiology**Project costs as submitted:** \$717,745.00**Request received:** 7/15/2019**Contact Person:** Mary Hardwick 770-871-9619**Determination:** Pending**LNR-ASC2019011 Women's Center for Advanced Surgery, Inc**

Physician-Owned Single-Specialty ASC

**Site:** Lochridge Boulevard, Covington, Georgia**Number of OR's:** 2      **Specialty:** Gynecology**Project costs as submitted:** \$2,609,702.28**Request received:** 7/15/2019**Contact Person:** Joseph R. Ross Partner 912-232-7182**Determination:** Pending**LNR-ASC2019012 Signature Surgery Center, LLC**

Physician-owned, Single Specialty, Office-Based ASC

**Site:** 150 Clinic Ave #203, Carrolton, GA 30117**Number of OR's:** 1      **Specialty:** Plastic and Reconstructive Surgery**Project costs as submitted:** \$520,695.00**Request received:** 8/5/2019**Contact Person:** Gergory Mackay 404-255-2975**Determination:** Pending**Requests for Miscellaneous Letters of Determination****DET2019050 Kennestone Hospital, Inc d/b/a Windy Hill Hospital**

Change to CMS Certification

**Request received:** 3/15/2019**Contact Person:** April Austin, Mgr., Strategic Planning 470-644-0057**Determination:** Pending

**Opposition:** Emory University d/b/a Emory University Hospital Smyrna- 4/12/2019; Saint Joseph's Hospital of Atlanta, Inc. d/b/a Emory Saint Joseph's Hospital- 4/12/2019

**DET2019067 Battlefield Imaging, LLC**

Relocation of Facility

**Request received:** 4/23/2019

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

**Determination:** Pending

**DET2019076 St. Joseph's Hospital, Inc**

Replace CON-Grandfathered EP Cardiac Cath Lab

**Request received:** 4/29/2019

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

**Determination:** Pending

**DET2019083 Battlefield Imaging, LLC**

Relocation of CON-Authorized PET/CT

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

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

**Determination:** Pending

**DET2019084 Battlefield Imaging, LLC**

Battlefield Imaging, LLC

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

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

**Determination:** Non-reviewable as proposed **Determination Date:** 8/12/2019

**DET2019086 Cobb Hospital, Inc d/b/a WellStar Cobb Hospital**

Addition of Two Shared Inpatient/Outpatient Operating Rooms

**Request received:** 5/9/2019

**Contact Person:** April Austin, Mgr Strat Plan 470-644-0057

**Determination:** Non-reviewable as proposed **Determination Date:** 7/31/2019

**DET2019097 St. Francis Health, LLC**

Adult Psychiatric Bed Relocation

**Request received:** 5/14/2019

**Contact Person:** Alan George, VP 706-596-4000

**Determination:** Denied **Determination Date:** 8/9/2019

**DET2019114 The Claiborne at Newnan Lakes, LLC**

Establishment of New Assisted Living Community

**Request received:** 5/15/2019

**Contact Person:** Robert O. Tatum Jr 601-336-5050

**Determination:** Non-reviewable as proposed **Determination Date:** 8/2/2019

**DET2019115 Chi Memorial Hospital-Georgia, Inc**

Renovation and Repair of Space and Relocation and Installation of Equi

**Request received:** 5/15/2019

**Contact Person:** Andrew McGill, Sr VP 423-495-7859

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

**Date of Withdrawal:** 7/29/2019

**DET2019119 Vantage Oncology d/b/a Newton County Radiation Therapy Center**

Replacement of CON Approved LINAC

**Request received:** 5/17/2019

**Contact Person:** Marilee Duffield, Regional VPO 770-995-1401

**Determination:** Non-reviewable as proposed **Determination Date:** 8/2/2019

**DET2019120 Cobb Hospital, Inc d/b/a WellStar Cobb Hospital**

Replacement of CON-Authorized Linear Accelerator

**Request received:** 5/20/2019

**Contact Person:** April Austin, Mgr Strat Plan 470-644-0057

**Determination:** Non-reviewable as proposed **Determination Date:** 8/2/2019

**DET2019121 Battlefield Imaging, LLC**

Relocation and Replacement of LNR-Authorized MRI

**Request received:** 5/21/2019**Contact Person:** Marcia Parker, Director Fin 423-893-7226**Determination:** Pending**Opposition:** CHI Memorial-Georgia, Inc.- 6/19/2019**DET2019122 Albany Diagnostic Center, LLC**

Replacement of CON-Approved MRI Unit

**Request received:** 5/21/2019**Contact Person:** Grayson Price, VP 706-433-4123**Determination:** Non-reviewable as proposed **Determination Date:** 8/2/2019**DET2019123 CareSouth HHA Holdings of South Carolina, LLC**

Physical Relocation to New Office Space

**Request received:** 5/22/2019**Contact Person:** Lisa Arbuckle, Director 469-621-8681**Determination:** Non-reviewable as proposed **Determination Date:** 8/2/2019**DET2019124 HSH-Alpharetta Management GA, LLC**

Expansion of Existing Assisted Living Community

**Request received:** 5/24/2019**Contact Person:** Brian Landrum 469-804-3718**Determination:** Non-reviewable as proposed **Determination Date:** 8/6/2019**DET2019125 Hamilton Medical Center, Inc.**

Construction of MOB

**Request received:** 5/29/2019**Contact Person:** Sandy McKenzie, Exec. VP & COO 706-272-6289**Determination:** Non-reviewable as proposed **Determination Date:** 8/2/2019**DET2019126 Waypoint Watercrest SL, LLC**

Establish New Assisted Living Community

**Request received:** 5/31/2019**Contact Person:** Judi Donovan, VP, Start Operations 772-539-2220**Determination:** Non-reviewable as proposed **Determination Date:** 8/2/2019**DET2019127 Grady Memorial Hospital Corp. d/b/a Grady Health System**

1-E Remodeling

**Request received:** 6/11/2019**Contact Person:** Carlos R. Ruiz, VP, Suppt. Svcs. 404-616-0588**Determination:** Non-reviewable as proposed **Determination Date:** 8/6/2019**DET2019128 Kennestone Hospital, Inc. d/b/a WellStar Kennestone Hospital**

Renovation of Off-Campus Outpatient Rehabilitation Department

**Request received:** 6/18/2019**Contact Person:** April Austin, Mgr., Strategic Planning 470-644-0057**Determination:** Non-reviewable as proposed **Determination Date:** 8/8/2019**DET2019129 WellStar Spalding Regional Hospital, Inc. d/b/a WellStar Spalding Regional**

Replacement of CON-Approved CT

**Request received:** 6/18/2019**Contact Person:** April Austin, Mgr., Strategic Planning 470-644-0057**Determination:** Non-reviewable as proposed **Determination Date:** 8/8/2019**DET2019130 South Georgia Endoscopy Center, Inc.**

Granting of Privileges and Ownership Interest

**Request received:** 6/21/2019**Contact Person:** Craig Kubik, M.D., Owner/CFO 912-238-8664**Determination:** Pending**DET2019131 Digestive Care Endoscopy, LLC**

Relocation of Endoscopy Center/Addition of 2 Procedure Rooms

**Request received:** 6/27/2019

**Contact Person:** Dennis Williams, COO 770-227-2222  
**Determination:** Pending

**DET2019132 WellStar North Fulton Hospital, Inc. d/b/a WellStar North Fulton**

Capital Expenditure for Hospital Lobby and Atrium Renovations

**Request received:** 7/2/2019

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

**Determination:** Pending

**DET2019133 WellStar Atlanta Medical Center, Inc. d/b/a WellStar Atlanta Medical Center**

Renovations and Expansion of Emergency Department Trauma

**Request received:** 7/2/2019

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

**Determination:** Pending

**DET2019134 The Medical Center of Central Georgia, Inc. d/b/a Navicent Health**

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

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

**Contact Person:**

**Determination:** Pending

**DET2019135 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla Health**

Renovations to Behavioral Health and Obstetrics

**Request received:** 7/8/2019

**Contact Person:** Mark Roberts, COO 912-287-2500

**Determination:** Pending

**DET2019136 Oscar Health Plan of Georgia**

Formation of a Georgia Domestic HMO

**Request received:** 7/8/2019

**Contact Person:** Ava Woychuk-Mlinac, Legal Oper Mgr 347-674-2031

**Determination:** Non-reviewable as proposed **Determination Date:** 8/9/2019

**DET2019137 Tattnall Hospital Company, LLC d/b/a Optim Medical Center-Tattnall**

Surgical Facilities Expansion

**Request received:** 7/12/2019

**Contact Person:** Robert Snipes, CEO 912-557-1000

**Determination:** Non-reviewable as proposed **Determination Date:** 8/19/2019

**DET2019138 Northeast Georgia Medical Center, Inc**

Replace CON-Authorized MRI Scanner

**Request received:** 7/16/2019

**Contact Person:** Linda Berger Planning Director 770-219-5437

**Determination:** Pending

**DET2019139 WellStar North Fulton Hospital, Inc d/b/a Wellstar North Fulton Hospital**

Hospital Women's Center Renovations

**Request received:** 7/18/2019

**Contact Person:** April Austin Manager Stre 4706440057

**Determination:** Pending

**DET2019140 Oak Pointe Memory Center at Winder, LLC**

27 Bed Assisted Living Community

**Request received:** 7/19/2019

**Contact Person:** Christina Oxford Manger 6782093751

**Determination:** Pending

**DET2019141 Hamilton Medical Center, Inc**

Replacement of Robotic Surgical System

**Request received:** 7/24/2019

**Contact Person:** Cathy Ferguson RN,MSN, MBA 706-272-6808

**Determination:** Pending

**DET2019142 AU Medical Center, Inc**

Replacement of Existing CON Approved EP Lab

**Request received:** 7/26/2019

**Contact Person:** Jennifer Miller, AVP Strategic Planning Business

**Determination:** Pending

**DET2019143 The Emory Clinic, Inc**

Relocation of CON-Authorized Multi-Specialty ASC

**Request received:** 7/31/2019

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

**Determination:** Pending

**DET2019144 Eastside Medical Center, LLC d/b/a Eastside Medical Center**

UPS Pharmacy Upgrades

**Request received:** 7/31/2019

**Contact Person:** Persaud Rudolph Director Facilities Operation 770-736-

**Determination:** Pending

**DET2019145 The Emory Clinic, Inc & Midtown Urology, P.C.**

Purchase of CON-approved Ambulatory Surgery Center

**Request received:** 8/1/2019

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

**Determination:** Pending

**DET2019146 The Medical Center of Central Georgia, Inc**

Replacement of Existing CON Approved EP Lab

**Request received:** 8/5/2019

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

**Determination:** Pending

**DET2019147 East Georgia Regional Medical Center, LLC**

Renovation of Pharmacy to Comply with US Pharmacopeia Guidelines

**Request received:** 8/5/2019

**Contact Person:** Stephen Pennington CEO 912-486-1500

**Determination:** Pending

**DET2019148 Douglas Hospital, Inc. d/b/a WellStar Douglas Hospital**

Relocation of Outpatient Services (Infusion, Orthosport/Cardiac Rehab)

**Request received:** 8/6/2019

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

**Determination:** Pending

**DET2019149 Battlefield Imaging, LLC**

Replacement of CON-authorized PET/CT

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

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

**Determination:** Pending

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

Relocation of Behavioral Health Service

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

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

**Determination:** Pending

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

Renovate Existing Space to Relocate/Replace Existing ICU beds

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

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

**Determination:** Pending

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

Replacement of BiPlane Angiography Equipment

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



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

**DET2019153 Savannah Health Services, LLC d/b/a Memorial Health University Medical**  
Replacement of Cardiac Catheterization Lab  
**Request received:** 8/16/2019  
**Contact Person:** Matthew S. Hasbrouck Chief Operating Officer 912-350-  
**Determination:** Pending

**DET2019154 UHS of Savannah, LLC d/b/a Coastal Harbor Health System**  
Renovation and Repair of Facility  
**Request received:** 8/19/2019  
**Contact Person:** Sally H.Perry CEO 912-354-3911  
**Determination:** Pending

**DET2019155 Crisp Regional Hospital , Inc**  
Establish Adult Diagnostic Cardiac Catheterization Services  
**Request received:** 8/19/2019  
**Contact Person:** Steven L. Gautney President & CEO 229-276-3300  
**Determination:** Pending

## Requests for Extended Implementation/Effective Period

**2018016 Union County Hospital Authority d/b/a Union General Hospital, Inc.**  
Develop Outpatient Imaging Center  
Request to Extend Implementation Date  
**Site:** Deep South Farm Road (Union)  
**Project Approved:** 7/26/2018  
**Request Received:** 6/18/2019  
**Contact:** Kevin Bierschenk, CEO (706) 439-6492  
**Approved Cost:** \$5,124,185  
**Determination:** Approved, 8/1/2019 **Extended Implementation Date:** 7/26/2020

**2013037 Devi Manor Home for Life, LLC**  
Development of a 252-bed Skilled Nursing Facility  
Request to extend Completion Date  
**Site:** 6095 Pine Mountain Road, Building 200, Kennesaw (Cobb)  
**Project Approved:** 9/24/2013  
**Request Received:** 6/19/2019  
**Contact:** Harshad Patel, Phd, CEO (732-319-3055)  
**Approved Cost:** \$56,531,000  
**Determination:** Approved, 7/31/2019 **Extended Completion Date:** 7/19/2020

**2016017 Saint Francis Hospital**  
Establish New Special Purpose MRT Service-Cyberknife  
Request to extend Implementation Date  
**Site:** 2122 Manchester Expressway, Columbus (Muscogee)  
**Project Approved:** 6/24/2016  
**Request Received:** 7/18/2019  
**Contact:** Dan Jones, CEO (706-596-4020)  
**Approved Cost:** \$7,767,380  
**Determination:** Approved, 7/29/2019 **Extended Implementation Date:** 8/27/2020

**2017053 Limestone Heritage Properties, Inc., Oaks at Limestone**  
Nursing Home Renovation Expenditures in Excess of 2017 Threshold Amount  
Request to Extend Completion Date  
**Site:** 2560 Flintridge Road, Gainesville (Hall)  
**Project Approved:** 1/29/2018  
**Request Received:** 6/28/2019  
**Contact:** Aneel Gill, Exec. Dir., Plan&Dev (678) 533-6699  
**Approved Cost:** \$8,950,000  
**Determination:** Approved, 7/23/2019 **Extended Completion Date:** 8/1/2020

**2018003 Egleston Children's Hospital at Emory dba Children's Healthcare of Atlanta**

Addition of Thirty (30) Inpatient Beds and Relocation of Nine (9) Observation Beds

Request to Extend Completion Date

**Site:** 1405 Clifton Road, NE, Atlanta (DeKalb)

**Project Approved:** 4/11/2018

**Request Received:** 7/23/2019

**Contact:** David R. Tatum, Chief Public Policy Officer (404) 785-7556

**Approved Cost:** \$13,444,373

**Determination:** Approved, 7/29/2019

**Extended Completion Date:** 2/1/2020

**2017032 Hamilton Medical Center, Inc. d/b/a Hamilton Medical Center**

Consolidation of Outpatient Cancer Services

Request to Extend Completion Date

**Site:** 1217 Memorial Drive, Dalton (Whitfield)

**Project Approved:** 9/29/2017

**Request Received:** 8/5/2019

**Contact:** Sandy McKenzie, Executive VP & COO

**Approved Cost:** \$44,837,194

**Determination:** Approved, 8/13/2019

## **Need Projection Analyses Posted 6/24/2019**

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

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

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

2024 PET Need Projection – Posted 6/24/2019

2023 Ambulatory Surgical Services Need Projection by HPA– Posted 3/29/2019

2023 Inpatient Physical Rehab Need Projections for Pediatric and Adult Services – Posted 3/29/2019

2023 Neonatal Intermediate Care Bed Need Projection – Posted 3/29/2019

2023 Neonatal Intensive Care Bed Need Projection – Posted 3/29/2019

2023 Obstetric Services Bed Need Projection – Posted 3/29/2019

2021 Nursing Home Bed Need Projection – Posted 3/29/2019

2021 Home Health Agency Services Need Projections Summary - Posted 3/29/2019

#### Non-Batched Need Projections

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

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

## Non-Filed or Incomplete Office of Health Planning Facility Surveys

Required Annual Surveys are available to individual facilities for completion and submission to the Department at [www.georgiahealthdata.info](http://www.georgiahealthdata.info).

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

## Indigent and Charity Care Shortfalls

### Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (8/20/2019))

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

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

# **CERTIFICATE OF NEED FILING REQUIREMENTS**

## **Letters of Intent**

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

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

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

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

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

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

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

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

## **Instructions for Organization of Appendices**

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

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

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

## **Determining Completeness**

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

## Batching Review

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

	Batched Service	Batching Notice	Letter of Intent	Application Deadline
FALL	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery	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	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 6/24/2019 on DCH Website*

#### Summer 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](#)

[Adult Open Heart](#)

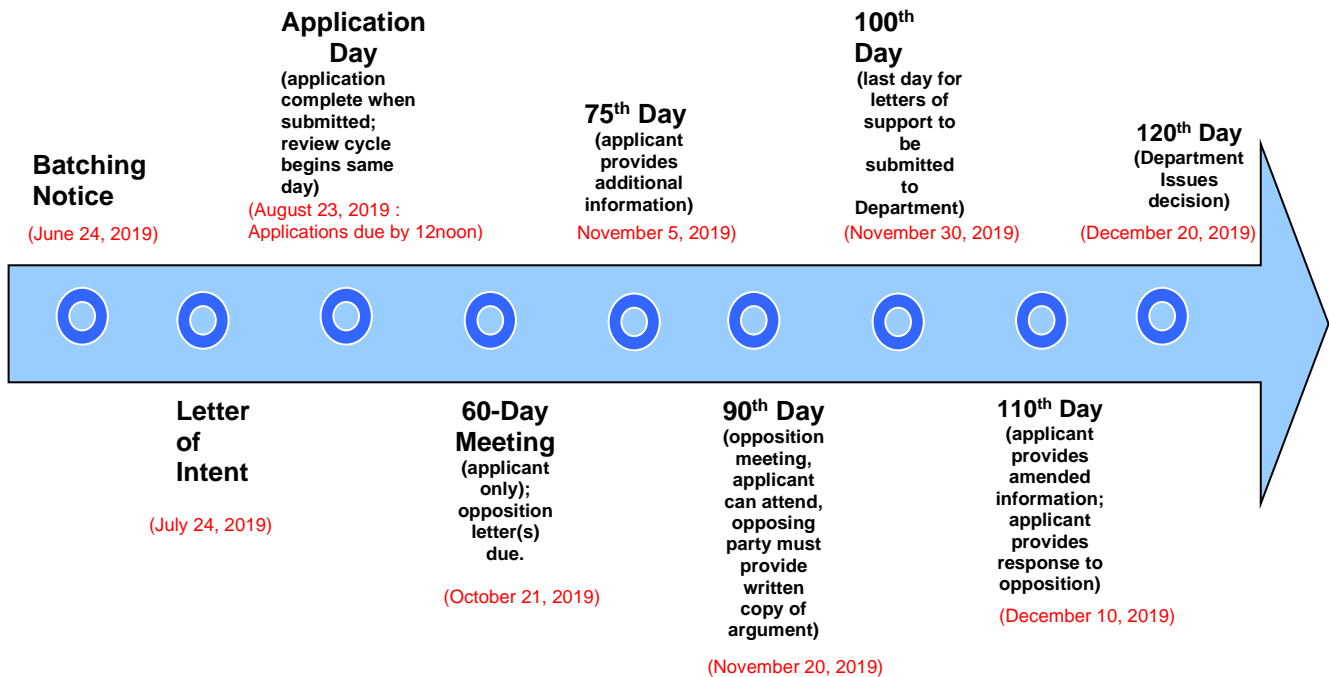
[Birthing Centers](#)

[Psych/Substance Abuse](#)

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

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

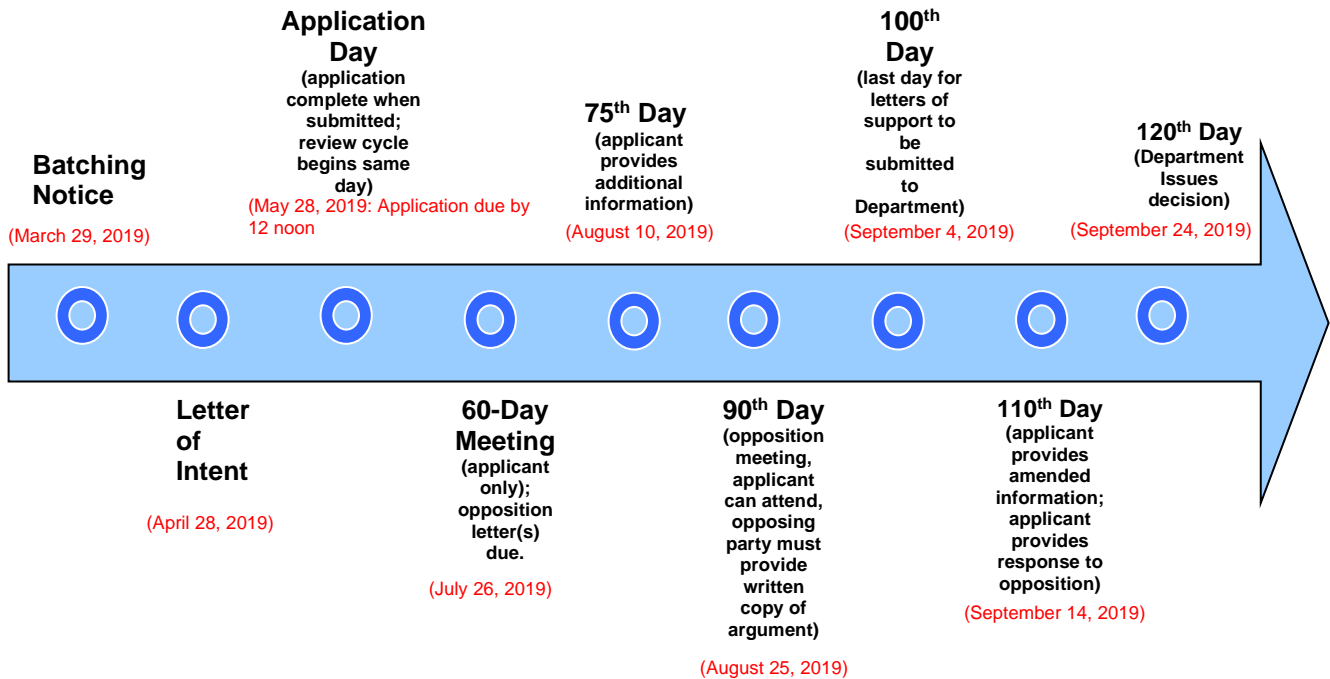
## SUMMER CYCLE



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

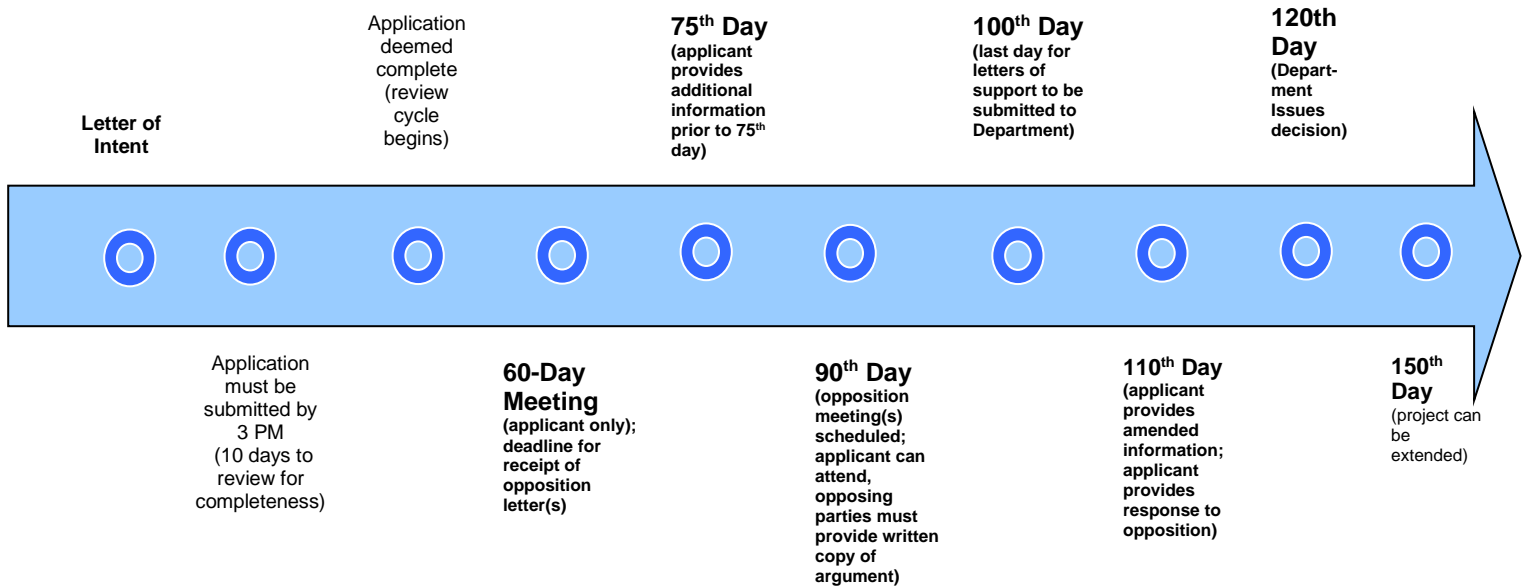
**BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES**

**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)
- ▶ 75<sup>th</sup> day – applicant provides additional information
- ▶ 90<sup>th</sup> day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120<sup>th</sup> day Decision issued (No discretion to extend)

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



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



## Office of Health Planning Contact Information

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

For questions related to LNR/DET letters, and other CON related matters please contact Roxana Tatman,  
Legal Director, Office of Health Planning  
([rtatman@dch.ga.gov](mailto:rtatman@dch.ga.gov))

For questions concerning pending Certificate of Need applications please contact Bruce Henderson,  
Senior Reviewer  
([bhenderson@dch.ga.gov](mailto:bhenderson@dch.ga.gov))

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

## Letters of Determination

The Department will require that a determination request be submitted for any proposed activity that may be exempt under O.C.G.A. 31-6. Such requests will be accepted only on the Department's form with the required filing fee of \$250. Requests for confirmation of the exemption for equipment below the threshold shall continue to be submitted using the Request for Letter of Non-Reviewability Form until further notice and will also require a \$250 filing fee.

Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center below the threshold are considered requests for a Letter of Non-Reviewability ("LNR") and require a \$500 filing fee

## Requirements for Verification of Lawful Presence within the United States

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

## Periodic Reporting Requirements

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

**CON Thresholds** become effective annually on July 1. The current and effective thresholds can be found on the CON Thresholds page.

<http://dch.georgia.gov/con-thresholds>

## Special Note

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

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

## Open Record Requests

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

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

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

## Web Links

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

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

Please also visit [www.GaMap2Care.info](http://www.GaMap2Care.info) for healthcare facility and reporting information.

## LNR Conversion

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

## DET Review

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

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

Sworn by Governor Sonny Perdue on August 20, 2008

Melvin M. Goldstein  
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William "Bill" C. Joy (Vice Chair)  
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