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Office of Health Planning



**GEORGIA DEPARTMENT
OF COMMUNITY HEALTH**

CERTIFICATE OF NEED

Tracking And Appeals Report

August 21, 2019 – August 27, 2019

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

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

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

LOI2019041 American Health Imaging of GA, LLC d/b/a American Health Imaging of Hiram

Additional CT Unit to Existing Diagnostic Treatment and Rehabilitation Center

Received: 8/19/2019

Application must be submitted on: 9/18/2019

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

Estimated Cost: \$550,000

LOI2019042 American Health Imaging of GA, LLC d/b/a American Health Imaging of

Additional CT unit to Existing Diagnostic Treatment and Rehabilitation Center in Brunswick

Received: 8/19/2019

Application must be submitted on: 9/18/2019

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

Estimated Cost: \$550,000

LOI2019043 American Health Imaging of GA, LLC d/b/a American Health Imaging of Marietta

Additional MRI unit to existing DTRC in Marietta

Received: 8/19/2019

Application must be submitted on: 9/18/2019

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

Estimated Cost: \$1,500,000

Expired CON Applications

LOI2019038 WellStar North Fulton Hospital, Inc

Establish a Radiation Therapy Center with Associated Linear Accelerator — Batching

Received: 7/24/2019

Application must be submitted on: 8/23/2019

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

Estimated Cost: \$15,000,000

Disqualified CON Batching Applications

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

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

Estimated Cost: \$500,000

Withdrawn CON Applications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

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

OPPOSITION FILED

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

2019-028 Dodge County Hospital Authority

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

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

60th Day Deadline: 10/21/2019

Decision Deadline: 12/20/2019

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

Contact: Jan Hamrick CFO 478-448-4050

Estimated Cost: \$1,900,420

2019-029 Flint River Hospital

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

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

60th Day Deadline: 10/21/2019

Decision Deadline: 12/20/2019

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

Contact: Michael C Paterson 478-472-3100

Estimated Cost: \$615,070

2019-030 Colquitt Regional Medical Center

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

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

60th Day Deadline: 10/21/2019
Decision Deadline: 12/20/2019
Site: 3131 South Main Street, Moultrie, GA 31786 (Colquitt County)
Contact: Greg K. Johnson, FACHE VP/Operations 229-890-3547
Estimated Cost: \$2,517,489

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

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

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

60th Day Deadline: 10/21/2019

Decision Deadline: 12/20/2019

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

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

Estimated Cost: \$8,746,282

Recently Approved Applications

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/5th 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. Department requests Commissioner Review, 8/22/2019.

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/5th Floor

Hearing Decision: Department decision to deny Pro Radiology's CON is reversed and it is ordered that DCH issue the CON, 8/20/2019.

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/5th 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: Approved **Determination Date:** 8/21/2019

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

DET-EQT2019012 Synergy Radiology, LLC
Purchased Fixed CT Scanner
Request received: 8/21/2019
Contact Person: Brad Peters, MD Member 404-513-3842
Determination: Pending

DET-EQT2019013 Emory University d/b/a Emory University Hospital
Purchased Fixed MRI
Request received: 8/22/2019
Contact Person: Bryce Gartland, M.D. CEO 404-686-8500
Determination: Pending

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: Denied

Determination Date: 8/21/2019

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: Non-reviewable as proposed **Determination Date:** 8/23/2019

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: Non-reviewable as proposed **Determination Date:** 8/27/2019

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 Obstetric Services

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 Gerogia, 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

DET2019156 Paulding Medical Center, Inc. d/b/a WellStar Paulding Hospital
Relocation of the Cardiovascular Medicine Department
Request received: 8/20/2019
Contact Person: April Austin Manager, Strategic Planning 470-644-0057

Determination: Pending

DET2019157 Emory University d/b/a Emory University Hospital

Relocation of CON-Authorized CT Scanner

Request received: 8/21/2019

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

Determination: Pending

DET2019158 Emory University d/b/a Emory University Hospital

Replacement of CON-Authorized MRI

Request received: 8/21/2019

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

Determination: Pending

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

Renovation

Request received: 8/23/2019

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

Determination: Pending

DET2019160 CHI Memorial Hospital- Georgia, INC

Renovations Repair of Space and Relocation Installation of Equipment

Request received: 8/23/2019

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

Determination: 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 (Muscookee)

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

2018003 Eggleston 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.

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 (8/27/2019))

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](#)

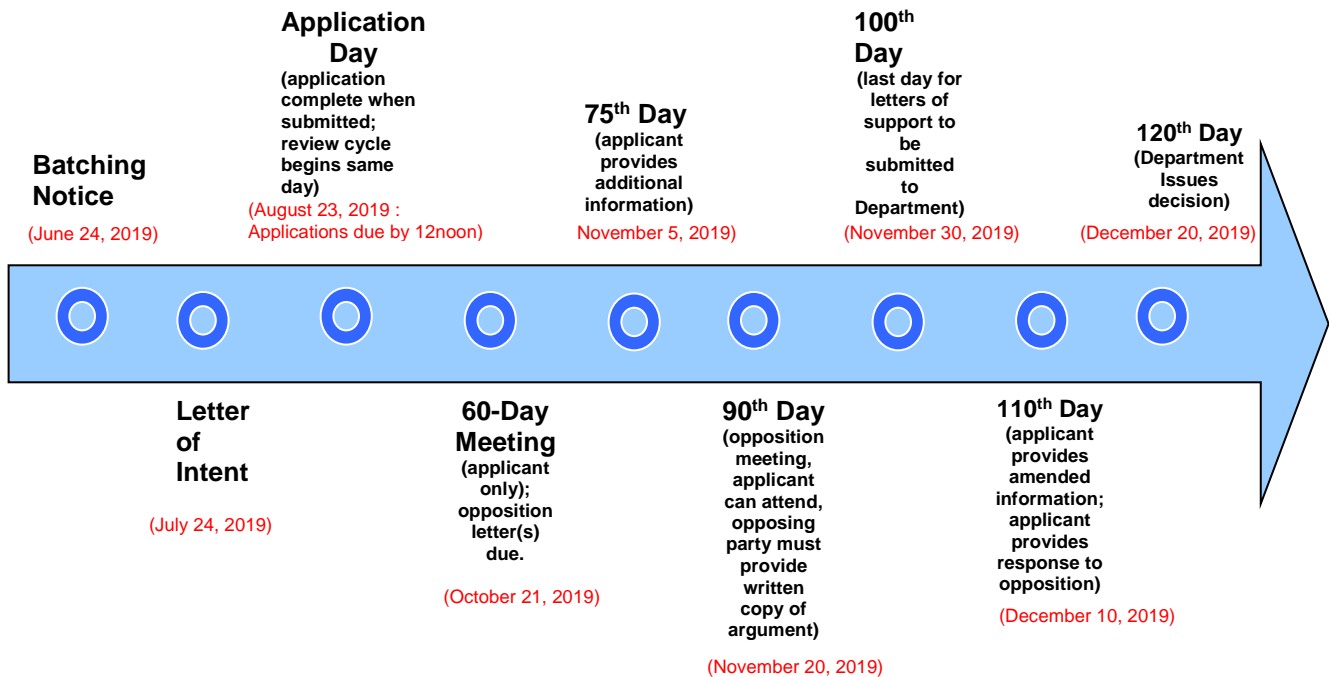
[Birthing Centers](#)

[Psych/Substance Abuse](#)

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

BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

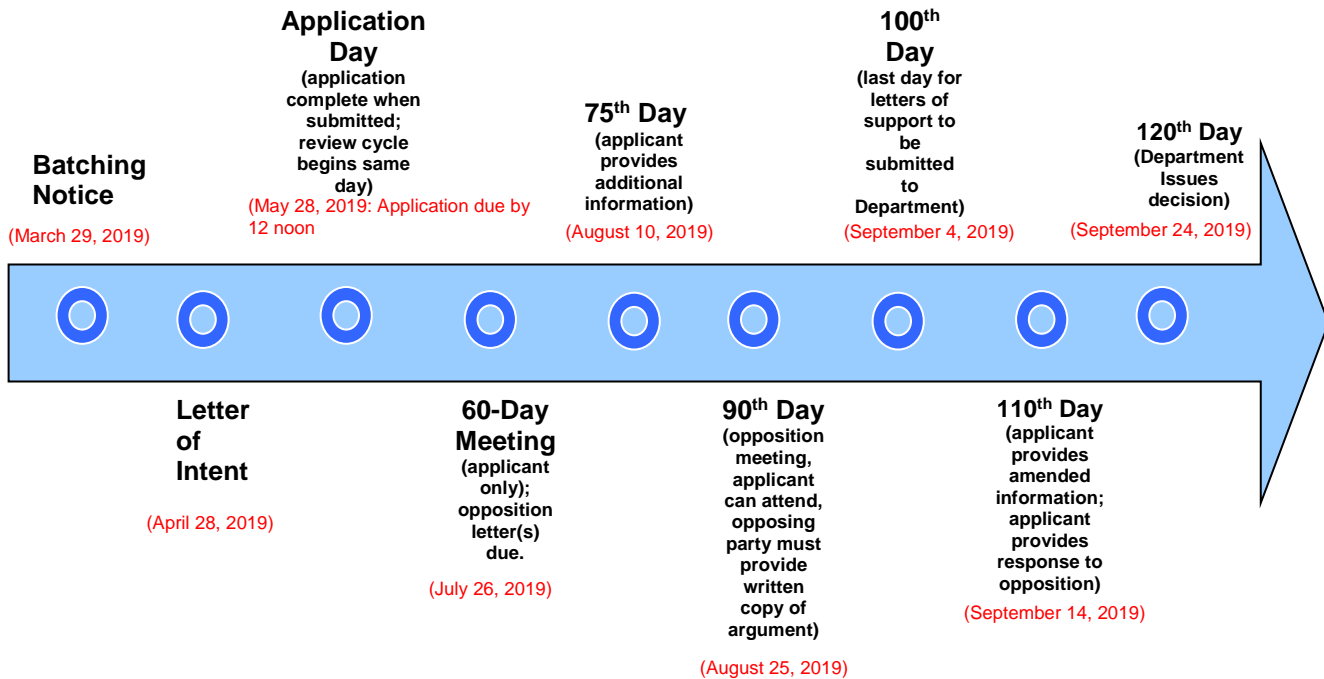
SUMMER CYCLE



- ▶ 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)
- ▶ 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)

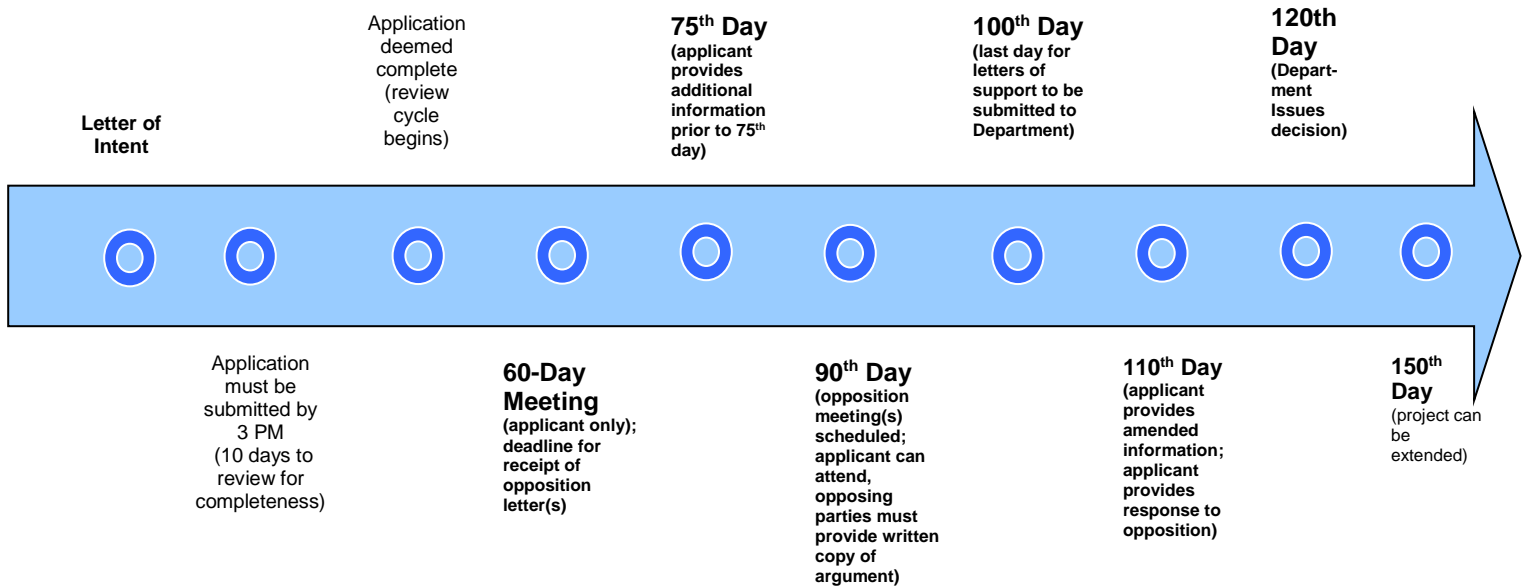
BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

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)

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 related to LNR/DET letters, and other CON related matters please contact Roxana Tatman,
Legal Director, Office of Health Planning
(rtatman@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 \$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 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 www.GaMap2Care.info for healthcare facility and reporting information.

LNR Conversion

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

DET Review

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

CERTIFICATE OF NEED APPEAL PANEL

Sworn by Governor Sonny Perdue on August 20, 2008

Melvin M. Goldstein
goldatty@bellsouth.net

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