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# Office of Health Planning



GEORGIA DEPARTMENT  
OF COMMUNITY HEALTH

## ***CERTIFICATE OF NEED***

# Tracking And Appeals Report

***August 16, 2023 – August 22, 2023***

### ***Please Note DCH Has Moved:***

Georgia Department of Community Health  
Office of Health Planning  
2 Martin Luther King Jr. Drive SE  
East Tower, 16th Floor  
Atlanta, Georgia 30334

(404) 656-0409  
(404) 656-0442 Fax  
[www.dch.georgia.gov](http://www.dch.georgia.gov)

**[Updated Certificate of Need Project Forms](#)**

**[IMPORTANT NOTICES](#)**

## Letters of Intent

none

## Letters of Intent – Batching

none

## Expired Letters of Intent

none

## Withdrawn CON Applications

none

## New CON Applications

none

## Pending Review/Incomplete Applications

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

Renovation and Addition of 37 Medical/Surgical Beds

**Filed: 7/28/2023 Deemed Incomplete: 8/9/2023**

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

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

**Estimated Cost:** \$18,583,883

## Pending Review/Complete Applications

### **2023-020 Rehabilitation Hospital of Columbus, LLC**

Cost Overrun for CON2020-036

**Filed: 4/21/2023 Deemed Incomplete: 5/3/2023 Deemed Complete: 5/17/2023**

**60th Day Deadline: 7/15/2023**

**Decision Deadline: 9/13/2023**

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

**Contact:** Susan Lyerly, Assoc. Gen. Counsel 205-969-4528

**Estimated Cost:** \$41,257,037

### **2023-021 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla Health**

Cost Overrun for CON2020-007

**Filed: 4/24/2023 Deemed Incomplete: 5/8/2023 Deemed Complete: 5/31/2023**

**60th Day Deadline: 7/29/2023**

**Decision Deadline: 9/27/2023**

**Site:** 2500 Satilla Parkway, Waycross, GA 31501 (Ware County)

**Contact:** Christopher Kovacs, Chief Operating Officer 912-287-2501

**Estimated Cost:** \$754,217

### **2023-022 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett**

Development of Outpatient Diagnostic Services

**Filed: 5/3/2023 Deemed Complete: 5/17/2023**

**60th Day Deadline: 7/15/2023**

**Decision Deadline: 9/13/2023**

**Site:** 2800 Buford Drive, Buford, GA 30519 (Gwinnett County)

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

**Estimated Cost:** \$20,797,326

### **2023-024 Atlanta Neuroscience Institute Inc. d/b/a Atlanta Neuroscience Institute**

Acquisition of MRI Scanner

**Filed: 5/10/2023 Deemed Complete: 5/22/2023**

**60th Day Deadline: 7/20/2023**

**Decision Deadline: 9/18/2023**

**Site:** 3200 Downwood Circle, NW, Suite 550, Atlanta, GA 30327 (Fulton County)

**Contact:** Tamara Smith, Chief Operating Officer 404-609-5432

**Estimated Cost:** \$3,127,443

**2023-026 Northeast Georgia Physicians Group, Inc. d/b/a Northeast Georgia Physicians Group - Toccoa**

Replacement of CT Scanner

**Filed: 5/18/2023 Deemed Complete: 6/1/2023**

**60th Day Deadline: 7/30/2023**

**Decision Deadline: 9/28/2023**

**Site:** 274 Big A Road, Toccoa, GA 30577 (Stephens County)

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

**Estimated Cost:** \$392,554

**2023-028 Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta**

Addition of Two Floors and 56 Beds to Burn Tower

**Filed: 5/24/2023 Deemed Complete: 6/7/2023**

**60th Day Deadline: 8/5/2023**

**Decision Deadline: 10/4/2023**

**Site:** 3651 Wheeler Road, Augusta, GA (Richmond County)

**Contact:** Angela Taylor, VP of Development and Operations 706-651-4809

**Estimated Cost:** \$83,000,000

**2023-029 PruittHealth Home Health, Inc.**

Establish Home Health Service in SSDR 8

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 1500 East Forsyth Street, Suite 22, Americus, GA 31709 (Sumter County)

**Contact:** Marissa Bakhshian, Assistant General Counsel 678-533-6300

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

**2023-030 PruittHealth Home Health, Inc. d/b/a PruittHealth @ Home - Gainesville**

Expand Home Health Services in SSDR 1

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 39 Rivers Drive, Rome, GA 30161 (Floyd County)

**Contact:** Marissa Bakhshian, Assistant General Counsel 252-626-3483

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

**2023-031 FMA Healthcare, LLC**

Establish Home Health Service in SSDR 3

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 1590 Phoenix Blvd, Suite 100, Atlanta, GA 30349 (Clayton County)

**Contact:** Tola Adeoti, Chief Operating Officer 770-907-7226

**Estimated Cost:** \$45,000

**2023-032 Faith Medical Agency, LLC**

Establish Home Health Service in SSDR 3

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 1590 Phoenix Blvd, Suite 260, Atlanta, GA 30349 (Clayton County)

**Contact:** Tola Adeoti, Chief Operating Officer 770-907-7226

**Estimated Cost:** \$40,000

**2023-034 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Addition of 18 Obstetrical Inpatient Beds

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

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

**Contact:** Brian J. Toporek, Senior Planning Analyst 404-851-6821

**Estimated Cost:** \$10,931,732

**2023-036 Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center – South Hall Campus**

Addition of 10 Obstetrical Beds

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 1400 River Place, Braselton, GA 30517 (Hall County)

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

**Estimated Cost:** \$170,000

**2023-037 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health**

Expand Home Health Services in SSDR 3

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 2825 Breckinridge Blvd, Suite 100, Duluth, GA 30096 (Gwinnett County)

**Contact:** Shane Brinkerhoff, Interim President, Home Health 470-464-7605

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

**2023-038 Crisp Regional Hospital, Inc. d/b/a Crisp Regional Health Services**

Establish 3-Bed Level II Neonatal Intermediate Care Program

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 902 N. 7th Street, Cordele, GA (Crisp County)

**Contact:** Steven L. Gautney, CEO 229-276-3300

**Estimated Cost:** \$121,673

**2023-040 ProHealth Home Health-Georgia, LLC d/b/a ProHealth Home Health**

Establish Home Health Service in SSDR 1

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 141 East Felton Road, Cartersville, GA 30126 (Bartow County)

**Contact:** David Lester, CEO 205-547-1980

**Estimated Cost:** \$66,250

**2023-041 ProHealth Home Health-Georgia, LLC d/b/a ProHealth Home Health**

Establish Home Health Service in SSDR 3

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 2265 Roswell Rd, Suite 224, Marietta, GA 30062 (Cobb County)

**Contact:** David Lester, CEO 205-547-1980

**Estimated Cost:** \$77,000

**2023-042 ARAA Home Health Agency LLC**

Establish Home Health Service in SSDR 3

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 10 Glenlake Parkway, Ste 130, Atlanta, GA 30328 (Fulton County)

**Contact:** Miriam Tales, Co-Founder, Owner 678-833-1818

**Estimated Cost:** \$45,638

**2023-043 Ultra Care of Georgia, Inc.**

Expand Home Health Services in SSDR 8

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 5280 Veterans Parkway, Suite 107, Columbus, GA 31904 (Muscogee County)

**Contact:** Glenn Page, CEO 706-324-7763

**Estimated Cost:** \$49,000

**2023-048 Janella's House of Nursing**

Establish Home Health Service in SSDR 3

**Filed: 5/30/2023 Deemed Complete: 5/30/2023**

**60th Day Deadline: 7/28/2023**

**Decision Deadline: 9/26/2023**

**Site:** 1423 Stockbridge Road, Suite 4, Jonesboro, GA 30236 (Clayton County)

**Contact:** Caroline K. Charleston, Chief Operating Officer 404-988-0723

**Estimated Cost:** \$1,000

**2023-052 Hamilton Medical Center, Inc.**

Relocation and Consolidation of Cardiovascular Services

**Filed: 6/30/2023 Deemed Complete: 7/14/2023**

**60th Day Deadline: 9/11/2023**

**Decision Deadline: 11/10/2023**

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

**Contact:** Sandy McKenzie, President of Operations 706-272-6289

**Estimated Cost:** \$230,000,000

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

Cost Overrun for CON2021-049

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

**60th Day Deadline: 10/2/2023**

**Decision Deadline: 12/1/2023**

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

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

**Estimated Cost:** \$8,062,000

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

Establishment of Mobile PET/CT Service

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

**60th Day Deadline: 10/19/2023**

**Decision Deadline: 12/18/2023**

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

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

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

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

Establishment of Freestanding 40-Bed CIPR Hospital

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

**60th Day Deadline: 10/19/2023**

**Decision Deadline: 12/18/2023**

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

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

**Estimated Cost:** \$52,805,288

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

Development of 24-Bed CIPR Program

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

**60th Day Deadline: 10/19/2023**

**Decision Deadline: 12/18/2023**

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

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

**Estimated Cost:** \$1,770,000

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

Acquisition of Additional PET/CT Unit

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

**60th Day Deadline: 10/19/2023**

**Decision Deadline: 12/18/2023**

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

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

**Estimated Cost:** \$2,009,996

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

Establishment of Mobile PET/CT Services at Hospital Outpatient Department

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

**60th Day Deadline: 10/19/2023**

**Decision Deadline: 12/18/2023**

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

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

**Estimated Cost:** \$320,309

**2023-061 Samba Recovery at Dacula, LLC**

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

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

**60th Day Deadline: 10/19/2023**

**Decision Deadline: 12/18/2023**

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

**Contact:** John Bamberger, CEO 908-312-1423

**Estimated Cost:** \$975,000

**2023-062 Center for Advanced Research & Education, LLC**

Acquisition of PET Unit

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

**60th Day Deadline: 10/19/2023**

**Decision Deadline: 12/18/2023**

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

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

**Estimated Cost:** \$660,000

## Recently Approved Applications

### **2023-012 Piedmont Mountainside Hospital, Inc. d/b/a Piedmont Mountainside Hospital**

Addition of 14 Short-Stay General Hospital Beds

**Filed: 3/9/2023 Deemed Incomplete: 3/23/2023 Deemed Complete: 4/18/2023**

**60th Day Deadline: 6/16/2023**

**Decision Deadline: 8/15/2023**

**APPROVED: 8/15/2023**

**Site:** 1266 Highway 515 South, Jasper, GA 30143 (Pickens County)

**Contact:** Lindsay Gard, Exec. Director/CFO 706-299-5110

**Estimated Cost:** \$13,600,000

### **2023-013 The Medical Center, Inc. d/b/a Piedmont Columbus Regional Midtown**

Upgrade and Reconfiguration of Inpatient Beds

**Filed: 3/17/2023 Deemed Incomplete: 3/31/2023 Deemed Complete: 4/21/2023**

**60th Day Deadline: 6/19/2023**

**Decision Deadline: 8/18/2023**

**APPROVED: 8/18/2023**

**Site:** 710 Center Street, Columbus, GA 31901 (Muscogee County)

**Contact:** Allen Holladay, Chief Financial Officer 706-660-6194

**Estimated Cost:** \$45,840,002

### **2023-014 Youth Villages, Inc. d/b/a Youth Villages - Inner Harbour Campus**

Construction of Five Residential Cottages

**Filed: 3/27/2023 Deemed Complete: 4/6/2023**

**60th Day Deadline: 6/4/2023**

**Decision Deadline: 8/3/2023**

**APPROVED: 8/3/2023**

**Site:** 4685 Dorsett Shoals Road, Douglasville, GA 30135 (Douglas County)

**Contact:** Tanya L. Anderson, MS, LPC, Executive Director 770-852-6238

**Estimated Cost:** \$28,333,000

### **2023-016 Medlink Georgia, Inc.**

Development of Freestanding DTRC

**Filed: 3/31/2023 Deemed Incomplete: 4/14/2023 Deemed Complete: 4/24/2023**

**60th Day Deadline: 6/22/2023**

**Decision Deadline: 8/21/2023**

**APPROVED: 8/21/2023**

**Site:** 112 Banks Road, Commerce, GA 30521 (Banks County)

**Contact:** Arthur K. Gorman, Director of Imaging Services 706-338-5000

**Estimated Cost:** \$867,000

## Recently Denied Applications

none

## Disqualified Applications

none

## Appealed Determinations

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

**Agency Decision:** Denied on 8/21/2019.

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

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** N/A

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

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

**Superior Court of Cobb County:** Court grants Windy Hill's Petition for Judicial Review and reverses Final Order of the Department, 5/24/21. Emory files Application for Discretionary Appeal in the Court of Appeals of Georgia, 6/21/2021. Department files application for Discretionary Appeal in the Court of Appeals of Georgia, 6/23/2021.

**Court of Appeals:** Grants Department's Application for Discretionary Appeal, 7/15/2021. Reverses Superior Court of Cobb County's 5/24/21 judgment granting Windy Hill's Petition for Judicial Review and reversing Final Order of the Department, 6/29/2022. WellStar Windy Hill files Notice of Intention to Petition for Writ of Certiorari, 7/10/2022. WellStar Windy Hill's Petition for Writ of Certiorari filed in the Georgia Supreme Court, 7/19/2022.

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

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

**Agency Decision:** Denied on 4/25/2022

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

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** Pending

**DET2022-042 Resurgens East Surgery Center, LLC** Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

**Agency Decision:** Approved on 5/20/2022

**Appealed:** Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** N/A

**Hearing Decision:** Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023.

**DET2022-043 Resurgens Fayette Surgery Center, LLC** Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

**Agency Decision:** Approved on 5/20/2022

**Appealed:** Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** N/A

**Hearing Decision:** Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023.

**DET2022-044 Orthopedic South Surgical Partners, LLC** Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

**Agency Decision:** Approved on 5/20/2022

**Appealed:** Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** N/A

**Hearing Decision:** Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023.

**DET2022-045 Lawrenceville Surgery Center, LLC** Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

**Agency Decision:** Approved on 5/20/2022

**Appealed:** Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

**Hearing Officer:** Dr. L. Lynn Hogue



**Hearing Date:** N/A

**Hearing Decision:** Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023.

**DET2022-046 Northwest Georgia Orthopaedic Surgery Center, L.L.C.** Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

**Agency Decision:** Approved on 5/20/2022

**Appealed:** Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** N/A

**Hearing Decision:** Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023.

**DET2022-047 Roswell Surgery Center, L.L.C.** Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

**Agency Decision:** Approved on 5/20/2022

**Appealed:** Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** N/A

**Hearing Decision:** Hearing Officer grants Resurgens ASCs' Motion for Summary Determination and affirms Department's 5/20/2022 decision, 8/9/2023.

**DET-EQT2022-035 Allegiance Imaging and Radiology, LLC** Request for Letter of Determination received on 4/5/2022, regarding additional locations for mobile MRI.

**Agency Decision:** Denied on 7/27/2022

**Appealed:** Allegiance Imaging and Radiology, LLC ("Allegiance") files Request for Administrative Appeal on 8/19/2022.

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

**Hearing Date:** Pending

**DET-ASC2022-021 Athens Orthopedic Clinic Ambulatory Surgery Center-SPARC, LLC** Request for Letter of Determination received on 9/16/2022, regarding the establishment of a Single Specialty Ambulatory Surgical Center.

**Agency Decision:** Approved on 3/15/2023

**Appealed:** Piedmont Athens Regional Medical Center, Inc. ("PARMC") files Request for Administrative Appeal on 3/31/2023.

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

**Hearing Date:** Pending

## Appealed LNRs

none

## Appealed CON Projects

**2018-072 Braselton ASC, LLC (Hall)**

**2018-073 Braselton Surgical Specialist Center, LLC ("BSSC") (Hall)**

2018-072 Establish Multi-Specialty Freestanding ASC with Four ORs and Two Procedure Rooms

2018-073 Establish Multi-Specialty Freestanding ASC with Three ORs and One Procedure Room

**Agency Decision:** GA2018072 - Approved, 3/25/2019 GA2018073 - Denied, 3/25/2019.

**Appealed by:** Braselton Surgical Specialist Center, LLC ("BSSC"), 4/24/2019;

Piedmont Athens Regional Medical Center, Inc.d/b/a Piedmont Athens Regional Medical Center ("Piedmont Athens"), 4/24/2019; Northside Hospital, Inc. d/b/a Northside Hospital Cherokee ("NHC"), 4/24/2019; Northside Hospital, Inc. d/b/a Northside Alpharetta Surgery Center ("NASC"), 4/24/2019. Piedmont Athens withdrew its Appeal of GA2018-072 on 11/7/19.

**Request to Intervene in 2018-072:** Braselton ASC, LLC ("Braselton ASC"), 4/24/2019.

**2018-073 denial:** Braselton Surgical Specialist Center, LLC ("BSSC") appeals the denial of their application, 2018073,

4/24/2019;

**Requests to Intervene in 2018-073:** Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center - Main Campus ("NGMC-Main Campus"), 4/24/2019; Braselton ASC, LLC ("Braselton ASC"), 4/24/2019; Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus ("NGMC-South Hall Campus"), 4/24/2019; NGMC Barrow, LLC d/b/a Northeast Georgia Medical Center-Barrow ("NGMC-Barrow"), 4/24/2019; Piedmont Athens Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center ("Piedmont Athens"), 4/24/2019. Piedmont Athens withdrew Request to Intervene 11/7/19.

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

**Hearing Date:** 6/16-18-2021, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer affirms Department's decision to grant a CON to Braselton ASC and reverses Department's decision to deny BSSC's application, ordering the Department to issue a CON to both projects, 10/22/2021. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file for Commissioner Review, 11/22/2021.

**Commissioner Review Decision:** Affirms Hearing Officer's 10/22/2021 decision to issue a CON to both projects, 12/22/2021. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Petition for Judicial Review in Superior Court of Hall County, 1/20/2022.

**Superior Court of Hall County:** Denies Braselton ASC's, NGMC-South Hall Campus's, NGMC-Main Campus's, and NGMC Barrow's Petition for Judicial Review and affirms 12/22/2021 Commissioner Review decision to grant a CON to BSSC, 6/15/2022. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Application for Discretionary Appeal in the Georgia Court of Appeals, 7/15/2022.

**Court of Appeals:** Grants Braselton ASC's, NGMC-South Hall Campus', NGMC-Main Campus', and NGMC Barrow's Application for Discretionary Appeal, 8/8/2022. Affirms Superior Court's denial of Braselton ASC's, NGMC-South Hall Campus', NGMC-Main Campus', and NGMC Barrow's Petition for Judicial Review, 5/3/2023. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Petition for Writ of Certiorari in the Georgia Supreme Court, 6/12/2023.

**Supreme Court:** Pending

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

Construction of Freestanding Emergency Department

**Agency Decision:** Approved, 6/1/2020

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

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

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

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

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

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

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

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

**Supreme Court:** Pending

#### **2020-003 Coliseum Medical Centers (Houston)**

Construction of Freestanding Emergency Department

**Agency Decision:** Approved, 6/9/2020

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

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

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

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

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

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

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

**Superior Court of Houston County:** Denies Department's Motion to Transfer, 7/31/2021. Grants Houston's Petition for Judicial Review, reverses Commissioner's 4/26/2021 decision, and denies Coliseum's CON, 11/4/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/6/2021. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/6/2021. Vacates Department's final decision and remands the case to the Department, 11/22/2022. Grants Houston's Petition for Judicial Review on Remand, reverses Commissioner's 1/27/2023 Remand Order, and denies Coliseum's CON application, 5/25/2023. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 6/26/2023. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 6/26/2023.

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

**2020-004 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Bryan)**

**2020-005 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Chatham)**

2020-004 Construction of Freestanding Emergency Department

2020-005 Construction of Freestanding Emergency Department

**Agency Decision:** 2020-004 Approved, 6/11/2020 2020-005 Approved, 6/8/2020

**Appealed By:** 2020-004 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Hospital Authority of Liberty County d/b/a Liberty Regional Medical Center ("Liberty"), 6/26/2020. 2020-005 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Effingham Hospital Inc. ("Effingham"), 6/29/2020.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** 1/19-22/2021, 1/25-28/2021, 9:30 A.M. / Remote Video Conference; 1/20-21/2022, 1/24-28/2022, 1/31/2022, 2/1/2022, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer grants St. Joseph's/Candler's Motion for Summary Adjudication and reverses DCH's award of CONs to Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr, 1/26/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr files for Commissioner Review, 2/25/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 1/26/2021 decision granting SJC's Motion for Summary Adjudication; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 3/26/2021.

**2020-015 Northside Hospital Gwinnett (Gwinnett)**

Establish Hospital-Based Radiation Therapy Services on Campus - Batching

**Agency Decision:** Approved, 6/16/2020

**Appealed By:** Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/14/2020; Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall

Campus ("NGMC-South Hall"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Oncology Center - Lawrenceville ("RCOG-Lawrenceville"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Therapy Center - Snellville ("RCOG-Snellville"), 7/14/2020; Vantage Cancer Centers of Georgia, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville ("Vantage-Lawrenceville"), 7/14/2020.

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

**Hearing Date:** 12/7-11/2020, 12/14-18/2020, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to grant a CON to Northside Hospital Gwinnett, 4/21/2021. Northside Hospital Gwinnett files for Commissioner Review, 5/21/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 4/21/2021 decision to deny a CON to Northside Hospital Gwinnett and reinstates the Department's approval of CON Project No. GA 2020-015, 6/18/2021. Vantage-Lawrenceville, RCOG-Lawrenceville, and RCOG-Snellville file Petition for Judicial Review in Superior Court of Gwinnett County, 7/16/2021. NGMC-Main Campus and NGMC-South Hall file Petition for Judicial Review in Superior Court of Hall County, 7/16/2021.

**Superior Court of Gwinnett County:** Denies Vantage-Lawrenceville's, RCOG-Lawrenceville's, and RCOG-Snellville's Petition for Judicial Review and affirms 6/18/2021 Commissioner Review decision, 11/24/2021.

**Superior Court of Hall County:** Grants NGMC-Main Campus and NGMC-South Hall's Petition for Judicial Review and reverses 6/18/2021 Commissioner Review decision, denying Northside Hospital Gwinnett a Certificate of Need, 12/1/2021. Northside Hospital Gwinnett files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021.

**Court of Appeals:** Grants Northside Hospital Gwinnett's Application for Discretionary Appeal, 1/21/2022. Affirms Superior Court of Gwinnett County's 11/24/2021 judgment and reverses Superior Court of Hall County's 12/1/2021 judgment, granting a CON to Northside Hospital Gwinnett, 10/26/2022. NGMC-Main Campus and NGMC-South Hall file Consolidated Petition for Writ of Certiorari in the Georgia Supreme Court, 12/5/2022. RCOG-Lawrenceville, RCOG-Snellville, and Vantage-Lawrenceville file Petition for Writ of Certiorari in the Georgia Supreme Court, 12/5/2022.

**Supreme Court:** Grants NGMC-Main Campus' and NGMC-South Hall's Consolidated Petition for Writ of Certiorari, 7/13/2023. Grants RCOG-Lawrenceville's, RCOG-Snellville's, and Vantage-Lawrenceville's Petitions for Writ of Certiorari, 7/13/2023.

#### **2020-020 University Hospital (Columbia)**

Establish a Freestanding Emergency Care Facility

**Agency Decision:** Approved, 7/21/2020

**Appealed By:** Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors"), 8/19/2020. AU Medical Center, Inc. ("AUMC"), 8/20/2020.

**Hearing Officer:** David Will, Esq.

**Hearing Date:** 10/16/2023, 9:00 A.M. / Remote Video Conference

#### **2020-023 AU Medical Center, Inc. (Richmond)**

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

**Agency Decision:** Approved, 7/28/2020

**Appealed By:** Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors"), 8/27/2020. University Health Services, Inc. ("University"), 9/3/2020. University McDuffie County Regional Medical Center, Inc. ("University-McDuffie"), 9/3/2020.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Continued until further notice

#### **2021-008 St. Joseph's/Candler Radiation Oncology - Statesboro (Bulloch)**

Establish Non-Special MegaVoltage Radiation Therapy Service – Batching

**Agency Decision:** Denied, 6/15/2021

**Appealed By:** SJC Oncology Services-Statesboro, LLC d/b/a St. Joseph's/Candler Radiation Oncology-Statesboro ("SJC-Statesboro"), 7/14/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Center ("Memorial") filed Request to Intervene, 6/23/2021. South Georgia Center for Cancer Care, LLC ("SGCCC") filed Request to Intervene, 7/14/2021.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Pending

#### **2021-010 South Georgia Center for Cancer Care (Bulloch)**

Add Linear Accelerator – Batching

**Agency Decision:** Approved, 6/15/2021

**Appealed By:** Candler Hospital, Inc. ("Candler"), 7/14/2021. South Georgia Center for Cancer Care, LLC ("SGCCC") files Request to Intervene, 7/14/2021.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Pending

**2022-007 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth (Hall)**

Offer Mobile PET/CT Service at Northside/Gainesville Imaging – Batching

**Agency Decision:** Approved, 6/24/2022

**Appealed By:** Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/22/2022. Northside Hospital, Inc. d/b/a Northside Hospital Forsyth ("Northside") files Request to Intervene, 7/25/2022.

**Hearing Officer:** William D. Taylor, III, Esq.

**Hearing Date:** 12/12-16/2022, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer affirms Department's decision to grant a CON to Northside, 4/3/2023. NGMC-Main Campus files for Commissioner Review, 5/3/2023.

**Commissioner Review Decision:** Affirms Hearing Officer's 4/3/2023 decision to grant a CON to Northside, 6/2/2023. NGMC-Main Campus files Petition for Judicial Review in Superior Court of Hall County, 6/30/2023.

**Superior Court of Hall County:** Pending

**2022-008 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth (Gwinnett)**

Offer Mobile PET/CT Service at Northside/Sugar Hill Imaging – Batching

**Agency Decision:** Approved, 6/24/2022

**Appealed By:** Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/22/2022. Northside Hospital, Inc. d/b/a Northside Hospital Forsyth ("Northside") files Request to Intervene, 7/25/2022.

**Hearing Officer:** William D. Taylor, III, Esq.

**Hearing Date:** 12/12-16/2022, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer affirms Department's decision to grant a CON to Northside, 4/3/2023. NGMC-Main Campus files for Commissioner Review, 5/3/2023.

**Commissioner Review Decision:** Affirms Hearing Officer's 4/3/2023 decision to grant a CON to Northside, 6/2/2023. NGMC-Main Campus files Petition for Judicial Review in Superior Court of Hall County, 6/30/2023.

**Superior Court of Hall County:** Pending

**2022-024 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health (Cobb)**

Expansion of Home Health Agency (Fulton, Cherokee Counties) - Batching

**Agency Decision:** Denied, 9/23/2022

**Appealed By:** Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health ("Aveanna Cobb"), 10/18/2022.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Pending

**2022-025 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health (Gwinnett)**

Expansion of Home Health Agency (Clayton, Fayette, Henry, Rockdale Counties) - Batching

**Agency Decision:** Denied, 9/23/2022

**Appealed By:** Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health ("Aveanna Gwinnett"), 10/18/2022.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Pending

**2023-007 EHCA Johns Creek LLC d/b/a Emory Johns Creek Hospital (Fulton)**

Establishment of Non-Special MegaVoltage Radiation Therapy Services - Batching

**Agency Decision:** Denied, 6/16/2023

**Appealed By:** EHCA John's Creek, LLC d/b/a Emory John's Creek Hospital ("EJCH"), 6/27/2023. Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus") files Request to Intervene, 6/30/2023. Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall ("NGMC-South Hall") files Request to Intervene, 6/30/2023.

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

**Hearing Date:** Pending

**2023-009 Augusta Oncology Associates, P.C. d/b/a Augusta Oncology Multispecialty Clinic (Richmond)**

Establishment of Non-Special MegaVoltage Radiation Therapy Service – Batching

**Agency Decision:** Denied, 6/16/2023

**Appealed By:** Augusta Oncology Associates, P.C., 7/17/2023. AU Medical Center, Inc. d/b/a AU Medical Center (“AUMC”) files Request to Intervene, 7/14/2023. Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta (“Doctors”) files Request to Intervene, 7/17/2023.

**Hearing Officer:** David Will, Esq.

**Hearing Date:** Pending

**2023-011 University Cancer & Blood Center, LLC (Clarke)**

Addition of PET/CT Unit – Batching

**Agency Decision:** Approved, 6/16/2023

**Appealed By:** Piedmont Athens Regional Medical Center, Inc. (“Piedmont Athens”), 7/12/2023.

**Hearing Officer:** David Will, Esq.

**Hearing Date:** Pending

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

**DET-EQT2023025 Legacy Brain & Spine, L.L.C.**

Purchase Fixed MRI

**Request received:** 5/26/2023

**Contact Person:** Joseph R. Ross

**Determination:** Non-reviewable as proposed      **Determination Date:** 7/26/2023

**DET-EQT2023026 Northeast Georgia Medical Center, Inc.**

Purchase MRI for Dawsonville MOB

**Request received:** 5/30/2023

**Contact Person:** Linda Berger

**Determination:** Pending

**DET-EQT2023027 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee**

Acquisition of Below Threshold da Vinci Surgical Robot

**Request received:** 6/7/2023

**Contact Person:** Brian Toporek

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/4/2023

**DET-EQT2023028 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Acquisition of CT Simulator

**Request received:** 6/9/2023

**Contact Person:** Brian Toporek

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/17/2023

**DET-EQT2023029 Houston Hospitals, Inc. d/b/a Houston Healthcare**

Lease da Vinci Robot

**Request received:** 6/13/2023

**Contact Person:** David S. Levitt

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/15/2023

**DET-EQT2023030 Egleston Children's Hospital at Emory University, Inc. d/b/a Children's**

Purchase Fixed CT Scanner

**Request received:** 6/15/2023

**Contact Person:** David Fenstermacher

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/15/2023

**DET-EQT2023031 Resurgens LLC**

Lease Fixed MRI

**Request received:** 6/19/2023

**Contact Person:** Kesha Colton

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/21/2023

**DET-EQT2023032 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee**

Retention of Below Threshold CT Unit

**Request received:** 6/26/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET-EQT2023033 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Acquisition of a Mobile MRI

**Request received:** 6/27/2023

**Contact Person:** Laurie Hansen

**Determination:** Pending

**DET-EQT2023034 Georgia Bone & Joint Surgeons, P.C.**

MRI Acquisition

**Request received:** 6/29/2023

**Contact Person:** Victor Moldovan

**Determination:** Pending

**DET-EQT2023035 Emsite Health, LLC**

Lease Fixed MRI

**Request received:** 7/5/2023

**Contact Person:** Joseph R. Ross

**Determination:** Pending

**DET-EQT2023036 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Temporary Lease of Mobile MRI Unit

**Request received:** 7/5/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET-EQT2023037 Scottish Rite Children's Medical Center, Inc. d/b/a Children's Healthcare of**

Acquisition of Fixed CT Scanner

**Request received:** 7/17/2023

**Contact Person:** David Fenstermacher

**Determination:** Pending

**DET-EQT2023038 Northeast Georgia Medical Center Habersham**

Purchase CT Scanner

**Request received:** 7/19/2023

**Contact Person:** Linda Berger

**Determination:** Pending

**DET-EQT2023039 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett**

Acquisition of Replacement CT Simulator Below Threshold

**Request received:** 7/26/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET-EQT2023040 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Acquisition of MRI Unit Below Threshold

**Request received:** 7/27/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET-EQT2023041 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Temporary Usage of Mobile MRI unit

**Request received:** 7/27/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET-EQT2023042 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Temporary Usage of Mobile IR Lab

**Request received:** 7/31/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET-EQT2023043 Hospital Authority of Colquitt County d/b/a Colquitt Regional Medical Center**

Acquisition of da Vinci Surgical Robot

**Request received:** 8/7/2023

**Contact Person:** Dena Zinker

**Determination:** Pending

**DET-EQT2023044 Georgia Pain and Wellness Center, LLC**

Purchase Fixed MRI

**Request received:** 8/11/2023

**Contact Person:** Joseph R. Ross

**Determination:** Pending

**DET-EQT2023045 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Acquisition of Below Threshold MRI Unit

**Request received:** 8/18/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

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

Temporary Usage of Mobile MR Unit

**Request received:** 8/18/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

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

Acquisition of CT and MRI Units

**Request received:** 8/18/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET-EQT2023048 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Regional Medical Center**

Wellstar Kennestone Mobile MRI Lease

**Request received:** 8/21/2023

**Contact Person:** James Satcher

**Determination:** Pending

## **Requests for DET–ASC for Establishment of Physician-Owned Ambulatory Surgery Facilities**

*(Formerly: Requests for LNR for Establishment of Physician-Owned Ambulatory Surgery Facilities)*

**DET-ASC2023010 Non-Surgical Orthopaedics, P.C.**

Establishment of Single Specialty Ambulatory Surgical Center

**Site:** 335 Roseland Street, Suite 100, Marietta, GA 30060

**Number of OR's:** 1 **Specialty:** Physiatry

**Project costs as submitted:** \$0.00

**Request received:** 3/31/2023

**Contact Person:** Anthony R. Grasso

**Determination:** Pending

**DET-ASC2023011 Athens Orthopedic Clinic Ambulatory Surgery Center - Loganville, LLC**

Establishment of Single Specialty Ambulatory Surgical Center

**Site:** 3440 Highway 81, Suite 100, Loganville, GA 30052

**Number of OR's:** 3 **Specialty:** Orthopedic Surgery

**Project costs as submitted:** \$25,500.00

**Request received:** 4/14/2023

**Contact Person:** Victor Moldovan

**Determination:** Approved

**Determination Date:** 7/26/2023

**DET-ASC2023013 Non-Surgical Orthopaedics, P.C.**



Establishment of Single Specialty Ambulatory Surgical Center

**Site:** 1301 Sigman Road, Suite 120, Conyers, GA 30012

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

**Project costs as submitted:** \$0.00

**Request received:** 5/13/2023

**Contact Person:** Anthony R. Grasso

**Determination:** Pending

**DET-ASC2023014 Georgia Interventional Pain - N, LLC**

Establishment of Single Specialty Ambulatory Surgical Center

**Site:** 39C Oak Hill Court, Suite 102, Newnan, GA 30265

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

**Project costs as submitted:** \$859,283.00

**Request received:** 6/21/2023

**Contact Person:** Joseph R. Ross

**Determination:** Approved

**Determination Date:** 8/21/2023

**DET-ASC2023015 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta and Total Joint Specialists, LLC**

Establishment of Joint Venture Ambulatory Surgery Center

**Site:** 1150 Hammond Drive, Suite 600, Atlanta, GA 30328

**Number of OR's:** 2 **Specialty:** Orthopedic Surgery

**Project costs as submitted:** \$3,633,452.05

**Request received:** 7/10/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

## Requests for Miscellaneous Letters of Determination

**DET2022052 Surgery Center of Atlanta, LLC**

Reduction of Indigent and Charity Care Commitment

**Request received:** 2/28/2022

**Contact Person:** Titus Duncan MD

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

**Date of Withdrawal:** 8/15/2023

**DET2023049 Doctors Hospital Surgery Center, L.P. d/b/a Evans Surgery Center**

Expansion of Clinical Services at Multi-Specialty Ambulatory Surgical Center

**Request received:** 3/31/2023

**Contact Person:** Leslie Law Williams

**Determination:** Pending

**DET2023054 Lenora Church Road Property - SNF, LLC**

Renovation of Existing Nursing Home

**Request received:** 4/5/2023

**Contact Person:** Margaret Wheeler

**Determination:** Pending

**DET2023090 Hospital Authority of Valdosta, Lowndes County, Georgia**

Renovation Under the Threshold

**Request received:** 5/12/2023

**Contact Person:** Michele Madison

**Determination:** Non-reviewable as proposed **Determination Date:** 8/14/2023

**DET2023102 Center for Advanced Research & Education, LLC**

Acquisition for Purposes not Covered by CON

**Request received:** 5/16/2023

**Contact Person:** Victor Moldovan

**Determination:** Pending

**DET2023109 Savannah Health Services, LLC**

Renovate Existing Milk Prep Area

**Request received:** 5/25/2023

**Contact Person:** Laura Dow

**Determination:** Non-reviewable as proposed      **Determination Date:** 7/25/2023

**DET2023110 Siskin Hospital for Physical Rehabilitation**

Establishment of Outpatient Physical Therapy Clinic

**Request received:** 5/26/2023

**Contact Person:** Michelle E Benavides

**Determination:** Non-reviewable as proposed      **Determination Date:** 7/27/2023

**DET2023111 Piedmont Henry Hospital**

Replacement of CON-Approved Equipment at Piedmont Henry Hospital

**Request received:** 5/31/2023

**Contact Person:** Lavinia Luca

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/15/2023

**DET2023112 Tanner Medical Center, Inc. d/b/a Tanner Medical Center Carrollton**

Replacement of CON Authorized Equipment - CT

**Request received:** 6/1/2023

**Contact Person:** Kathlynn Butler Polvino

**Determination:** Pending

**DET2023113 Northside Hospital, Inc. d/b/a Northside Imaging at Hamilton Mill**

Replacement of CT scanner

**Request received:** 6/6/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2023114 Northside Hospital, Inc. d/b/a Northside Imaging at Hamilton Mill**

Replacement of MRI Unit

**Request received:** 6/6/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2023115 Northside Hospital, Inc. d/b/a Northside Imaging at Hamilton Mill**

Below Threshold Repairs as a Result of Deep Freeze Flooding

**Request received:** 6/6/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2023116 Clairmont Place Condominium Association**

Conversion of Montclair Personal Care Home to Montclair Assisted Living Community

**Request received:** 6/7/2023

**Contact Person:** Allison Rutland Soulen

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/4/2023

**DET2023117 American Health Imaging of Georgia, LLC (Relocate Sandy Spgs Imaging Ctr)**

Relocate Existing CON Imaging Center

**Request received:** 6/7/2023

**Contact Person:** Dan Balentine

**Determination:** Pending

**DET2023118 American Health Imaging of Georgia, LLC (Replace 3.0T MRI)**

Replace CON-Approved 3.0T MRI

**Request received:** 6/7/2023

**Contact Person:** Dan Balentine

**Determination:** Pending

**DET2023119 American Health Imaging of Georgia, LLC (Replace 1.5T MRI)**

Replace CON-Approved 1.5T MRI

**Request received:** 6/7/2023

**Contact Person:** Dan Balentine

**Determination:** Pending

**DET2023120 American Health Imaging of Georgia, LLC (Replace CT)**

Replace CON-Approved CT

**Request received:** 6/7/2023

**Contact Person:** Dan Balentine

**Determination:** Pending

**DET2023121 Hamilton Medical Center, Inc.**

Hamilton Medical Center Maternity Renovation

**Request received:** 6/13/2023

**Contact Person:** Danny Wright

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/11/2023

**DET2023122 Medici Surgical Center Cobb, LLC**

Restructuring of Ownership in ASC

**Request received:** 6/15/2023

**Contact Person:** Victor Moldovan

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/15/2023

**DET2023123 Medici Surgical Center Gwinnett, LLC**

Restructuring of Ownership in ASC

**Request received:** 6/15/2023

**Contact Person:** Victor Moldovan

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/15/2023

**DET2023124 Atlanta Spine Surgery Center, LLC**

Restructuring of Ownership in ASC

**Request received:** 6/15/2023

**Contact Person:** Victor Moldovan

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/15/2023

**DET2023125 Houston Hospitals, Inc. d/b/a Houston Healthcare**

Facility Renovations

**Request received:** 6/22/2023

**Contact Person:** David S. Levitt

**Determination:** Non-reviewable as proposed      **Determination Date:** 8/22/2023

**DET2023126 Howard Healthcare Management, LLC**

Separation of ASCs into Two Entities

**Request received:** 6/23/2023

**Contact Person:** Joseph R. Ross

**Determination:** Pending

**DET2023127 Piedmont Augusta Hospital**

Replacement of Electrophysiology Equipment

**Request received:** 6/26/2023

**Contact Person:** Lavinia Luca

**Determination:** Pending

**DET2023128 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee**

Below Threshold Capital Expenditures to Renovate Radiology Suite

**Request received:** 6/26/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2023129 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee**

Below Threshold Expenditures to Relocate Fluoroscopy

**Request received:** 6/26/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2023130 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee**

Below Threshold Expenditures to Renovate Imaging Suite in MOB

**Request received:** 6/26/2023

**Contact Person:** Brian Toporek  
**Determination:** Pending

**DET2023131 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee**

Replacement of CT Scanner

**Request received:** 6/26/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2023132 Piedmont Augusta Hospital**

Replacement of Cardiac Catheterization Equipment

**Request received:** 6/26/2023

**Contact Person:** Lavinia Luca

**Determination:** Pending

**DET2023133 Savannah Health Services, LLC**

Renovate Hallway and HVAC

**Request received:** 6/28/2023

**Contact Person:** Laura Dow

**Determination:** Pending

**DET2023134 Phoebe Sumter Medical Center, Inc.**

Ultrasound Relocation

**Request received:** 7/5/2023

**Contact Person:** Christopher Kane

**Determination:** Pending

**DET2023135 Phoebe Sumter Medical Center, Inc.**

Patient Treatment Modalities (PTM) Area Renovation

**Request received:** 7/5/2023

**Contact Person:** Christopher Kane

**Determination:** Pending

**DET2023136 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Replacement of MRI at Northside Snellville Imaging

**Request received:** 7/5/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2023137 Radiotherapy Clinics of Georgia**

Linac Replacement

**Request received:** 7/6/2023

**Contact Person:** Kathryn MT Platt

**Determination:** Pending

**DET2023138 Candler Hospital, Inc.**

Renovation of Surgical Services Support Areas

**Request received:** 7/13/2023

**Contact Person:** Brad Trower

**Determination:** Pending

**DET2023139 Burke Hospital Company, LLC d/b/a Burke Health**

Operating Room Bed Conversion

**Request received:** 7/17/2023

**Contact Person:** Victor Moldovan

**Determination:** Pending

**DET2023140 CareSouth HHA Holdings of Washington, LLC**

Physical Relocation of Branch Office

**Request received:** 7/20/2023

**Contact Person:** Kathy Barrentine

**Determination:** Pending

**DET2023141 American Health Imaging of Georgia, LLC (Replace MRI)**

Replace CON-Approved MRI

**Request received:** 7/23/2023

**Contact Person:** Dan Balentine

**Determination:** Pending

**DET2023142 American Health Imaging of Georgia, LLC (Replace CT)**

Replace CON-Approved CT

**Request received:** 7/23/2023

**Contact Person:** Dan Balentine

**Determination:** Pending

**DET2023143 American Health Imaging of Georgia, LLC (Relocation)**

Relocate Existing CON Imaging Center

**Request received:** 7/23/2023

**Contact Person:** Dan Balentine

**Determination:** Pending

**DET2023144 Piedmont Rockdale Hospital, Inc.**

Consolidation of Existing Infusion Services

**Request received:** 7/24/2023

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2023145 John D. Archbold Memorial Hospital, Inc.**

Upgrade to IT and Communication System

**Request received:** 7/24/2023

**Contact Person:** Kathryn MT Platt

**Determination:** Pending

**DET2023146 University Cancer & Blood Center, LLC and East Georgia Radiation Holding**

Relocate DTRC Radiation Therapy Services

**Request received:** 7/28/2023

**Contact Person:** Kathryn MT Platt

**Determination:** Pending

**DET2023147 University Cancer & Blood Center, LLC and East Georgia Radiation Holding**

Replacement of Linear Accelerator

**Request received:** 7/28/2023

**Contact Person:** Kathryn MT Platt

**Determination:** Pending

**DET2023148 UCBC Athens, LLC**

Develop Medical Office Building

**Request received:** 7/28/2023

**Contact Person:** Kathryn MT Platt

**Determination:** Pending

**DET2023149 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Renovations Below Threshold for Mobile IR Anteroom

**Request received:** 7/31/2023

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2023150 Therapeutic Gastrointestinal Endoscopy, LLC**

GI Endoscopy Center CON Exemption Request

**Request received:** 8/1/2023

**Contact Person:** Everette Jenkins

**Determination:** Pending

**DET2023151 Rome Imaging Center Limited Partnership d/b/a Rome Imaging Center**

Replace CON-Approved PET Scanner

**Request received:** 8/2/2023

**Contact Person:** Daniel J. Monahan  
**Determination:** Pending

**DET2023152 Liberty Regional Medical Center, Inc.**  
Establishment of Wound Care Treatment Center  
**Request received:** 8/2/2023  
**Contact Person:** Michele P. Madison, Esq.  
**Determination:** Pending

**DET2023153 Piedmont Mountainside Hospital, Inc.**  
Consolidation of Existing Outpatient Services  
**Request received:** 8/7/2023  
**Contact Person:** Christine MacEwen  
**Determination:** Pending

**DET2023154 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**  
Below Threshold Expenditures Related to GI Room  
**Request received:** 8/11/2023  
**Contact Person:** Brian Toporek  
**Determination:** Pending

**DET2023155 Surgery Center of Columbia County, LLC**  
ASC Relocation  
**Request received:** 8/17/2023  
**Contact Person:** Kathryn MT Platt  
**Determination:** Pending

**DET2023156 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**  
Below-Threshold Expenditures to Build Out Relocated Imaging Center  
**Request received:** 8/18/2023  
**Contact Person:** Brian Toporek  
**Determination:** Pending

**DET2023157 Pediatric Services of America, LLC d/b/a Aveanna Healthcare**  
Physical Relocation in Same County  
**Request received:** 8/18/2023  
**Contact Person:** Kate Speer  
**Determination:** Pending

**DET2023158 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**  
Transfer of HDR Equipment  
**Request received:** 8/18/2023  
**Contact Person:** Brian Toporek  
**Determination:** Pending

**DET2023159 Summit Endoscopy Center, LLC**  
Establishment of Endoscopy Center  
**Request received:** 8/18/2023  
**Contact Person:** Gaye Pennington  
**Determination:** Pending

**DET2023160 Emeritus Corporation**  
Conversion of Personal Care Home to Assisted Living  
**Request received:** 8/21/2023  
**Contact Person:** Sharon Plunkett  
**Determination:** Pending

## **Requests for Extended Implementation/Effective Period**

**2021037 The A.G. Rhodes Home - Cobb, Inc.**  
Major Renovation  
Request to Extend Completion Date

**Site:** 900 Wylie Road SE, Marietta (Cobb)  
**Project Approved:** 11/22/2021  
**Request Received:** 7/10/2023  
**Contact:** John Hicks, Director of Capital Projects (404-797-9870)  
**Approved Cost:** \$ 36,238,000  
**Determination:** Approved, 8/8/2023  
**Extended Mandatory Completion:** June 15, 2024

**2020036 Rehabilitation Hospital of Columbus, LLC**  
Establish a 40-Bed Freestanding Comprehensive Inpatient Physical Rehabilitation Program – Batching  
Request to Extend Completion Date  
**Site:** 8301 Veterans Parkway, Columbus (Muscookee)  
**Project Approved:** 3/16/2021  
**Request Received:** 7/19/2023  
**Contact:** Carey B. McRae, Assoc. Gen. Counsel (205-970-3442)  
**Approved Cost:** \$ 33,820,251  
**Determination:** Approved, 8/8/2023  
**Extended Mandatory Completion:** October 1, 2023

**2022026 Piedmont Healthcare Encompass Health Rehabilitation Hospital of Athens, LLC**  
Establish Inpatient Physical Rehabilitation Service - Batching  
Request to Extend Implementation Date  
**Site:** 1080 Norris Drive, Bogart (Oconee)  
**Project Approved:** 9/23/2022  
**Request Received:** 7/20/2023  
**Contact:** Carey B. McRae, Assoc. General Counsel (205-970-3442)  
**Approved Cost:** \$ 50,128,601  
**Determination:** Approved, 8/10/2023  
**Extended Mandatory Implementation:** September 23, 2024

**2022013 The Hospital Authority of Valdosta and Lowndes County, Georgia d/b/a South Georgia Medical Center-Berrien Campus**  
Emergency Department Addition  
Request to Extend Completion Date  
**Site:** 1221 East McPherson Avenue, Nashville (Berrien)  
**Project Approved:** 8/25/2022  
**Request Received:** 8/11/2023  
**Contact:** Ronald E. Dean, President and CEO (229-259-4102)  
**Approved Cost:** \$ 14,309,693  
**Determination:** Pending

## **Need Projection Analyses Posted 6/22/2023**

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

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

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

2028 PET Need Projection – Posted 6/22/2023

2027 Ambulatory Surgical Services Need Projection by HPA– Posted 3/31/2023

2028 Inpatient Physical Rehabilitation Need Projections – Posted 6/22/2023

2027 Neonatal Intermediate Care Bed Need Projection – Posted 3/31/2023

2027 Neonatal Intensive Care Bed Need Projection – Posted 3/31/2023

2027 Obstetric Services Bed Need Projection – Posted 3/31/2023

2025 Nursing Home Bed Need Projection – Posted 3/31/2023

2025 Home Health Agency Services Need Projection - Posted 3/31/2023

## Non-Batched Need Projections

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

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

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

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

## **Indigent and Charity Care Shortfalls**

### **Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of 8/22/2023)**

<b>Facility Name</b>	<b>County</b>	<b>Year</b>	<b>Shortfall Due</b>	<b>Service</b>
Apex Medical Surgery Center, LLC	Troup	2020	11,890.18	Ambulatory Surgery Center
ASC of Georgia Dermatologic Surgery Centers, LLC	FULTON	2018	6,924.20	Ambulatory Surgery Center
ASC of Georgia Dermatologic Surgery Centers, LLC	FULTON	2020	20,921.12	Ambulatory Surgery Center
Asuch Surgery Center	Cobb	2018	6,963.30	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2018	24,770.12	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2019	17,302.68	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2020	17,170.24	Ambulatory Surgery Center
Center For Spine And Pain Medicine, PC	Hall	2018	101,669.68	Ambulatory Surgery Center
Chatham Orthopaedic Surgery Center	Chatham	2018	23,869.26	Ambulatory Surgery Center
Cobblestone Surgery Center, Inc	Cobb	2020	5,803.60	Ambulatory Surgery Center
Foot & Ankle Surgery Ctr, Llc, The	MUSCOGEE	2018	6,322.74	Ambulatory Surgery Center
G.I. Endoscopy Center	CLAYTON	2018	27,806.73	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2018	15,443.22	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2019	11,678.86	Ambulatory Surgery Center
Gastro Specialists Endoscopy Center, LLC	DEKALB	2020	10,043.62	Ambulatory Surgery Center
Georgia Interventional Pain	Gwinnett	2018	61,218.12	Ambulatory Surgery Center
Georgia Urology Ambulatory Surgery Ctr Alpharetta	Forsyth	2018	17,314.92	Ambulatory Surgery Center
Georgia Urology Ambulatory Surgery Ctr Alpharetta	Forsyth	2019	18,706.26	Ambulatory Surgery Center
Northwest Ga Orthopaedic Sc	COBB	2018	654,446.86	Ambulatory Surgery Center
Piedmont Surgery Center	BIBB	2018	75.49	Ambulatory Surgery Center
Piedmont Surgery Center	BIBB	2020	21,481.58	Ambulatory Surgery Center
Ponce De Leon Surgery Center, LLC	Fulton	2018	52.82	Ambulatory Surgery Center
Premier Ambulatory Surgical Center, LLC	Cobb	2018	6,380.46	Ambulatory Surgery Center
Roswell Pain Surgical Center, LLC	Cobb	2018	38.20	Ambulatory Surgery Center
Roswell Pain Surgical Center, LLC	Cobb	2020	128.00	Ambulatory Surgery Center
Salubrious ASC	Cherokee	2020	6,847.78	Ambulatory Surgery Center
Stephen Lober Plastic Surgery	Clarke	2019	6,747.60	Ambulatory Surgery Center
Surgery Center at Cypress Pointe, LLC	Tift	2018	28,384.44	Ambulatory Surgery Center
Surgery Center of Atlanta	Fulton	2019	738,231.35	Ambulatory Surgery Center
Surgery Center of Atlanta	Fulton	2020	574,770.90	Ambulatory Surgery Center
The Graivier Center	FULTON	2020	11,457.50	Ambulatory Surgery Center
Thomas Eye Surgery Center	FULTON	2018	284,219.98	Ambulatory Surgery Center
White Oak Surgery Center	Coweta	2020	218,149.28	Ambulatory Surgery Center
Windward Surgery Center LLC	FULTON	2019	2,096.78	Ambulatory Surgery Center
Guardian Home Care of Central Georgia	Oconee	2018	14,005.19	Home Health Agency



Guardian Home Care of Central Georgia	Oconee	2019	36,925.98	Home Health Agency
Guardian Home Care of Central Georgia	Oconee	2020	37,167.55	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2018	65,355.87	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2019	87,009.07	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2020	95,776.95	Home Health Agency
Guardian Home Care, LLC	Fulton	2018	214,201.47	Home Health Agency
Guardian Home Care, LLC	Fulton	2019	250,997.91	Home Health Agency
Guardian Home Care, LLC	Fulton	2020	170,668.38	Home Health Agency
Piedmont Home Health	Clarke	2019	84,390.28	Home Health Agency
Pruitt Home Health - Cumming	Forsyth	2020	14,453.66	Home Health Agency
Pruitthealth Home Health - Atlanta	Gwinnett	2020	30,141.87	Home Health Agency
Pruitthealth Home Health - Gainesville	Hall	2020	51,656.79	Home Health Agency
Central Georgia PET, LLC	Bibb	2019	5,983.45	PET Services
Piedmont Henry Radiation Oncology at Riverdale, LLC	Clayton	2019	481,172.16	Radiation Therapy

Notes: The provisions of the Provider Payment Act of 2010 exempt eligible hospitals from being required to pay shortfalls associated with CON indigent and charity care commitments while the Act is in force. Critical Access Hospitals, Psychiatric Hospitals, and State-owned hospitals are exempt from the PPA so must still pay shortfalls associated with CON commitments. If an administrative hearing has been requested to dispute a shortfall pursuant to the provisions of the Administrative Procedure Act. O.C.G.A. § 50-13-1 et seq., information will be provided at <https://dch.georgia.gov/meetings-notices> as it becomes available.

## ***NEW CERTIFICATE OF NEED FILING REQUIREMENTS***

Effective June 17, 2022, the updated Georgia CON Application Form, available at <https://dch.georgia.gov/con-applications-and-forms>, must be used to submit a request for a Certificate of Need.

### **Letters of Intent**

O.C.G.A. § 31-6-40(b) provides that:

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

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

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

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

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

The Department will not accept any letters of intent submitted by either telephone, facsimile or e-mail pursuant to Rule 111-2-2-.06(5). **In-person filings are no longer accepted.**

All forms must be submitted electronically through the Department's website at <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>.

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

### **Instructions for Organization of Appendices**

**Appendices** in the application must be separated by **dividing sheets** upon submission to the Office of Health Planning.

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

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

### **Determining Completeness**

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

## Batching Review

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

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

### Batching Notifications— *Posted 6/22/2023 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](#)

[MegaVoltage Radiation Therapy](#)

[Pediatric Cath/Open Heart](#)

[Adult Open Heart](#)

[Birthing Centers](#)

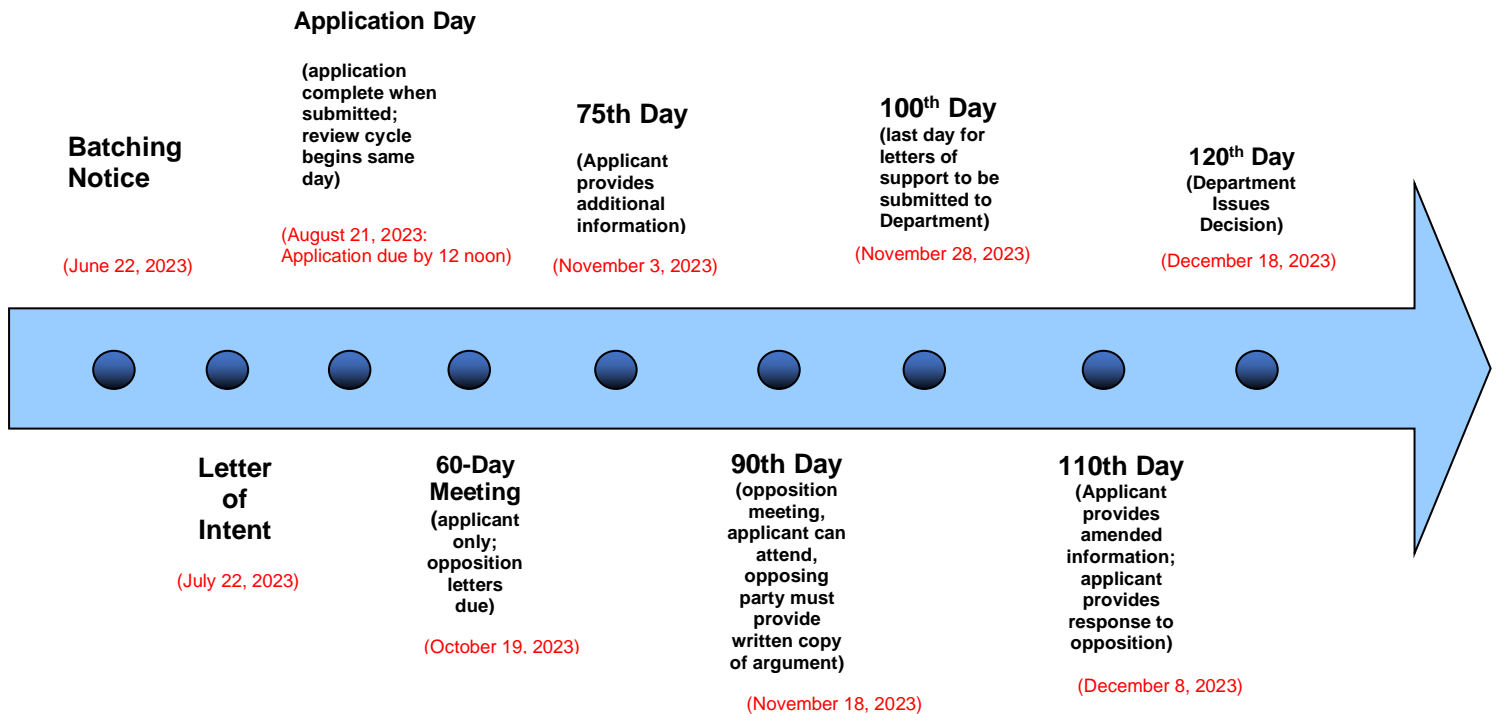
[Psych/Substance Abuse](#)

[Inpatient Rehabilitation](#)

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

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

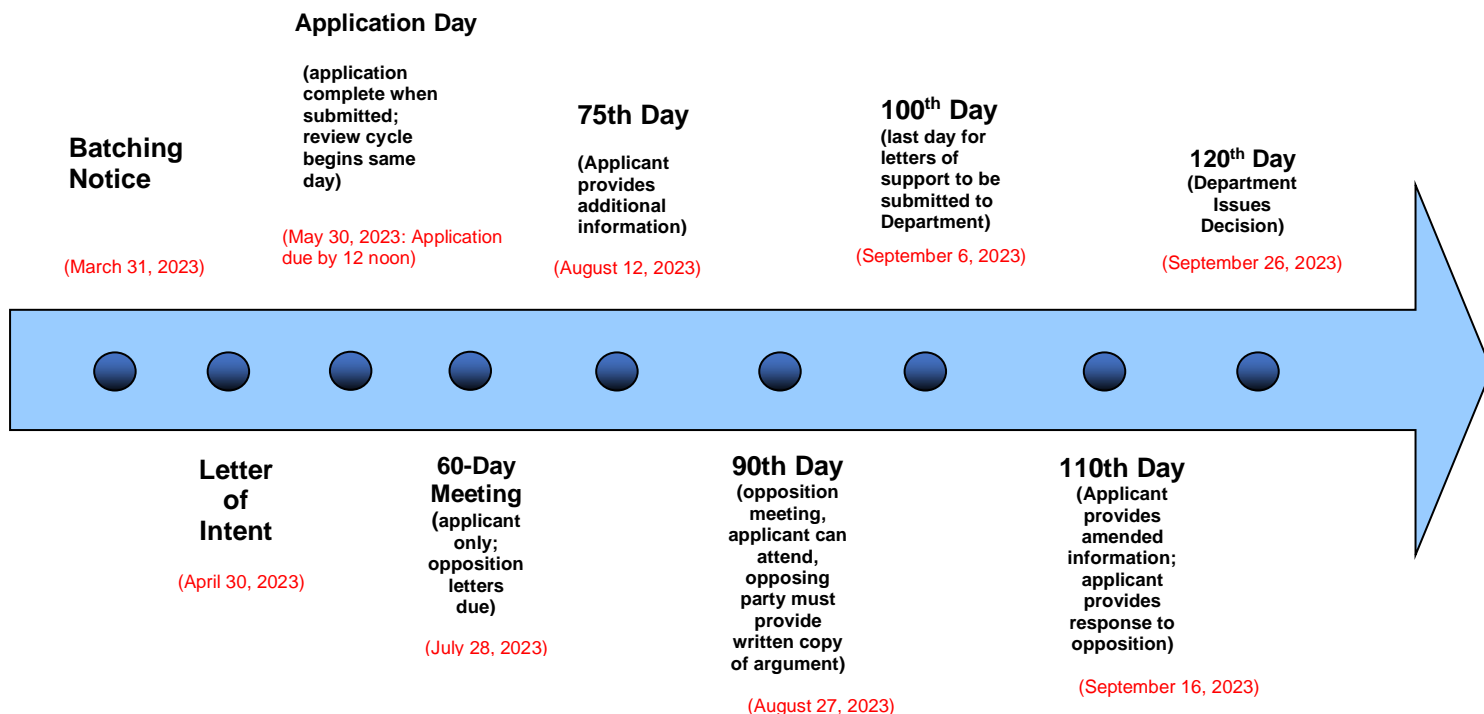
### SUMMER CYCLE



- ▶ 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 submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting
- ▶ 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)

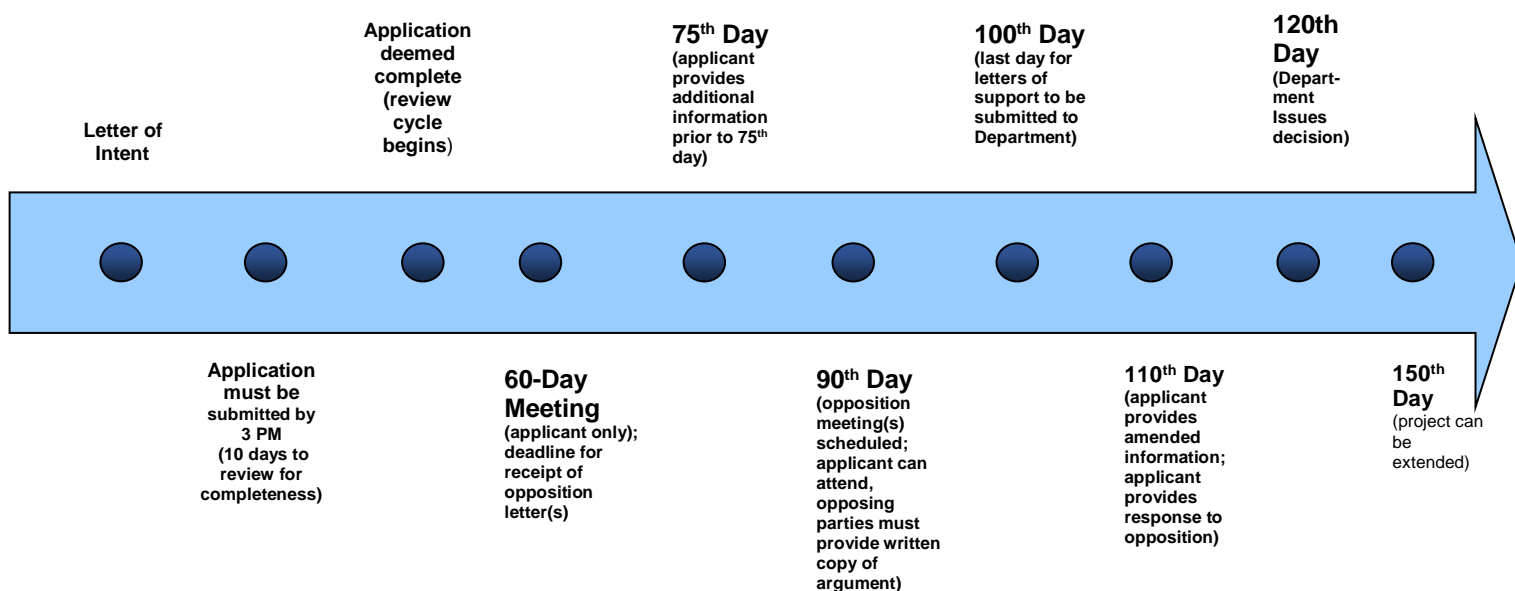
## BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

### 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 submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting**
- ▶ **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)
- ▶ 75<sup>th</sup> 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 submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting
- ▶ 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

Karesha Laing, Interim Executive Director, Office of Health Planning,  
Georgia Department of Community Health, 2 Martin Luther King Jr. Drive SE, East Tower, 16th Floor,  
Atlanta, GA 30334  
([klaing@dch.ga.gov](mailto:klaing@dch.ga.gov))

For questions concerning pending Certificate of Need applications please contact Bruce Henderson, Compliance Specialist Supervisor  
([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))

For all other CON-related questions or inquiries, please email [OHP.Help@dch.ga.gov](mailto:OHP.Help@dch.ga.gov).

## Letters of Determination

The Department will require that a determination request be submitted for any proposed activity that may be exempt under O.C.G.A. § 31-6-1 et seq. Such requests will be accepted only on the Department's form with the required filing fee of \$250.00. Requests for confirmation of the exemption for equipment below the threshold will be accepted only on the applicable form and will also require a \$250.00 filing fee. Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center below the threshold require a \$250.00 filing fee.

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

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

## Periodic Reporting Requirements

From June 1, 2016 until September 15, 2016, the Department, through the Office of Health Planning, permitted facilities an opportunity to complete outstanding surveys in order to become compliant. Facilities not in compliance after the September deadline received a Notification of Deficiencies which included details regarding the outstanding surveys, where surveys could be completed, and contact information for the Department. To confirm whether your facility has an outstanding survey please contact Steve Cappel, Data Manager, at [steve.cappel@dch.ga.gov](mailto:steve.cappel@dch.ga.gov). 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:

<https://dch.georgia.gov/divisionsoffices/office-health-planning/certificate-need-con>

The ORR Form found there should be emailed to [HealthPlanningInfo@dch.ga.gov](mailto:HealthPlanningInfo@dch.ga.gov)

## Web Links

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

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

Please also visit <https://forms.dch.georgia.gov/HFRD/> for healthcare facility and reporting information.

## LNR Conversion

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

## DET Review

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

## DET-ASC Requests

**Effective March 14, 2022**, the Ambulatory Surgical Center Determination Form available at <https://dch.georgia.gov/con-applications-and-forms> must be used to submit a request for a letter of determination for the establishment of an ambulatory surgical center (DET-ASC, formerly request for letter of non-reviewability for establishment of an ambulatory surgical center (LNR-ASC)).

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

Appointed by Governor Brian Kemp

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

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

David C. Will  
(Appointed on February 22, 2023)

Carl P. Dowling  
(Appointed on May 17, 2021)

## IMPORTANT NOTICE RELATED TO REQUESTS FOR ADMINISTRATIVE APPEAL

Effective September 1, 2022, all requests for an initial administrative appeal hearing or to intervene in such a hearing, related documents and filings must be submitted electronically through the Office of Health Planning's web portal. The Office of Health Planning is longer accepting in-person filings. Please refer to the Notice Related to Electronic Filings below.

## IMPORTANT NOTICE RELATED TO ELECTRONIC FILINGS

Effective March 31, 2022, all *Office of Health Planning* applications and requests must be submitted electronically through our web portal. We are no longer accepting in-person filings. If you need to submit a document for which a web form is currently unavailable, please timely mail your submission to:

**Department of Community Health  
Office of Health Planning  
2 Martin Luther King Jr. Drive SE, East Tower, 16th Floor  
Atlanta, GA 30334**

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

## IMPORTANT NOTICE RELATED TO RECENTLY ADOPTED RULES

The following rules have been adopted by the Board of Community Health and implemented by the Georgia Secretary of State, effective March 31, 2022.

111-2-1-.01 Definitions  
111-2-1-.02 Health Planning Functions of the Department

The above may be accessed here: <https://dch.georgia.gov/document/document/final-health-planning-administration-111-2-1-rules-sos/download>

The following rules have been adopted by the Board of Community Health and implemented by the Georgia Secretary of State, effective March 31, 2022.

111-2-2-.01 Definitions  
111-2-2-.02 Nature of Certificate of Need  
111-2-2-.03 Exemptions from Review  
111-2-2-.04 Periodic Reports  
111-2-2-.05 Enforcement  
111-2-2-.06 Application for Certificate of Need  
111-2-2-.07 Review Procedures  
111-2-2-.08 Alternative Application and Review Procedures  
111-2-2-.09 General Review Considerations  
111-2-2-.10 Determinations  
111-2-2-.11 Service-Specific Review Considerations Generally  
111-2-2-.12 Reserved

111-2-2-.13 Reserved  
 111-2-2-.14 Reserved  
 111-2-2-.15 Reserved  
 111-2-2-.16 Reserved  
 111-2-2-.17 Reserved  
 111-2-2-.18 Reserved  
 111-2-2-.19 Reserved  
 111-2-2-.20 Specific Review Considerations for Short-Stay General Hospital Beds  
 111-2-2-.21 Specific Review Considerations for Adult Cardiac Catheterization Services  
 111-2-2-.22 Specific Review Considerations for Adult Open Heart Surgery Services  
 111-2-2-.23 Specific Review Considerations for Pediatric Cardiac Catheterization and Open  
 Heart Surgery  
 111-2-2-.24 Specific Review Considerations for Perinatal Services  
 111-2-2-.25 Specific Review Considerations for Freestanding Birthing Centers  
 111-2-2-.26 Specific Review Considerations for Psychiatric and Substance Abuse Inpatient  
 Programs  
 111-2-2-.27 Reserved  
 111-2-2-.28 Reserved  
 111-2-2-.29 Reserved  
 111-2-2-.30 Specific Review Considerations for Skilled Nursing and Intermediate Care Facilities  
 111-2-2-.31 Specific Review Considerations for Personal Care Homes  
 111-2-2-.32 Specific Review Considerations for Home Health Services  
 111-2-2-.33 Specific Review Considerations for Life Plan Community (LPC) Sheltered Nursing  
 Facilities  
 111-2-2-.34 Specific Review Considerations for Traumatic Brain Injury  
 111-2-2-.35 Specific Review Considerations for Comprehensive Inpatient Physical  
 Rehabilitation Services  
 111-2-2-.36 Specific Review Considerations for Long Term Care Hospitals  
 111-2-2-.37 Reserved  
 111-2-2-.38 Reserved  
 111-2-2-.39 Reserved  
 111-2-2-.40 Specific Review Considerations for Ambulatory Surgery Services  
 111-2-2-.41 Specific Review Considerations for Positron Emission Tomography Units  
 111-2-2-.42 Specific Review Considerations for MegaVoltage Radiation Therapy Services/Units  
 111-2-2-.43 Repealed

The above may be accessed here: <https://dch.georgia.gov/document/document/health-planning-certificate-need-111-2-2-rules-final-adoption-rev-v2/download>