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# Office of Health Planning



GEORGIA DEPARTMENT  
OF COMMUNITY HEALTH

## ***CERTIFICATE OF NEED***

# Tracking And Appeals Report

***January 23, 2019 – January 28, 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](http://www.dch.georgia.gov)



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

## Letters of Intent

### **LOI2019001 University Hospital**

Purchase & Install an Incremental Da Vinci Xi Robotic System

**Received: 1/8/2019**

**Application must be submitted on: 2/7/2019**

**Site:** 1350 Walton Way, Augusta, GA 30901 (Richmond County)

**Estimated Cost:** \$2,680,000

### **LOI2019002 Northeast Medical Center, Inc**

Addition to Inpatient Care Beds

**Received: 1/8/2019**

**Application must be submitted on: 2/7/2019**

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

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

## Letters of Intent – Winter Batching

### **Megavoltage Radiation Therapy**

#### **LOI2019003 CRMC Radiation Therapy Center**

Megavoltage Radiation Therapy- Batching

**Received: 1/22/2019 (Rollover Date)**

**Application must be submitted on: 2/19/2019** before noon

**Site:** 3131 Main Street, Moultrie, GA 31768 (Colquitt County)

**Estimated Cost:** \$6,000,000

#### **LOI2019004 Northeast Georgia Medical Center- South Hall Campus**

Megavoltage Radiation Therapy- Batching

**Received: 1/22/2019 (Rollover Date)**

**Application must be submitted on: 2/19/2019** before noon

**Site:** 1515 River Place, Braselton, GA 30517 (Hall County)

**Estimated Cost:** \$14,000,000

#### **LOI2019005 Northside Hospital, Inc**

Megavoltage Radiation Therapy-Batching

**Received: 1/22/2019 (Rollover Date)**

**Application must be submitted on: 2/19/2019** before noon

**Site:** 771 Old Norcross Road, Lawrenceville, GA 30046 (Gwinnett County)

**Estimated Cost:** \$19,000,000

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

#### **LOI2019006 Jefferson Hospital**

Psych/Substance Abuse Services- Batching

**Received: 1/22/2019 (Rollover Date)**

**Application must be submitted on: 2/19/2019** before noon

**Site:** 1067 Peachtree Street, Louisville, GA 30434 (Jefferson County)

**Estimated Cost:** \$4,004,000

#### **LOI2019007 Donalsonville Hospital, Inc**

Psych/Substance Abuse Services - Batching

**Received: 1/22/2019 (Rollover Date)**

**Application must be submitted on: 2/19/2019** before noon

**Site:** 102 Hospital Circle, Donalsonville, GA 39845 (Seminole County)

**Estimated Cost:** \$200,000

## Expired Letters of Intent

none

## New CON Applications

### 2019-004 Piedmont Athens Regional Medical Center

Acquisition of da Vinci Xi Robotic Surgery System

**Filed: 1/22/2019**

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

**Contact:** Jody J. Corry Sr Corporate Counsel 706-475-1195

**Estimated Cost:** \$2,124,844

### 2019-005 Northeast Georgia Medical Center-South Hall Campus

Capital Expenditure Renovation to South Hall Campus Perinatal Service

**Filed: 1/22/2019**

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

**Contact:** Linda Berger Dir of Planning 770-219-9000

**Estimated Cost:** \$6,107,597

### 2019-006 WellStar Atlanta Medical Center

Establishment of a Diagnostic Center

**Filed: 1/28/2019**

**Site:** 303 Parkway Drive NE, Atlanta, GA 30312 (Fulton County)

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

**Estimated Cost:** \$3,621,665

## Pending Review/Incomplete Applications

### 2019-001 AU Medical Center, Inc

Renovation to Create an ICU

**Filed: 1/7/2019 Deemed Incomplete: 1/22/2019**

**Site:** 1120 15th Street, Augusta, GA 30912 (Richmond County)

**Contact:** Jennifer Miller, Asst VP 706-446-5132

**Estimated Cost:** \$12,958,400

### 2019-002 Emory Saint Joseph's Hospital of Atlanta, Inc d/b/a Saint Joseph's Hospital

Renovation of Space for Creation of Hybrid OR Suite on Campus

**Filed: 1/14/2019 Deemed Incomplete: 1/25/2019**

**Site:** 5665 Peachtree Dunwoody Road, NE, Atlanta, GA 30342 (Fulton County)

**Contact:** Kevin Andrews, COO 678-843-7756

**Estimated Cost:** \$5,826,272

## Pending Review/Complete Applications

### 2018-059 WellStar North Fulton Hospital

Establishment of a Diagnostic Center

**Filed: 9/10/2018 Deemed Incomplete: 9/19/2018 Deemed Complete: 10/30/2018**

**60th Day Deadline: 12/28/2018**

**Decision Deadline: 2/26/2019**

**Site:** 2450 Old Milton Parkway, Alpharetta, GA 30009 (Fulton County)

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

**Estimated Cost:** \$8,525,929

### 2018-060 West Georgia Medical Center, Inc. d/b/a West Georgia Medical Center (WWGMC)

Renovation of Enoch Callaway Cancer Center

**Filed: 9/24/2018 Deemed Complete: 10/5/2018**

**60th Day Deadline: 12/3/2018**  
**Decision Deadline: 2/1/2019**  
**Site:** 1514 Vernon Road, Lagrange, GA 30240 (Troup County)  
**Contact:** April Austin, Manager 470-644-0057  
**Estimated Cost:** \$20,869,602

**2018-061 PruittHealth- Savannah, LLC**

SNF Renovation/Expansion Expenditure Above Threshold  
**Filed: 9/28/2018 Deemed Incomplete: 10/11/2018 Deemed Complete: 10/17/2018**  
**60th Day Deadline: 12/15/2018**  
**Decision Deadline: 2/13/2019**  
**Site:** 12825 White Bluff Road, Savannah, GA 31405 (Chatham County)  
**Contact:** Aneel Gill, Executive Director 678-533-6699  
**Estimated Cost:** \$5,697,384

**2018-062 Piedmont Fayette Hospital**

Addition of 61 Acute Inpatient Beds  
**Filed: 10/8/2018 Deemed Incomplete: 10/22/2018 Deemed Complete: 11/5/2018**  
**60th Day Deadline: 1/3/2019**  
**Decision Deadline: 3/4/2019**  
**Site:** 1279 Highway 54 West, Fayetteville, GA 30214 (Fayette County)  
**Contact:** Scott Wolfe, CFO 770-719-7073  
**Estimated Cost:** \$875,000

**2018-063 Piedmont Fayette Hospital**

Acquire Da Vinci Xi Robotic Surgery System  
**Filed: 10/10/2018 Deemed Incomplete: 10/24/2018 Deemed Complete: 10/25/2018**  
**60th Day Deadline: 12/23/2018**  
**Decision Deadline: 2/21/2019**  
**Site:** 1279 Highway 54 West, Fayetteville, GA 30214 (Fayette County)  
**Contact:** Scott Wolfe, CFO 770-719-7073  
**Estimated Cost:** \$2,110,000

**2018-064 Savannah Health Services, LLC d/b/a Memorial Health University  
Medical Center**

Purchase a 1.5 MRI Unit  
**Filed: 10/11/2018 Deemed Incomplete: 10/25/2018 Deemed Complete: 11/9/2018**  
**60th Day Deadline: 1/7/2019**  
**Decision Deadline: 3/8/2019**  
**Site:** 4700 Waters Avenue, Savannah, GA 31404 (Charlton County)  
**Contact:** Matthew S. Hasbrouck, COO 912-350-8519  
**Estimated Cost:** \$5,880,900

**2018-065 Columbus Diagnostic Imaging Center, LLC**

Add a CT Scanner  
**Filed: 10/12/2018 Deemed Complete: 10/22/2018**  
**60th Day Deadline: 12/20/2018**  
**Decision Deadline: 2/18/2019**  
**Site:** 7500 Veterans Parkway Suite C, Columbus, GA 31909 (Muscogee County)  
**Contact:** Joseph A. Paul, President 561-744-9122  
**Estimated Cost:** \$553,460

**2018-066 Doctors Hospital of Augusta**

Expansion of Joseph M Still Burn Center  
**Filed: 10/12/2018 Deemed Incomplete: 10/26/2018 Deemed Complete: 11/9/2018**  
**60th Day Deadline: 1/7/2019**  
**Decision Deadline: 3/8/2019**  
**Site:** 3651 Wheeler Road, Augusta, GA 30909 (Richmond County)  
**Contact:** Terry T. Treadwell 706-651-6101  
**Estimated Cost:** \$78,097,000

**2018-067 Fayette Community Hospital, Inc d/b/a Piedmont Fayette Hospital**

Expansion of Interventional Radiology (IR) Suite

**Filed: 10/15/2018 Deemed Complete: 10/25/2018**

**60th Day Deadline: 12/23/2018**

**Decision Deadline: 2/21/2019**

**Site:** 1279 Highway 54 West, Fayetteville, GA 30214 (Fayette County)

**Contact:** Scott Wolfe, CFO 770-719-7073

**Estimated Cost:** \$3,030,865

**2018-068 Kennestone Hospital, Inc**

Establish a New Clinical Decision Unit

**Filed: 10/19/2018 Deemed Complete: 11/2/2018**

**60th Day Deadline: 12/31/2018**

**Decision Deadline: 3/1/2019**

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

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

**Estimated Cost:** \$15,002,570

**2018-069 Grady Memorial Hospital Corporation d/b/a Grady Health System**

Development of Ambulatory Services Center

**Filed: 10/29/2018 Deemed Incomplete: 11/9/2018 Deemed Complete: 11/15/2018**

**60th Day Deadline: 1/13/2019**

**Decision Deadline: 3/14/2019**

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

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

**Estimated Cost:** \$188,422,742

**2018-070 Bayview Nursing Home LLC**

Renovation Expenditure

**Filed: 11/8/2018 Deemed Complete: 11/19/2018**

**60th Day Deadline: 1/17/2019**

**Decision Deadline: 3/18/2019**

**Site:** 12884 Cleveland Street West, Nahunta, GA 31553 (Brantley County)

**Contact:** Chip Davis 478-988-1294

**Estimated Cost:** \$4,442,507

**2018-071 Northside Hospital Cherokee**

32 Bed Expansion and Campus Reconfiguration

**Filed: 11/13/2018 Deemed Complete: 11/27/2018**

**60th Day Deadline: 1/25/2019**

**Decision Deadline: 3/26/2019**

**Site:** 450 Northside Cherokee Boulevard, Canton, GA 30115 (Cherokee County)

**Contact:** Brian Toporek, Sr Planner 404-851-6821

**Estimated Cost:** \$39,800,317

**2018-072 Braselton ASC, LLC**

**OPPOSITION FILED**

Develop a Multi-Specialty Freestanding ASC with Four ORs and Two Procedure Rooms - [Batching](#)

**Filed: 11/26/2018 Deemed Complete: 11/26/2018**

**60th Day Deadline: 1/24/2019**

**Decision Deadline: 3/25/2019**

**Site:** 1524 River Place, Gainesville, GA 30517 (Hall County)

**Contact:** Linda Berger 770-219-6631

**Estimated Cost:** \$27,374,000

**2018-073 Braselton Surgical Specialist Center, LLC**

**OPPOSITION FILED**

Establish a Freestanding Multispecialty ASC with Three OR's and 1 Procedure Room- [Batching](#)

**Filed: 11/26/2018 Deemed Complete: 11/26/2018**

**60th Day Deadline: 1/24/2019**

**Decision Deadline: 3/25/2019**

**Site:** 1255 Friendship Road, Braselton, GA 30517 (Hall County)

**Contact:** Brian Toporek, Sr Planner 404-851-6821

**Estimated Cost:** \$23,895,037

**2018-074 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center**      **OPPOSITION FILED**

Add (expand) 8 Neonatal Intermediate Care Beds to its Existing Services - [Batching](#)

**Filed:** 11/26/2018   **Deemed Complete:** 11/26/2018

**60th Day Deadline:** 1/24/2019

**Decision Deadline:** 3/25/2019

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

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

**Estimated Cost:** \$7,232,000

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

Add (Expand) 9 Neonatal Intensive Care Beds to Existing Services - [Batching](#)

**Filed:** 11/26/2018   **Deemed Complete:** 11/26/2018

**60th Day Deadline:** 1/24/2019

**Decision Deadline:** 3/25/2019

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

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

**Estimated Cost:** \$8,129,250

**2018-076 Piedmont Newton Hospital, Inc d/b/a Piedmont Newton Hospital**

Cost Overrun: GA2016-040 - Renovation and Expansion of Emergency Department

**Filed:** 11/29/2018   **Deemed Incomplete:** 12/13/2018   **Deemed Complete:** 1/7/2019

**60th Day Deadline:** 3/7/2019

**Decision Deadline:** 5/6/2019

**Site:** 5126 Hospital Drive NE, Covington, Ga 30014 (Newton County)

**Contact:** William Love, Executive Director 770-385-4183

**Estimated Cost:** \$11,000,000

**2018-077 Kennestone Hospital, Inc**

Create a Hybrid Operating Room

**Filed:** 12/17/2018   **Deemed Complete:** 12/20/2018

**60th Day Deadline:** 2/17/2019

**Decision Deadline:** 4/18/2019

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

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

**Estimated Cost:** \$6,816,865

**2018-078 Doctors Hospital of Augusta**

Acquire a Fixed-Based MRI to Replace Existing Mobile MRI

**Filed:** 12/17/2018   **Deemed Complete:** 12/20/2018

**60th Day Deadline:** 2/17/2019

**Decision Deadline:** 4/18/2019

**Site:** 3651 Wheeler Road, Augusta, GA 30909 (Richmond County)

**Contact:** Terry T. Treadwell, CRA 706-651-6101

**Estimated Cost:** \$2,094,966

**2018-079 Piedmont Newnan Hospital, Inc d/b/a Piedmont Newnan Hospital**

Acquire and Install an Additional MRI

**Filed:** 12/19/2018   **Deemed Incomplete:** 12/20/2018   **Deemed Complete:** 1/14/2019

**60th Day Deadline:** 3/14/2019

**Decision Deadline:** 5/13/2019

**Site:** 1755 GA Highway 34 Suite 1200, Newnan, GA 30265 (Coweta County)

**Contact:** John Miles, CFO 770-400-1000

**Estimated Cost:** \$4,460,863

**2019-003 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Renovation and Expansion of Labor and Delivery Area

**Filed:** 1/14/2019      **Deemed Complete:** 1/28/2019

**60th Day Deadline: 3/28/2019**  
**Decision Deadline: 5/27/2019**  
**Site:** 6325 Hospital Parkway, Johns Creek, GA 30097 (Fulton County)  
**Contact:** Laurie Hansen, VP, Operations 678-474-7012  
**Estimated Cost:** \$4,500,000

## Recently Approved Applications

### **2018-048 Tanner Medical Center**

Capital Expenditures for Hospital Srvcs in MOB  
**Filed: 8/16/2018 Deemed Incomplete: 8/30/2018 Deemed Complete: 9/6/2018**  
**60th Day Deadline: 11/4/2018**  
**Decision Deadline: 1/3/2019**  
**APPROVED: 1/3/2019**  
**Site:** 706 Dixie Street, Carrollton, GA 30117 (Carroll County)  
**Contact:** Jim Griffith, SVP, COO 770-812-5499  
**Estimated Cost:** \$8,728,951

### **2018-056 Piedmont Newnan Hospital, Inc. d/b/a Piedmont Newnan Hospital**

Add 5 Acute Inpatient Beds  
**Filed: 8/29/2018 Deemed Incomplete: 9/12/2018 Deemed Complete: 9/21/2018**  
**60th Day Deadline: 11/19/2018**  
**Decision Deadline: 1/18/2019**  
**APPROVED: 1/18/2019**  
**Site:** 745 Poplar Road, Newnan, GA 30265 (Coweta County)  
**Contact:** John Miles, CFO 770-400-1000  
**Estimated Cost:** \$78,812

### **2018-057 Northside Hospital Cherokee**

Establish Outpatient Imaging Center  
**Filed: 8/29/2018 Deemed Complete: 9/12/2018**  
**60th Day Deadline: 11/10/2018**  
**Decision Deadline: 1/9/2019**  
**APPROVED: 1/9/2019**  
**Site:** 470 Northside Cherokee Blvd, Canton, GA 30115 (Cherokee County)  
**Contact:** Brian Toporek, Sr. Planner 404-851-6821  
**Estimated Cost:** \$13,266,698

### **2018-058 Northside Hospital Atlanta**

Establish Hospital-Based Outpatient Surgery Service  
**Filed: 8/31/2018 Deemed Complete: 9/14/2018**  
**60th Day Deadline: 11/12/2018**  
**Decision Deadline: 1/11/2019**  
**APPROVED: 1/11/2019**  
**Site:** 1110 West Peachtree Street, NW Ste 1200, Atlanta, GA 30309 (Fulton County)  
**Contact:** Brian Toporek, Sr. Planner 404-851-6821  
**Estimated Cost:** \$29,795,711

## 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.

**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.

## Appealed LNRs

### **LNR-EQT2018005 Synergy Radiology, LLC – Douglasville**

Requested Letter of Non-Reviewability (“LNR”) with regard to the reviewability of certain diagnostic imaging equipment in Douglasville, Douglas County. The Request was approved on 5/7/2018. Douglas Hospital, Inc d/b/a WellStar Douglas Hospital filed a request for Administrative Appeal Hearing to contest the Department’s ruling, 6/6/2018. Hearing Officer: L. Lynn Hogue, Esq. WellStar Douglas Hospital, Inc. withdraws appeal, 11/26/2018. Hearing Officer orders this appeal as concluded, 12/4/2018.

### **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.

### **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

### **2014-028 HealthSouth Rehabilitation Hospital of Forsyth County, LLC. (Forsyth)**

Establish a New 50-Bed Comprehensive Inpatient Physical Rehabilitation Hospital - Batching

**Agency Decision:** Denied, 9/26/2014

**Appealed By:** Applicant, 10/22/2014. WellStar Kennestone submitted request to intervene, 10/24/2014; WellStar Cobb Hospital submitted request to intervene, 10/24/2014; Northeast Georgia Medical Center submitted request to intervene, 10/24/2014; Gwinnett Medical Center- Duluth, submitted request to intervene, 10/24/2014; North Fulton Hospital submitted request to intervene, 10/24/2014. WellStar Cobb Hospital withdraws request to intervene, 2/12/2015. WellStar Kennestone Hospital withdraws request to intervene, 2/12/2015.

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

**Hearing Date:** 3/18/2015 – 3/26/2015

**Hearing Decision:** Hearing Officer affirmed DCH decision, 7/14/2015. HealthSouth filed request for Commissioner Review, 8/13/2015.

**Commissioner Review Decision:** Affirmed Hearing Officer’s decision, 9/11/2015. HealthSouth Rehabilitation Hospital of Forsyth County, LLC, filed Petition for Judicial Review, 10/12/2015.

**Superior Court Decision:** Superior Court Remands decision to Department for clarification, 4/29/2016. Clarification filed on 6/29/2016. Superior Court reversed Department decision, 1/27/17. Superior Court dismissed Department appeal, 9/27/2017.



**Court of Appeals:** Department filed Application for Discretionary Review, 2/27/2017. Application for Discretionary Review granted, 3/16/2017. Court of Appeals affirms dismissal of matter, 10/29/18. Superior Court decision awarding CON to HealthSouth stands.

**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.

**2015-032 Piedmont Hospital, Inc. (Cobb)**

Develop a New Non-Special Purpose MRT Service - Batching

**Agency Decision:** Denied, 12/23/2015

**Appealed By:** Piedmont Hospital, Inc. d/b/a Piedmont Atlanta Hospital, 1/21/2016

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

**Hearing Date:** 6/13/2016 – 6/20/2016

**Hearing Decision:** Hearing Officer reversed Department decision to deny CON to Piedmont, 10/10/2016; Opposition parties Kennestone Hospital, Inc., d/b/a WellStar Kennestone Hospital, WellStar Hospital Cobb, LLC, and DCH Request Commissioner Review, 11/9/2016.

**Commissioner Review Decision:** Affirmed Hearing Officer's decision, 12/9/2016. Kennestone Hospital, Inc. filed Petition for Judicial Review, 1/9/2017.

**Superior Court Decision:** Court denies Petitioner's Petition for Judicial Review and affirms the Department's Final Order to award CON to Piedmont, 5/18/2017.

**Court of Appeals:** WellStar Kennestone and WellStar Cobb filed Application for Discretionary Review, 6/19/17. Court of Appeals affirms Superior Court awarding CON to Piedmont, 6/1/2018.

**Supreme Court:** WellStar Kennestone and WellStar Cobb Hospital Cancer Center file Petition for Writ of Certiorari, 6/21/2018. Supreme Court denied petition for certiorari, 1/7/2019.

**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.

**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:** Pending

**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

**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

**Hearing Decision:** Pending

**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

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

**Hearing Date:** 3/11/2019, 9AM

**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:** Ellwood F. Oakley, III, Esq.  
**Hearing Date:** 4/15/2019, 9AM

**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

## **Requests for LNR for Diagnostic or Therapeutic Equipment**

**LNR-EQT2018025 Allegiance Imaging and Radiology, LLC**  
Acquisition of Fixed CT Scanner  
**Request received:** 6/7/2018  
**Contact Person:** Sean Mahan, MD, Managing Mmbr. 407-699-1100  
**Determination:** Pending

**LNR-EQT2018028 MRI Imaging Specialists, Corp**  
Purchase Fixed MRI  
**Request received:** 7/25/2018  
**Contact Person:** Mike Alatorre 786-303-0242  
**Determination:** Pending

**LNR-EQT2018053 University Surgical Associates of Athens**  
CT Scanner- Fixed  
**Request received:** 11/6/2018  
**Contact Person:** Janet Mungenast, OM 706-549-8306 X103  
**Determination:** Approved **Determination Date:** 1/18/2019

**LNR-EQT2018056 Elite Radiology of Georgia, LLC**  
Magnetic Resonance Imaging- Fixed  
**Request received:** 11/29/2018  
**Contact Person:** Kevin Johnson, CEO 954-292-9493  
**Determination:** Approved **Determination Date:** 1/9/2019

**LNR-EQT2018057 Navicent Health Oconee, LLC d/b/a Navicent Health Baldwin**  
Acquisition of Mobile MRI and Fixed CT  
**Request received:** 12/3/2018  
**Contact Person:** Eddie Coker, Director 478-633-9102  
**Determination:** Approved **Determination Date:** 1/11/2019

**LNR-EQT2018058 Peachtree Orthopaedic Clinic, P.A**  
Magnetic Resonance Imaging - Fixed  
**Request received:** 12/5/2018  
**Contact Person:** Kevin W. Deter, COO 404-355-0743  
**Determination:** Approved **Determination Date:** 1/18/2019

**LNR-EQT2018059 Medrad, LLC**  
Magnetic Resonance Imaging-Mobile  
**Request received:** 12/6/2018  
**Contact Person:** Kuo Lam Lee, M.D. 478-738-0099  
**Determination:** Approved **Determination Date:** 1/18/2019

**LNR-EQT2018060 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**  
CT Scanner - Fixed  
**Request received:** 12/7/2018  
**Contact Person:** Laurie Hansen, VPO 678-474-7012  
**Determination:** Approved **Determination Date:** 1/23/2019

**LNR-EQT2018061 Outpatient Imaging, LLC**  
Magnetic Resonance Imaging - Fixed

**Request received:** 12/19/2018  
**Contact Person:** John Arnold, Treasurer 770-305-4674  
**Determination:** Pending

**LNR-EQT2018062 Advanced Urology Institute of Georgia, P.C.**

CT Scanner- Fixed  
**Request received:** 12/26/2018  
**Contact Person:** Jitesh Patel, M.D. 678-344-8900  
**Determination:** Pending

**LNR-EQT2018063 Piedmont Newnan Hospital, Inc**

CT Scanner- Fixed  
**Request received:** 12/28/2018  
**Contact Person:** Randy Sprinkle, Exec 404-605-3324  
**Determination:** Pending

**LNR-EQT2019001 Omega Professional Radiology Services of Georgia, LLC**

Fixed Magnetic Resonance Imaging & Fixed CT Scanner  
**Request received:** 1/18/2019  
**Contact Person:** William Romani, MD 985-373-7383  
**Determination:** Pending

**LNR-EQT2019002 South Atlanta Radiology Associates PC**

CT Scanner - Fixed  
**Request received:** 1/22/2019  
**Contact Person:** Balu S. Mani, M.D 770-991-1010  
**Determination:** Pending

**LNR-EQT2019003 South Atlanta Radiology Associates PC**

Operational Lease of Mobile MRI  
**Request received:** 1/28/2019  
**Contact Person:** Balu S. Mani, MD 770-991-1010  
**Determination:** Pending

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

**LNR-ASC2018018 Georgia Pain Spine Center, LLC**

Physician Owned Single Specialty ASC  
**Site:** 400 Tower Road, Ste375 Marietta GA,  
**Number of OR's:** 2 **Specialty:** Pain Management  
**Project costs as submitted:** \$2,878,487.00  
**Request received:** 9/21/2018  
**Contact Person:** Victoria Beck, CFO 404-403-8310  
**Determination:** Pending

**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-ASC2018023 Southeast Regional Surgery Center, LLC**

Proposes to Construct a Two(2) Room Physician Owned Single Specialty AS  
**Site:** 5669 Whitesville Road Ste B Columbus Ga 31904  
**Number of OR's:** 2 **Specialty:** Physician Owned Single Specialty  
**Project costs as submitted:** \$555,821.60  
**Request received:** 12/3/2018

**Contact Person:** Joseph R. Ross, Partner 912-232-7182  
**Determination:** Approved **Determination Date:** 1/11/2019

**LNR-ASC2018024 Pooler Plastic Surgery, LLC**

Request to Establish a Single Specialty ASC  
**Site:** 1000 Towne Center Boulevard, Unit 506, Pooler 31322  
**Number of OR's:** 1 **Specialty:** Single Specialty Office Based ASC  
**Project costs as submitted:** \$255,737.17  
**Request received:** 12/7/2018  
**Contact Person:** Doughlas J. Giorgio III 912-236-3311  
**Determination:** Pending

**LNR-ASC2018025 Georgia Interventional Pain-E, LLC**

Proposes to Own and Operate a One Room Outpatient ASC  
**Site:** 100 Liberty Boulevard Ste 220 Canton Ga 30114  
**Number of OR's:** 1 **Specialty:** Anesthesiology and Pain Medicine  
**Project costs as submitted:** \$651,363.00  
**Request received:** 12/10/2018  
**Contact Person:** Joseph R. Ross 912-232-7182  
**Determination:** Pending

## Requests for Miscellaneous Letters of Determination

**DET2018083 Windward Surgery Center, LLC**

Conversion of Pain Mgmt PO-Based LNR ASC to Exempt ASC  
**Request received:** 4/26/2018  
**Contact Person:** Michael Skaliy, M.D. 770-844-3242  
**Determination:** Pending

**DET2018198 Emory University d/b/a Emory University Hospital Midtown**

Replace CON Authorized Cardiac Catheterization Lab  
**Request received:** 11/6/2018  
**Contact Person:** Daniel Owens, CEO 404-686-2010  
**Determination:** Pending

**DET2018204 Columbus Diagnostic Imaging Center, LLC**

Replacement of CON-Exempt (Grandfathered) CT Unit  
**Request received:** 11/19/2018  
**Contact Person:** Joseph A. Paul, President 561-744-9122  
**Determination:** Non-reviewable as proposed **Determination Date:** 1/3/2019

**DET2018206 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Replacement of a CON Approved Nuclear Medicine Camera  
**Request received:** 11/19/2018  
**Contact Person:** Laurie Hansen, VPO 678-474-7012  
**Determination:** Non-reviewable as proposed **Determination Date:** 1/3/2019

**DET2018207 Harbin Clinic, LLC**

Endoscopy Exemption  
**Request received:** 11/19/2018  
**Contact Person:** Kenna Stock, CEO 706-235-1165  
**Determination:** Non-reviewable as proposed **Determination Date:** 1/11/2019

**DET2018208 American Health Imaging of Georgia, LLC**

Relocation of CON-Approved Healthcare Facility Less Than Three Miles  
**Request received:** 11/20/2018  
**Contact Person:** Stephen R. Janis, CDO 404-296-5887 ext 201  
**Determination:** Non-reviewable as proposed **Determination Date:** 1/23/2019

**DET2018209 Cobb Hospital, Inc d/b/a WellStar Cobb Hospital**

Upgrade of Cardiac Catheterization Services  
**Request received:** 11/28/2018  
**Contact Person:** April Austin, Manager 470-644-0057  
**Determination:** Pending

**DET2018210 Grady Health System**  
Renovation of Retail Space  
**Request received:** 11/28/2018  
**Contact Person:** Carlos F. Ruiz, VP 404-616-0588  
**Determination:** Non-reviewable as proposed **Determination Date:** 1/4/2019

**DET2018211 Cason Road Healthcare, LLC**  
Replacement of 116 Bed Skilled Nursing Facility in Polk County  
**Request received:** 11/29/2018  
**Contact Person:** Andrew J Morris, Member 770-548-9398  
**Determination:** Non-reviewable as proposed **Determination Date:** 1/4/2019

**DET2018212 American Health Imaging of Georgia, LLC**  
Replacement of CON- Authorized CT Unit  
**Request received:** 12/4/2018  
**Contact Person:** Stephen Janis, CDO 40-296-5887 ext 2201  
**Determination:** Pending

**DET2018213 American Health Imaging of Georgia, LLC**  
Replacement of CON-Approved MRI Unit  
**Request received:** 12/4/2018  
**Contact Person:** Stephen Janis, CDO 404-296-5887 ext 2201  
**Determination:** Pending

**DET2018214 American Health Imaging of Georgia, LLC**  
Relocation of Existing Healthcare Facility  
**Request received:** 12/4/2018  
**Contact Person:** Stephen Janis, CDO 404-296-5887 ext 2201  
**Determination:** Pending

**DET2018215 Northeast Georgia Medical Center, Inc**  
3rd Cardiac Catheterization Lab on South Hall Campus  
**Request received:** 12/6/2018  
**Contact Person:** Linda Berger, Planning Direc 770-219-6631  
**Determination:** Non-reviewable as proposed **Determination Date:** 1/11/2019

**DET2018216 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**  
Replacement of a CON- Approved CT Scanner  
**Request received:** 12/7/2018  
**Contact Person:** Laurie Hansen, VPO 678-474-7012  
**Determination:** Pending

**DET2018217 Gwinett Hospital System, Inc**  
10% Increase in Bed Capacity  
**Request received:** 12/7/2018  
**Contact Person:** Michael C Boblitz, VP/Planning 678-312-4329  
**Determination:** Pending

**DET2018218 Resurgens Surgery Center, LLC**  
Renovate Existing ASC  
**Request received:** 12/10/2018  
**Contact Person:** Alex Bateman  
**Determination:** Pending

**DET2018219 Memorial University Medical Center**  
Replace Medical Vacuum System Pumps  
**Request received:** 12/10/2018  
**Contact Person:** John Burdett, Director 912-350-8000

**Determination:** Pending

**DET2018220 Memorial University Medical Center**

Replacement of AHU-15 Central Sterile

**Request received:** 12/10/2018

**Contact Person:** John Burdett, Director 912-350-8000

**Determination:** Pending

**DET2018221 AU Medical Center, Inc**

Replacement of CON Approved PET/CT Unit

**Request received:** 12/11/2018

**Contact Person:** Jennifer Miller, Asst VP 706-446-5132

**Determination:** Pending

**DET2018222 John D. Archbold Memorial Hospital, Inc**

Renovations In Order TO Bring Existing Bldg up To Current Bldg Code

**Request received:** 12/13/2018

**Contact Person:** James A. Carter, Sr VP, COO 229-551-2676

**Determination:** Pending

**DET2018223 Wellstar North Fulton Hospital, Inc d/b/a Wellstar North Fulton Hospital**

Renovate and Move Cardiac Diagnostics Lab

**Request received:** 12/17/2018

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

**Determination:** Pending

**DET2018224 Emory University Hospital Midtown**

Replacement of Linear Accelerator

**Request received:** 12/17/2018

**Contact Person:** Sheryl Bluestein, VPO 404-686-1591

**Determination:** Pending

**DET2018225 St. Joseph's Hospital, Inc**

Replace CON-Grandfathered Cardiac Cath Lab

**Request received:** 12/21/2018

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

**Determination:** Pending

**DET2018226 The Interventional Spine & Pain Management Center, P.C.**

Corporate Reorganization

**Request received:** 12/26/2018

**Contact Person:** Victoria Beck, CFO 404-920-4968

**Determination:** Pending

**DET2018227 Savannah Health Services, LLC d/b/a Memorial University Medical Center**

Replace Chiller

**Request received:** 12/26/2018

**Contact Person:** John Burdett, Director PO 912-350-8000

**Determination:** Pending

**DET2018228 Eastside Medical Center, LLC d/b/a Eastside Medical Center**

Facility Renovation to Establish Unit for Inpatient Psych/Sub Abuse

**Request received:** 12/28/2018

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

**Determination:** Pending

**DET2018229 Wellstar Atlanta Medical Center, Inc d/b/a Wellstar Atlanta Medical Center**

Replacement of Cardiac Cath Lab Equipment & Associated Renovations

**Request received:** 12/28/2018

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

**Determination:** Pending

**DET2019001 Northeast Georgia Health System, Inc.**

Construction of MOB

**Request received:** 1/3/2019

**Contact Person:** Linda Berger, Dir., Planning 770-219-6631

**Determination:** Pending

**DET2019002 Savannah Health Services, LLC d/b/a Memorial Health University Medical**

AHU Repair/Replacement

**Request received:** 1/4/2019

**Contact Person:** John Burdett, Dir., Plant Operations 912-350-8000

**Determination:** Pending

**DET2019003 Dogwood Forest of Decatur**

ALC License

**Request received:** 1/7/2019

**Contact Person:** Nicolle Willaims, DSO 470-558-8180

**Determination:** Pending

**DET2019004 Northeast Georgia Medical Center**

Replacement of Existing Linear Accelerator Equipment

**Request received:** 1/9/2019

**Contact Person:** Linda Berger, Planning Dir 770-219-6631

**Determination:** Pending

**DET2019005 Emory Johns Creek, LLC Emory Johns Creek Hospital**

Renovation of the Pharmacy

**Request received:** 1/9/2019

**Contact Person:** Laurie Hansen, VPO 678-474-7012

**Determination:** Pending

**DET2019006 CareSouth HHA Holdings of Columbus, LLC**

Physical Relocation to New Office Space

**Request received:** 1/10/2019

**Contact Person:** Lisa Arbuckle, Director L&E 469-621-8681

**Determination:** Pending

**DET2019007 WellStar Atlanta Medical Center**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019008 WellStar Atlanta Medical Center**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019009 WellStar Douglas Hospital**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019010 WellStar Cobb Hospital**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019011 WellStar Cobb Hospital**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019



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

**DET2019012 WellStar Kennestone Hospital**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019013 WellStar North Fulton Hospital**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019014 WellStar Paulding Hospital**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019015 WellStar Spalding Regional**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019016 WellStar Sylvan Grove Hospital**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019017 WellStar West Georgia Medical Center**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019018 WellStar Windy Hill Hospital**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 1/14/2019

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

**Determination:** Pending

**DET2019019 Savannah Health Services, LLC d/b/a Memorial Health University Med Ctr**

Replacement of CON Approved da Vinci Si

**Request received:** 1/22/2019

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

**Determination:** Pending

**DET2019020 Stiles Kellett, III CEO Restore Health Group**

Addition of One Bed

**Request received:** 1/22/2019

**Contact Person:** Jim Kelly, COO 770-563-8248

**Determination:** Pending

**DET2019021 Phoebe Putney Memorial Hospital, Inc**

Replacement of CON-Approved MRI Unit

**Request received:** 1/23/2019

**Contact Person:** Lori Jenkins, Director StrPlan 229-312-1432

**Determination:** Pending

## Requests for Extended Implementation/Effective Period

### **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:** 12/28/2018

**Contact:** Harshad Patel, Phd, CEO (732-319-3055)

**Approved Cost:** \$56,531,000

**Determination:** Pending

### **2017035 University Hospital**

Renovation of Hospital's Sixth Floor

Request to extend Completion Date

**Site:** 1350 Walton Way, Augusta (Richmond)

**Project Approved:** 12/19/2017

**Request Received:** 1/8/2019

**Contact:** Ed Burr, CAO (727-422-8090)

**Approved Cost:** \$5,108,765

**Determination:** Approved, 1/24/2019

**Extended Mandatory Completion Date:** 12/19/2019

## Need Projection Analyses Posted **12/21/2018**

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

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

2023 Non Special MRT Need Projection – Posted 12/21/2018

2023 PET Need Projection – Posted 12/21/2018

2023 Ambulatory Surgical Services Need Projection by HPA– Posted 9/27/2018

2023 Inpatient Physical Rehab Need Projections for Pediatric and Adult Services – Posted 9/27/2018

2023 Neonatal Intermediate Care Bed Need Projection – Posted 9/27/2018

2023 Neonatal Intensive Care Bed Need Projection – Posted 9/27/2018

2023 Obstetric Services Bed Need Projection – Posted 9/27/2018

2021 Nursing Home Bed Need Projection – Posted 9/27/2018

2021 Home Health Agency Services Need Projections Summary - Posted 9/27/2018

### Non-Batched Need Projections

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

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

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

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

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

## Indigent and Charity Care Shortfalls

### Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (1/28/2019))

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 12/21/2018 on DCH Website* **Winter Batching Review Cycle Notifications**

The requirements for Letters of Intent associated with designated Batching Cycles will be issued at the time of publication of the Batching Notice.

**Letters of Intent** for services, facilities, or expenditures for which there is no specified batching cycle, or other applicable rule, may be filed at any time.

[PET](#)

[Adult Open Heart](#)

[Mega Voltage Radiation Therapy](#)

[Psych/Substance Abuse](#)

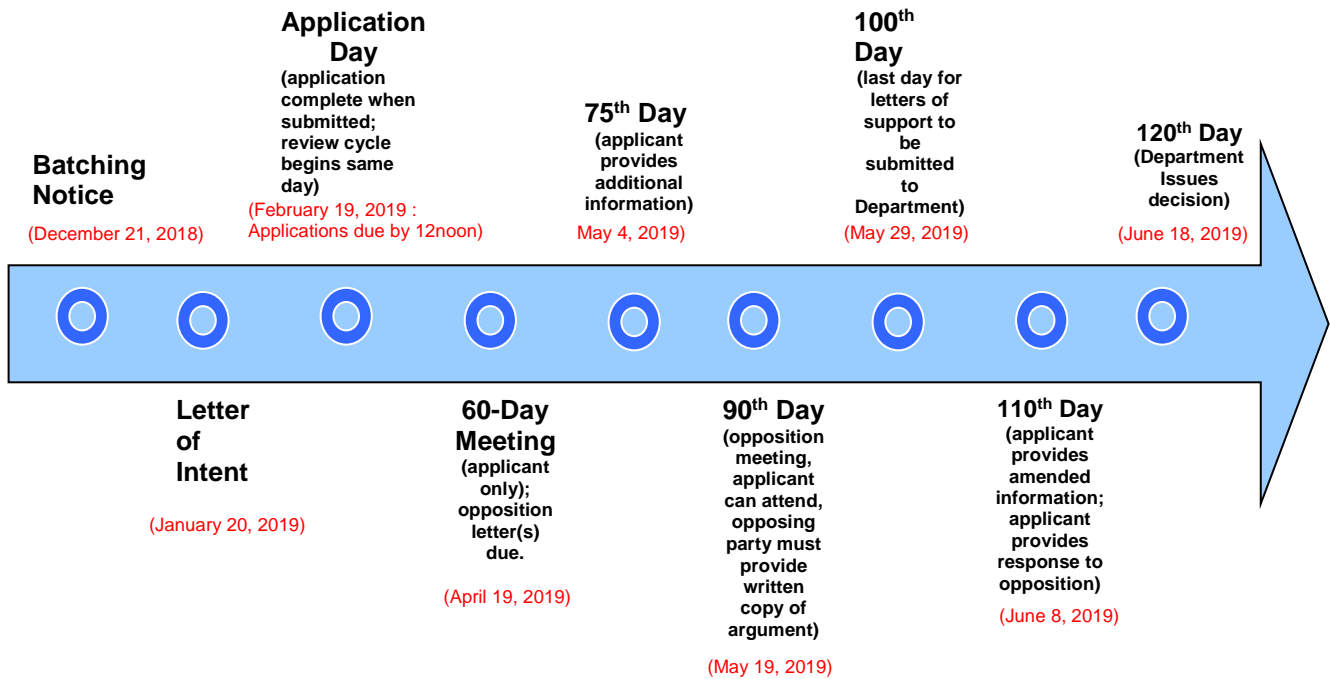
[Pediatric Cath/Open Heart](#)

[Birthing Centers](#)

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

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

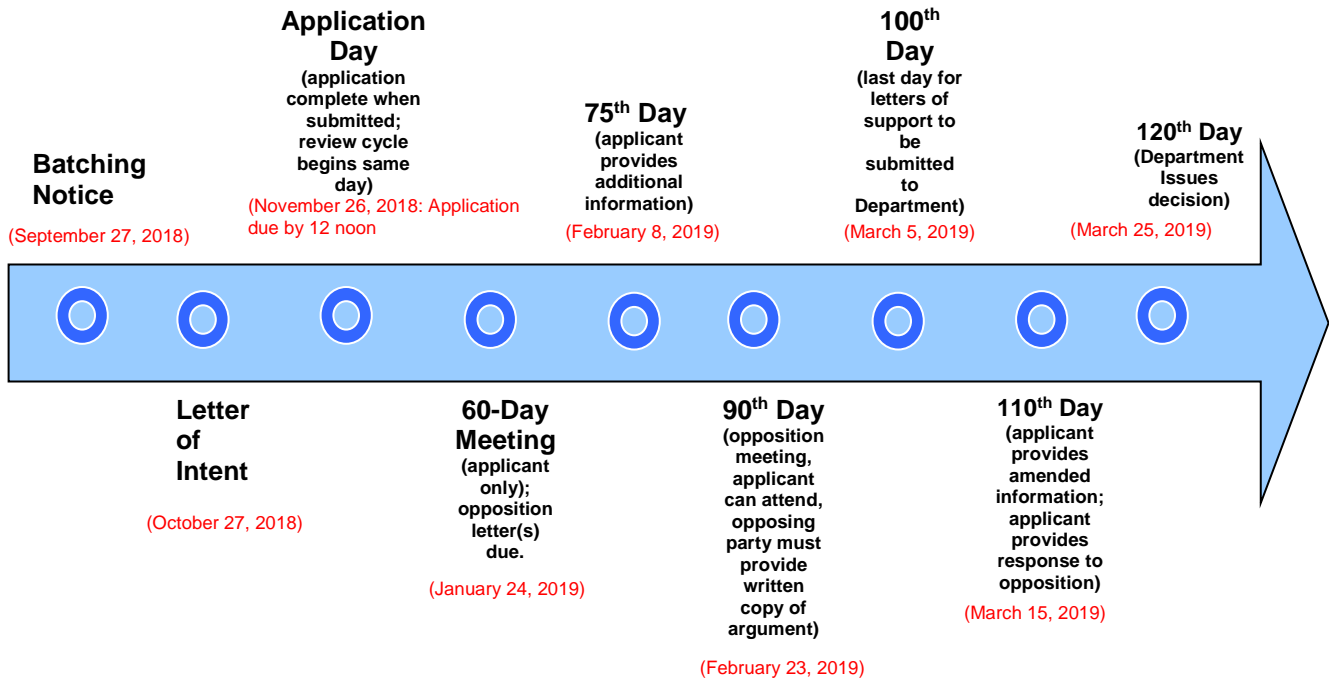
**WINTER CYCLE**



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

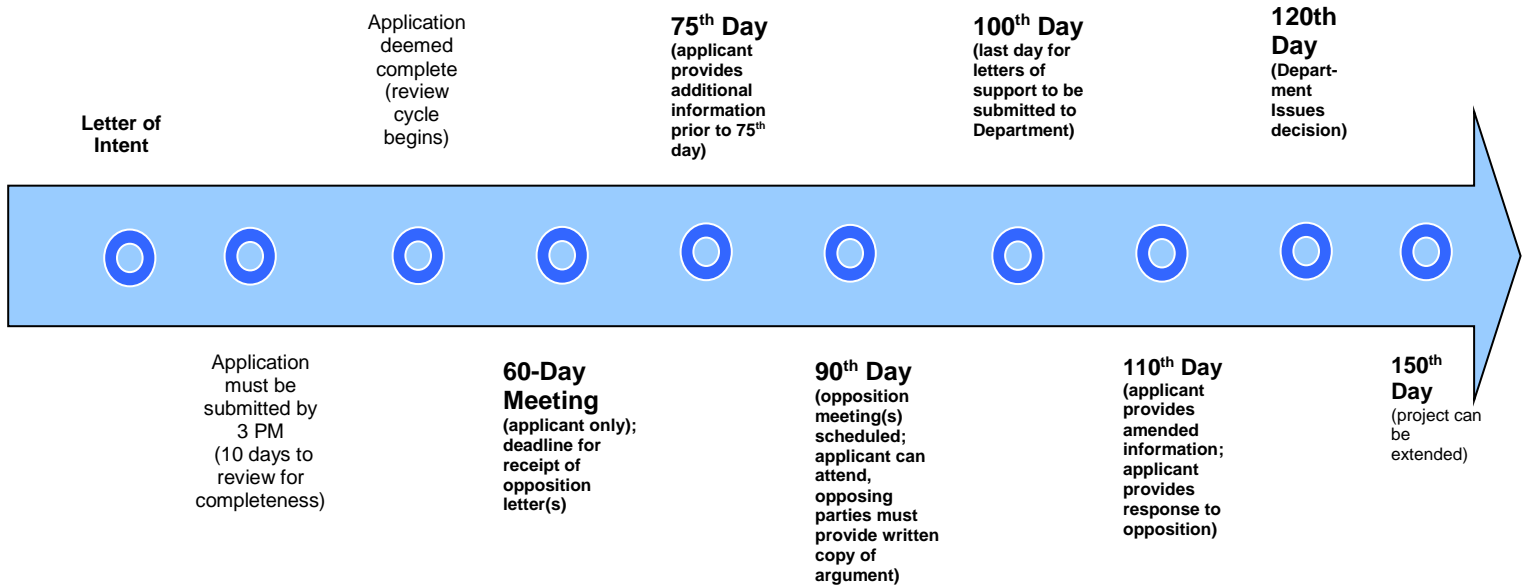
# BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

## FALL CYCLE



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

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



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



## Office of Health Planning Contact Information

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

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

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

## Letters of Determination

The Department will require that a determination request be submitted for any proposed activity that may be exempt under O.C.G.A. 31-6. Such requests will be accepted only on the Department's Determination Request form with the required filing fee of \$250. Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center and equipment below the threshold are considered requests for a Letter of Nonreviewability ("LNR") and require a \$500 filing fee.

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

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

## Periodic Reporting Requirements

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

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

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

## Special Note

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

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

## Open Record Requests

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

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

The ORR Form found there can be emailed to [HealthPlanningInfo@dch.ga.gov](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 [www.GaMap2Care.info](http://www.GaMap2Care.info) for healthcare facility and reporting information.

## LNR Conversion

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

## DET Review

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

## Alternative Hours

Due to events in downtown Atlanta, the Office of Health Planning will be open during the following **alternative hours of operation: Wednesday, January 30<sup>th</sup>, through, Friday, February 1<sup>st</sup> from 10:30 a.m. to 2:30 p.m.**

## CERTIFICATE OF NEED APPEAL PANEL

Sworn by Governor Sonny Perdue on August 20, 2008

Ellwood "Ebb" Oakley (Chair)  
[eoakley@gsu.edu](mailto:eoakley@gsu.edu)

William "Bill" C. Joy (Vice Chair)  
[wcjoy@bellsouth.net](mailto:wcjoy@bellsouth.net)

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[goldatty@bellsouth.net](mailto:goldatty@bellsouth.net)