



North Carolina Department of Health and Human Services  
Division of Health Service Regulation  
Certificate of Need Section

2704 Mail Service Center • Raleigh, North Carolina 27699-2704  
<http://www.ncdhhs.gov/dhsr/>

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Phone: (919) 855-3873  
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March 22, 2012

Aaron D. Crawford  
Executive Director  
Haywood Lodge and Retirement Center  
251 Shelton Street  
Waynesville, NC 28786

RE: Exempt from Review / Acquisition of Community Care of Haywood, Hospitality Retreat and Mountain Hart Retirement by Earl Enterprises, Inc. / Haywood County  
FID #: 920250  
920252  
920253

Dear Mr. Crawford:

In response to your letter of March 13, 2012, the above referenced proposal is exempt from certificate of need review in accordance with N.C.G.S 131E-184(a)(8). Therefore, Earl Enterprises, Inc. may proceed to acquire the above referenced health service facility without first obtaining a certificate of need. However, you need to contact the Adult Care Licensure Section of the Division of Health Service Regulation to obtain instructions for changing ownership of the existing facility. Note that pursuant to N.C.G.S. §131E-181(b): *"A recipient of a certificate of need, or any person who may subsequently acquire, in any manner whatsoever permitted by law, the service for which that certificate of need was issued, is required to materially comply with the representations made in its application for that certificate of need."*

It should be noted that this Agency's position is based solely on the facts represented by you and that any change in facts as represented would require further consideration by this Agency and a separate determination. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Les Brown  
Project Analyst

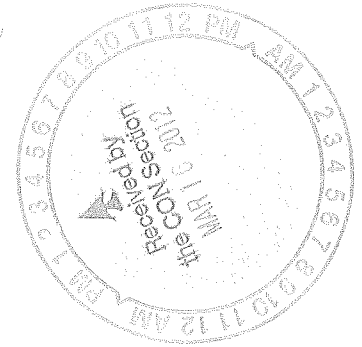
Craig R. Smith, Chief  
Certificate of Need Section

cc: Adult Care Licensure Section, DHSR





WJ



March 13, 2012

Mr Craig Smith  
CON Section  
2704 Mail Service Center  
Raleigh NC 27699-2704

Mr. Smith,

It is my intention to purchase three adult care homes all currently licensed and operational in Haywood County. The closings and transfer of property will take place on or about May 1, 2012. Earl Enterprises Inc. EIN 56-1885581, will be the new licensee of record for all three buildings. This is the same company that is the licensee of record for Haywood Lodge & Retirement Center. The buildings to be transferred are as follows:

Community Care of Haywood # 1 20 Beds  
HAL-044-004  
39 Loving Way  
Clyde NC 28721

Hospitality Retreat 20 Beds  
HAL-044-036  
65 Loving Way  
Clyde NC 28721

Mountain Hart Retirement 20Beds  
HAL-044-037  
67 Loving Way  
Clyde NC 28721

Based on DHSR licensure requirements for ownership transfer, we are requesting a letter of exemption of review from the Certificate of Need Section so we may proceed.

If you need any further information regarding this matter please feel free to contact me at any time.

Sincerely,



Aaron D. Crawford  
Executive Director  
Haywood Lodge & Retirement Center

Cc: Lisa Bradley  
File

