



**North Carolina Department of Health and Human Services
Division of Health Service Regulation**

Pat McCrory
Governor

Aldona Z. Wos, M.D.
Ambassador (Ret.)
Secretary DHHS

Drexdal Pratt
Division Director

August 12, 2015

Hunter Diefes, Director of Financial Planning
Liberty Healthcare Management
2334 S. 41st Street
Wilmington NC 28403

Exempt from Review – Acquisition of Facility


Record #: 1690
Facility Name: Britthaven of Chapel Hill
Type of Facility: Nursing Facility
FID #: 923014
Acquisition by: Liberty Healthcare Properties of Orange County, LLC
Business #: 2250
County: Orange

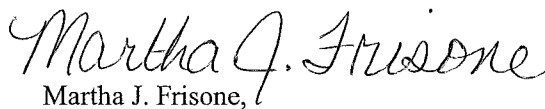
Dear Mr. Diefes:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your correspondence of August 11, 2015, the above referenced proposal is exempt from certificate of need review in accordance with G.S 131E-184(a)(8). Therefore, Liberty Healthcare Properties of Orange County, LLC may proceed to acquire the above referenced health service facility without first obtaining a certificate of need. However, you need to contact the Agency's Nursing Home Licensure and Certification Section to obtain instructions for changing ownership of the existing facility. Note that pursuant to 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,


Michael J. McKillip
Project Analyst


Martha J. Frisone,
Assistant Chief, Certificate of Need

cc: Nursing Home Licensure and Certification Section, DHSR
Assistant Chief, Healthcare Planning



Healthcare Planning and Certificate of Need Section

www.ncdhhs.gov

Telephone: 919-855-3873 • Fax: 919-715-4413

Location: Edgerton Building • 809 Ruggles Drive • Raleigh, NC 27603

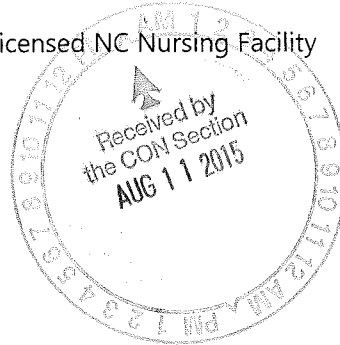
Mailing Address: 2704 Mail Service Center • Raleigh, NC 27699-2704

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Evans, Stephanie

From: Frisone, Martha
Sent: Tuesday, August 11, 2015 11:15 AM
To: Evans, Stephanie; Mckillip, Mike
Subject: FW: Notification of Intent to Acquire a licensed NC Nursing Facility



Stephanie, please log.

Mike, please prepare a response.

Thanks.

Martha J. Frisone
N.C. Department of Health and Human Services
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation
809 Ruggles Drive
Raleigh, NC 27603
(Office) 919-855-3873
martha.frisone@dhhs.nc.gov
www.ncdhhs.gov/dhsr

From: Hunter Diefes [mailto:HDiefes@libertyhcare.com]
Sent: Tuesday, August 11, 2015 10:56 AM
To: Frisone, Martha
Cc: Yoel Balter
Subject: Notification of Intent to Acquire a licensed NC Nursing Facility

Dear Ms. Frisone,
Please let this serve as the official written notice of the intent of Liberty Healthcare Properties of Orange County, LLC (the "Buyer") to acquire Britthaven of Chapel Hill, a combination NF/ACH facility licensed for 133 NF beds and 7 ACH beds. The details of the license and ownership are as follows:

- Licensee: Everest Long Term Care, LLC
- Facility ID: 923014
- License Number: NH0239

It is the intention of the Buyer to enter into an Asset Purchase Agreement with the licensee and its principals to acquire the license, Certificate of Need, and all related property and equipment associated with the facility. The Buyer further intends to construct a replacement facility within the service county at a yet to be determined date.

Please let me know if you need any additional information or have any questions.

A handwritten signature in black ink, appearing to read "Hunter Diefes".

Hunter Diefes, Director of Financial Planning
Liberty Healthcare Management, Inc.
2334 S. 41st Street
Wilmington, NC

Direct: (910) 512-0155
HDiefes@libertyhcare.com

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