



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER
GOVERNOR

MANDY COHEN, MD, MPH
SECRETARY

MARK PAYNE
DIRECTOR

December 21, 2017

Catharine W. Cummer
3100 Tower Blvd, Suite 1300
Durham, NC 27707

Exempt from Review – Physician Office

Record #: 2462
Business Name: Duke University Health System
Business #: 640
Project Description: Acquire existing medical office building located at 6301 Herndon Road
County: Durham

Dear Ms. Cummer:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your letter of December 19, 2017, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §131E-184(a)(9). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.

However, you need to contact the Agency's Construction and Acute and Home Care Licensure and Certification Sections to determine if they have any requirements for development of the proposed project.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in your correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Agency. Changes in a project include, but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in the original cost estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

If you have any questions concerning this matter, please feel free to contact this office.

HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

WWW.NCDHHS.GOV

TELEPHONE 919-855-3873

LOCATION: EDGERTON BUILDING • 809 RUGGLES DRIVE • RALEIGH, NC 27603

MAILING ADDRESS: 2704 MAIL SERVICE CENTER • RALEIGH, NC 27699-2704

AN EQUAL OPPORTUNITY/ AFFIRMATIVE ACTION EMPLOYER



Sincerely,



Bernetta Thorne-Williams
Project Analyst



Martha J. Frisone
Chief, Healthcare Planning and
Certificate of Need Section

cc: Construction Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR
Sharetta Blackwell, Program Assistant, Healthcare Planning, DHSR

Record # 2462
Bus # 640

Moore, Veronica M

From: Frisone, Martha
Sent: Tuesday, December 19, 2017 3:55 PM
To: Moore, Veronica M
Cc: Williams, Bernetta
Subject: FW: [External] Property purchase question

Veronica, please treat Ms. Cummer's email as an exemption request. Thanks.

Martha J. Frisone

Chief, Healthcare Planning and Certificate of Need
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section
North Carolina Department of Health and Human Services

919-855-3873 office
Martha.Frisone@dhhs.nc.gov

809 Ruggles Drive
2704 Mail Service Center
Raleigh, NC 27699-2704



Nothing Compares



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From: Catharine Cummer [mailto:catharine.cummer@duke.edu]
Sent: Tuesday, December 19, 2017 2:01 PM
To: Frisone, Martha
Subject: [External] Property purchase question

CAUTION: External email. Do not click links or open attachments unless verified. Send all suspicious email as an attachment to report.spam@nc.gov.

Martha,

I hope you're doing well. I have a question about what notice, if any, is required for the following: DUHS is purchasing an existing MOB and land located at 6301 Herndon Road in Durham. DUHS currently leases space in the building, which includes both DUH hospital clinics (including radiology/MRI), primary care, and PDC specialty clinics. This property purchase will not affect who provides or offers any health care services, or include the acquisition of any regulated assets (which will continue to be owned and operated by their existing providers), but is simply change in ownership of existing property. I therefore do not believe it constitutes a new institutional health care service that would require an exemption notice or other action. Could you confirm this is correct? If you need notice of this acquisition, does this email suffice? Thanks very much.

Catharine

Catharine Cummer
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