



DEPARTMENT OF HEALTH AND HUMAN SERVICES  
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER  
GOVERNOR

MANDY COHEN, MD, MPH  
SECRETARY

MARK PAYNE  
DIRECTOR

**\*VIA EMAIL ONLY\***

June 14, 2017

Hunter Diefes  
hdiefes@libertyhcare.com

**Exempt from Review – Acquisition of Facility**

**Record #:** 2292  
**Facility Name:** Pisgah Manor Health Care Center  
**Type of Facility:** Nursing Facility  
**FID #:** 120033  
**Acquisition by:** Pisgah Valley Retirement Center Properties, LLC  
**Business #:** 2659  
**County:** Buncombe

Dear Mr. Diefes:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your email of June 7, 2017, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §131E-184(a)(8). Therefore, Pisgah Valley Retirement Center Properties, 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 N.C. Gen. Stat. §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,

Julie Halatek  
Project Analyst

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

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

**HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION**

WWW.NCDHHS.GOV

TELEPHONE 919-855-3873

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

AN EQUAL OPPORTUNITY/ AFFIRMATIVE ACTION EMPLOYER



## Moore, Veronica M

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**From:** Frisone, Martha  
**Sent:** Wednesday, June 07, 2017 2:23 PM  
**To:** Moore, Veronica M  
**Cc:** Halatek, Julie F  
**Subject:** FW: Notification of Intent to Acquire a Licensed CCRC

Veronica, please log and give to Julie. 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](mailto:Martha.Frisone@dhhs.nc.gov)

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**From:** Hunter Diefes [mailto:HDiefes@libertyhcare.com]  
**Sent:** Wednesday, June 07, 2017 2:18 PM  
**To:** Frisone, Martha; Halatek, Julie F  
**Subject:** Notification of Intent to Acquire a Licensed CCRC

Dear Ms. Frisone and Ms. Halatek,  
Please let this serve as the official written notice of the intent of Pisgah Valley Retirement Center Properties, LLC (the "Buyer") to acquire Pisgah Valley Retirement Center, a licensed Continuing Care Retirement Community, and the associated healthcare facility Pisgah Manor Health Care Center from Carolina Adventist Retirement Systems, Inc. (the "Seller"). The details of the license and ownership are as follows:

- Licensee: Carolina Adventist Retirement Systems, Inc.
- Facility ID: 120033
- License Number: NH0184

It is the intention of the Buyer and Seller to enter into an Asset Purchase Agreement to acquire the license, Certificate of Need, and all related property and equipment associated with the facility and to operate the facility in its current location. We respectfully request a letter from the Certificate of Need Section stating that this proposal is exempt from certificate of need review in accordance with G.S. 131E-184(a)(8).

Thank you in advance for your assistance and please let me know if you have any questions.



Hunter Diefes, Director of Financial Planning  
Liberty Healthcare Management, Inc.  
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