



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER
GOVERNOR

MANDY COHEN, MD, MPH
SECRETARY

MARK PAYNE
DIRECTOR

March 7, 2017

Angel Stansbury
901 Hugh Wallis Road South
Lafayette, LA 70508

Exempt from Review – Acquisition of Facility


Record #: 2181
Facility Name: Carolina Home Care
Type of Facility: Home Health
FID #: 943662
Acquisition by: North Carolina In-Home Partner-V, LLC
Business #: 2587
County: Rutherford

Dear Ms. Stansbury:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of February 27, 2017, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §131E-184(a)(8). Therefore, North Carolina In-Home Partner-V, 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 Acute and Home Care 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
Assistant Chief, Certificate of Need

cc: Acute and Home Care 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

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





home health • hospice • long-term acute care • community-based services

February 27, 2017

Via Federal Express

Certificate of Need Section
Division of Health Service Regulation
North Carolina Department of Health & Human Services
2704 Mail Service Center
Raleigh, NC 27699-2704



Re: Notice of Exempt Acquisition of an Existing Health Service Facility Pursuant to N.C. Gen. Stat. §131E-184(a)(8)

To Whom It May Concern:

I am writing on behalf of North Carolina In-Home Partner-V, LLC to provide notice of the exempt acquisition of DLP Rutherford Regional Health System, LLC d/b/a Carolina Home Care.

The current owner of Carolina Home Care (license # HC0186) is DLP Rutherford Regional Health System, LLC. As a result of the acquisition, the assets for this facility will be transferred to a new Limited Liability Company called North Carolina In-Home Partner-V, LLC. The anticipated closing date for this transaction is April 1, 2017.

The CON Law provides that, upon receiving prior written notice, the CON Section shall exempt from CON review the acquisition of "an existing health service facility, including equipment owner by the health service facility at the time of acquisition." N.C. Gen. Stat. §131E-184(a)(8). The CON Law further provides that a hospice agency is a type of health service facilities. See N.C. Gen. Stat. §131E-176(9b).

Can you please provide written confirmation that the acquisition of Carolina Home Care as described above is exempt from CON review?

Should you have any questions or require additional information regarding this matter, please contact me at (337) 769-0714 or via e-mail at angel.stansbury@lhcgroupp.com.

Sincerely,

A handwritten signature in blue ink that reads "Angel Stansbury".

Angel Stansbury
Senior Corporate Paralegal

Enclosures