



DEPARTMENT OF HEALTH AND HUMAN SERVICES  
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER  
GOVERNOR

MANDY COHEN, MD, MPH  
SECRETARY

MARK PAYNE  
DIRECTOR

May 9, 2017

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

**Exempt from Review – Physician Office**

**Record #:** 2252  
**Business Name:** Duke University Health System  
**Business #:** 640  
**Project Description:** Develop a physician office building off Highway 54 and Fayetteville Road in Durham  
**County:** Durham

Dear Ms. Cumber:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your letter of May 3, 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.

Sincerely,

*Bernetta Thorne-Williams*  
Bernetta Thorne-Williams  
Project Analyst

*Martha J. Frisone*  
Martha J. Frisone  
Assistant Chief Certificate of Need

cc: Construction Section, DHSR  
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





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

Roy Cooper  
Governor

Dempsey E. Benton  
Interim Secretary DHHS

Mark Payne, Director  
Health Service Regulation

May 9, 2017

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Project Analyst

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Assistant Chief Certificate of Need

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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 • 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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Record # 2252  
944468

 **Duke University Health System**

**Catharine W. Cummer**  
Regulatory Counsel, Strategic Planning

May 3, 2017

Via Electronic Mail

Martha Frisone  
Assistant Chief, Certificate of Need  
Healthcare Planning and Certificate of Need Section  
Division of Health Service Regulation  
2704 Mail Service Center  
Raleigh, NC 27699-2704



Re: Duke University Health System notice of development physician office building

Dear Ms. Frisone:

I am writing to inform you of the proposed development by the Duke University Health System of a physician office building located at the intersection of Highway 54 and Fayetteville Road in Durham, North Carolina. Duke intends to lease and upfit space in the building, which is currently under construction, to accommodate an internal medicine practice. No other new institutional health services will be offered at this site without a prior certificate of need application. We understand that this project is exempt from certificate of need review as the development of a physician office building under N.C.G.S. 131E-184(a)(9).

Please let me know if you have any questions. Thank you very much.

Very truly yours,

A handwritten signature in cursive script that reads "Catharine W. Cummer".

Catharine W. Cummer