



NC DEPARTMENT OF  
**HEALTH AND  
HUMAN SERVICES**

ROY COOPER • Governor

MANDY COHEN, MD, MPH • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

September 1, 2020

Catharine W. Cummer, Regulatory Counsel, Strategic Planning  
[catharine.cummer@duke.edu](mailto:catharine.cummer@duke.edu)

**Exempt from Review – Physician Office**

**Record #:** 3338  
**Business Name:** Duke University Health System, Inc.  
**Business #:** 640  
**Project Description:** Develop a physician office building at 3208 Green Level W Road in Cary  
**County:** Wake

Dear Ms. Cummer:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your letter of August 27, 2020, 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 the Acute and Home Care Licensure and Certification Sections to determine if they have any requirements for development of the proposed physician office.

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 the 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  
Chief

cc: Construction Section, DHSR  
Acute and Home Care Licensure and Certification Section, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION  
HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603  
MAILING ADDRESS: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704  
<https://info.ncdhhs.gov/dhsr/> • TEL: 919-855-3873

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER



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

August 27, 2020

Via Electronic Mail

Martha Frisone  
Chief  
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 of physician office building

Dear Ms. Frisone:

I am writing to inform you of the intended development by the Duke University Health System, Inc. of a physician office building in Wake County located at 3208 Green Level W Road in Cary. We have previously notified the state of our intention to develop one physician office building at this location; we now have plans to develop two separate buildings on the same site to accommodate all of the planned physician services.

Duke intends to develop this building to house physician clinics. No new institutional health services will be offered in this building without first filing any required certificate of need application. We therefore 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), and would appreciate your confirmation of this understanding.

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

Very truly yours,

*Catharine W. Cummer*

Catharine W. Cummer

**From:** [Catharine Cumber](#)  
**To:** [Frisone, Martha](#); [Waller, Martha K](#)  
**Cc:** [Mckillip, Mike](#); [Lara Orgain](#)  
**Subject:** [External] MOB Exemption Notice  
**Date:** Thursday, August 27, 2020 11:17:36 AM  
**Attachments:** [Letter to Martha Frisone regarding second Green Level MOB 2020.pdf](#)

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**CAUTION:** External email. Do not click links or open attachments unless you verify. Send all suspicious email as an attachment to [report.spam@nc.gov](mailto:report.spam@nc.gov)

All,

Please find attached an exemption notice for the development of a medical office building in Wake County, and let me know if you have any questions. Thanks very much.

Catharine

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Regulatory Counsel, Strategic Planning  
Duke University Health System  
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(919) 423-6928 (cell)