

**Frisone, Martha**

**From:** Jim Swann [Jim.Swann@fmc-na.com]  
**Sent:** Monday, November 01, 2010 5:12 PM  
**To:** Frisone, Martha  
**Subject:** Fw: Public Written Comments, CON Project ID # F-8590-10

Martha, this should have said RAI Care Centers...corrected here.  
Please accept this brief email as Public Written Comment for the RAI Care Centers proposal to develop a new 23 station dialysis facility in Cabarrus County.

The applicant has failed to provide a reasonable need methodology and must not be approved. The applicant has provided a significant amount of statistical data, but has provided no rationale or basis for its assumption that it would be able to attract 65 Cabarrus County ESRD patients to transfer their incenter care to a new provider. The applicant's data certainly supports that there is a need for additional stations in Cabarrus County--but, the July 2010 SDR has preceeded the applicant in that determination. Absent a reasonable need methodology, the applicant has totally failed to prove its case for a new dialysis facility in Cabarrus County. CON Section approval of this application will open the flood gates for CON applications which are replete with statistics, but lacking in merit.

Jim Swann  
Director, Market Development and Certificate of Need  
3725 National Drive, Suite 130  
Raleigh, NC 27612

Tel: 919-896-7230  
Fax: 919-896-7233

Cell: 910-494-8771

-----Forwarded by Jim Swann/DSA/EBU/US/FMC/Fresenius on 11/01/2010 05:11PM -----

To: martha.frisone@dhhs.nc.gov, vickie.walters@dhhs.nc.gov, Stephanie.Evans@dhhs.nc.gov  
From: Jim Swann/DSA/EBU/US/FMC/Fresenius  
Date: 11/01/2010 04:58PM  
cc: craig.smith@dhhs.nc.gov  
Subject: Public Written Comments, CON Project ID # F-8590-10

Please accept this brief email as Public Written Comment for the ARI Care Centers proposal to develop a new 23 station dialysis facility in Cabarrus County.

The applicant has failed to provide a reasonable need methodology and must not be approved. The applicant has provided a significant amount of statistical data, but has provided no rationale or basis for its assumption that it would be able to attract 65 Cabarrus County ESRD patients to transfer their incenter care to a new provider. The applicant's data certainly supports that there is a need for additional stations in Cabarrus County--but, the July 2010 SDR has preceeded the applicant in that determination. Absent a reasonable need methodology, the applicant has totally failed to prove its case for a new dialysis facility in Cabarrus County. CON Section approval of this application will open the flood gates for CON applications which are replete with statistics, but lacking in merit.

11/1/2010

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Received by the  
CON Section**Frisone, Martha**

**From:** Jim Swann [Jim.Swann@fmc-na.com]  
**Sent:** Monday, November 01, 2010 4:58 PM  
**To:** Frisone, Martha; Walters, Vickie L; Evans, Stephanie  
**Cc:** Smith, Craig  
**Subject:** Public Written Comments, CON Project ID # F-8590-10  
**Importance:** High

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