



DaVita "he/sbe that gives life"

TOPCATS Division
2321 West Morehead Street
Charlotte, NC 28208
(P) 704/335-0151
Ext. 255
(F) 866-480-7831

William L. Hyland
Director of Healthcare Planning

October 31, 2011

Mr. Craig R. Smith, Chief
Certificate of Need Section
Division of Health Service Regulation
701 Barbour Drive
Raleigh, North Carolina 27603

RE: Project #F-8755-11/Bio-Medical Applications of North Carolina, Inc. d/b/a FMC
Cabarrus County Home Program/Cabarrus County

Dear Mr. Smith:

BMA offers a Certificate of Need application that proposes to transfer two dialysis stations from BMA Charlotte into Cabarrus County and develop a new freestanding home dialysis training and support program. The center will offer home training and support for both peritoneal dialysis and home hemodialysis. This information can be found on page two of the application.

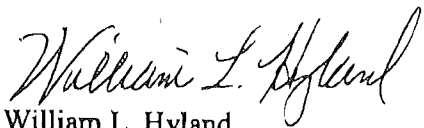
The first problem with the application is that the applicant indicates that they will transfer two stations from BMA Charlotte. Look at page 2 and you will see that the applicant proposes to transfer only one station.

The other issue that is fatal to the application is that there is no specific methodology for the establishment of a freestanding home hemodialysis or peritoneal dialysis program. Therefore, the applicant must utilize the available Methodologies for the development of a new dialysis facility.

DVA Healthcare Renal Care, Inc. submitted a CON application in 2008 to establish a standalone home training facility in Monroe in Union County (Project I.D. #F-8238-08). That project called for the transfer of two dialysis stations from the Union County Dialysis Center to establish the Union County Home Training Center. That CON application was similar to the one presented by BMA in Cabarrus County, except that the DVA Healthcare application was for an in-county transfer of stations. The FMC application calls for the transfer of stations across county lines.

The Union County application was denied. Please have your analyst refer to those findings when analyzing the FMC application. Additional comments concerning this application will be made at the public hearing in November.

Sincerely,



William L. Hyland
Director of Healthcare Planning