



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

Pat McCrory  
Governor

Aldona Z. Wos, M.D.  
Ambassador (Ret.)  
Secretary DHHS

Drexdal Pratt  
Division Director

August 22, 2013

Doug Whitman  
2334 South 41<sup>st</sup> Street  
Wilmington, NC 28403

**Exempt from Review – Acquisition of Facility**

Facility: Quail Haven Village  
Acquisition by: Quail Haven Properties of Pinehurst, LLC  
County: Moore  
FID #: 960236

Dear Mr. Whitman:

In response to your letters of August 20, 2013 and August 2, 2013, the above referenced proposal is exempt from certificate of need review in accordance with N.C.G.S 131E-184(a)(8). Therefore, Quail Haven Properties of Pinehurst, LLC may proceed to acquire the above referenced health service facility from Pleasant Living Health Care, Inc. without first obtaining a certificate of need. However, you need to contact the Nursing Home Licensure and Certification Section of the Division of Health Service Regulation to obtain instructions for changing ownership of the existing facility. Note that pursuant to N.C.G.S. §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,

Tanya S. Rupp  
Project Analyst

Craig R. Smith, Chief  
Certificate of Need Section

cc: Medical Facilities Planning Branch, DHHS  
Nursing Home Licensure and Certification Section, DHHS



**Certificate of Need Section**

www.ncdhhs.gov

Telephone: 919-855-3873 • Fax: 919-733-8139

Location: Edgerton Building • 809 Ruggles Drive • Raleigh, NC 27603

Mailing Address: 2704 Mail Service Center • Raleigh, NC 27699-2704

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# Liberty Healthcare Management

*Tanya*

Received by  
the CONI Section  
AUG 14 2013

Quail Haven Properties of Pinehurst, LLC

2334 South 41<sup>st</sup> Street • Wilmington, NC 28403  
(910) 512-2988 • FAX: (910) 815-3111

August 2, 2013

Craig Smith, Section Chief  
Tanya Rupp, Project Analyst  
NC Department of Health and Human Services  
DHSR Certificate of Need Section  
2704 Mail Service Center  
Raleigh, NC 27699-2704

RE: Exempt from Review; Quail Haven Village, located in Pinehurst, Moore County; transfer of ownership from Pleasant Living Health Care, Inc. to Quail Haven Properties of Pinehurst, LLC

Dear Mr. Smith and Ms. Rupp:

I am writing to request a letter from the Certificate of Need Section acknowledging that the above referenced proposal is exempt from certificate of need review. We believe that this proposal falls outside the scope of a requirement for a certificate of need.

The details of our proposal are as follows: The Quail Haven Village is licensed for 60 skilled nursing beds. The bed count and bed type in this proposal will remain the same. We propose to transfer ownership of Quail Haven Village from the current owner, Pleasant Living Health Care, Inc., to Quail Haven Properties of Pinehurst, LLC.

We believe this proposal falls outside the scope of a requirement for a certificate of need and respectfully request that the Certificate of Need Section provide a letter recognizing the project as being exempt from a certificate of need requirement.

Thank you for your consideration of this matter. With your approval, we would like to close this acquisition on 10-1-2013. If you have any questions regarding our proposal, please feel free to contact me.

Sincerely,

Doug Whitman  
Development Director  
[DWhitman@LibertyHCare.com](mailto:DWhitman@LibertyHCare.com)  
910.512.2988

**Frisone, Martha**

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**From:** Doug Whitman [DWhitman@libertyhcare.com]

**Sent:** Tuesday, August 20, 2013 1:15 PM

**To:** Frisone, Martha

**Subject:** RE: Pinehurst, Request Letter of No Review

Hi Martha:

Thank you for reviewing our LNR request for Quail Haven in Pinehurst. Yes, we are acquiring the real property.

Thanks,  
Doug

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**From:** Frisone, Martha [mailto:martha.frisone@dhhs.nc.gov]

**Sent:** Tuesday, August 20, 2013 11:23 AM

**To:** Doug Whitman

**Subject:** RE: Pinehurst, Request Letter of No Review

Is Liberty acquiring the real property?

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, CON Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** Doug Whitman [mailto:DWhitman@libertyhcare.com]

**Sent:** Monday, August 19, 2013 11:18 PM

**To:** Rupp, Tanya

**Cc:** Frisone, Martha

**Subject:** RE: Pinehurst, Request Letter of No Review

Hi Tanya:

I would like to follow up on my email below (and I also mailed a hard copy). I just wanted to ask if you could please confirm if you received our request?

Thanks,  
Doug

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**From:** Doug Whitman

**Sent:** Friday, August 09, 2013 4:33 PM

**To:** 'Tanya.Rupp@dhhs.nc.gov'

**Cc:** Martha Frisone ([Martha.Frisone@dhhs.nc.gov](mailto:Martha.Frisone@dhhs.nc.gov))

8/20/2013

**Subject:** Pinehurst, Request Letter of No Review

Tanya Rupp:

I have attached our request for a letter of no review for a transfer of ownership of Quail Haven Village, which owns 60 skilled nursing beds in Pinehurst. Please let me know if you have any questions.

Thanks,  
Doug Whitman  
Development Director  
Liberty Healthcare  
910.512.2988

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