



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

July 22, 2013
Robert A. Leandro and M. Ojunga Harrison
Wells Fargo Capital Ctr
150 Fayetteville St., Suite 1400
Raleigh, NC 27601

Exempt from Review

Facility: Thomas S. Kinlaw- ICF/MR facility
Project Description: Acquisition of the facility by the Carter Clinic
County: Cumberland
FID #: 922749

Dear Robert A. Leandro and M. Ojunga Harrison :

In response to your letters of June 24, 2013 and July 8, 2013, the above referenced proposal is exempt from certificate of need review in accordance with N.C.G.S 131E-184(a)(8). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.


However, you need to contact the Mental Health Licensure and Certification Section of the Division of Health Service Regulation 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 Certificate of Need Section. 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,


Gregory F. Yakaboski
Project Analyst


Craig R. Smith, Chief
Certificate of Need Section

cc: Mental Health Licensure and Certification Section, DHSR



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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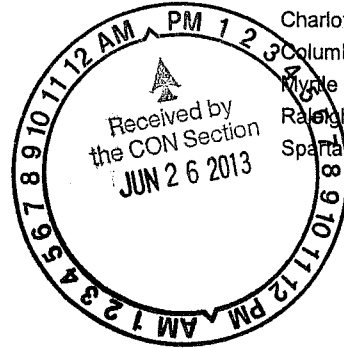




Grey

Robert A. Leandro
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Charleston, SC
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Myrtle Beach, SC
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Spartanburg, SC



June 24, 2013

Via E-mail and U.S. Mail

Craig Smith, Section Chief
North Carolina Department of Health and
Human Services, Health Service Regulation
Certificate of Need Section
701 Barbour Drive
Raleigh, NC 27603

Re: Request for No Review Determination

Dear Mr. Smith:

This letter is notification to the Certificate of Need Section that Dr. Ojinga Harrison will be acquiring through a bankruptcy sale the following Intermediate Care Facilities for Individuals with Intellectual Disabilities: (1) Extra Special Care located at 6214 Kilmory Drive; Fayetteville, NC 28304; and (2) Thomas S. Kinlaw located at 235 Kinlaw Street; Fayetteville, NC 28301. Dr. Harrison anticipates creating a corporate entity or corporate entities that will own the property and operate the facilities.

Dr. Harrison requests that the CON Section confirm that these acquisitions are not subject to Certificate of Need ("CON") review under N.C.G.S. § 131E-184(a)(8).

I greatly appreciate your attention to this matter. If you have any questions, please feel free to give me a call.

Sincerely,

Robert A. Leandro

RAL/MWW

Key

THE CARTER CLINIC
Behavioral Medicine – Family Psychotherapy

PO Box 99778
Raleigh, NC 27624
Ph: 919-848-0123
Fax: 919-848-0277

July 8, 2013

Craig R. Smith, Chief
Certificate of Need Section
2704 Mail Service Center
Raleigh, NC 27699-2704

Received by
the CON Section
JUL 15 2013

Request for Exemption of Review

Dear Mr. Smith,

The Carter Clinic, PA is requesting a change of ownership of the Certificate of Need for the following ICF/MR facilities of Peterkin and Associates, currently owner by Alice Smith:

1. Kinlaw Road Group Home d/b/a Thomas S. Kinlaw

235 Kinlaw Road, Fayetteville, NC

Con License # MHL_026-071

2. Kilmory Drive d/b/a Extra Special Care

6214 Kilmory Drive, Fayetteville, NC

Con License # MHL_026-049

As you are likely aware, Alice Smith owned a total of 6 ICF/MR licensed homes located in Cumberland and Moore Counties. She suffered bankruptcy and had to have her property, including the Certificate of Need (CON) for these homes auctioned by a Bankruptcy Trustee. The first four home were auctioned in February of this year and the sale was certified by the Bankruptcy Judge in March of 2013. The last two homes to be sole were the Kinlaw Road Group Home (Thomas S. Kinlaw) and the Kilmory Drive (Extra Special Care) and this occurred on June 19th 2013 in bankruptcy court to my company the Carter Clinic,

PA. We are now attempting to complete the CON transfer and request to be "Exempt from Review".

Carter Clinic, PA has offices located in Fayetteville North Carolina and is prepared to assume full responsibility for the operations of these two facilities to include staff and key personnel.

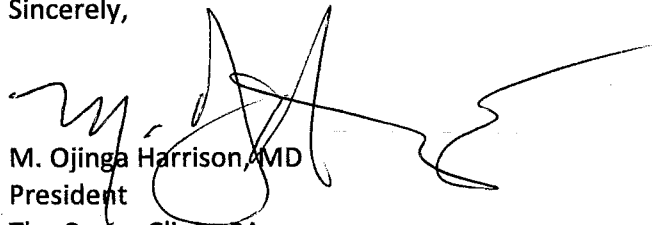
The Carter Clinic, PA was incorporated in 2004 and has been serving the population in Cumberland county for the past 3 years. We provide Psychiatric services and medication management, and therapy. We are credentialed with Alliance, Sandhills, Cardinal Innovations, and East Pointe MCOs. We are also credentialed with most private insurers as well as with Medicare and Tricare. We serve more than 2000 consumer on a yearly bases. We have offices in Wake, Cumberland and Johnston counties.

The Carter Clinic has NOT been under a payback status through audits conducted by the Division of Medical Assistance or other oversight organizations. Medicaid provider numbers include 5915954, 5916438, 6006173, and 890764Y.

Our managing team consist of a Medical Director who is a Board Certified Psychiatrist and has extensive experience in child psychiatry including children with Autism and other Developmental disabilities. Other staff psychiatrists practice in the areas of Geriatric Psychiatry, and Substance abuse treatment. Our clinical director who is a Licensed Professional Counselor previously taught elementary education. Our Quality Assurance and Quality Improvement specialist as well as our Human Resources Director have direct care experience with the ICF/ MR population.

We are excited and ready to utilize our experience and skill to serve these new consumers.

Sincerely,



M. Ojinga Harrison, MD
President
The Carter Clinic, PA
Ojingaharrison@gmail.com