



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

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Drexdal Pratt
Division Director

January 14, 2014

Ruth C. Schwartz
12900 Foster, Suite 400
Overland Park, KS 66213

Exempt from Review – Acquisition of Facility

Facility: Home Care of Wilkes Regional Medical Center
Acquisition by: Wake Forest Baptist Health Care at Home, LLC
County: Wilkes
FID #: 923849

Dear Ms. Schwartz:

In response to your letter of December 5, 2013, the above referenced proposal is exempt from certificate of need review in accordance with N.C.G.S 131E-184(a)(8). Therefore, Wake Forest Baptist Health Care at Home, LLC may proceed to acquire the above referenced health service facility without first obtaining a certificate of need. However, you need to contact the Acute and Home Care 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,

Julie Halatek
Project Analyst

Martha J. Frisone, Interim Chief
Certificate of Need Section

cc: Medical Facilities Planning, DHSR
Acute and Home Care 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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Willi

December 5, 2013

VIA EMAIL ADDRESS: Kimberly.Randolph@DHHS.NC.Gov

Ms. Kimberly Randolph
CON Specialist
North Carolina Department of Human Resources
Division of Facility Services – Certificate of Need
809 Ruggles Drive, Edgerton Bldg.
Raleigh, NC 27603



Re: Transfer of Ownership Notice --
WRMC Hospital Operating Corporation
d/b/a Home Care of Wilkes Regional Medical Center
1907 West Park Drive
North Wilkesboro, NC 28659
Facility ID #923849

Dear Ms. Randolph,

Please accept this written request for a determination of exemption from certificate-of-need review in accordance with N.C.G.S. 131E-184(a)(8) for the acquisition of an existing healthcare facility providing home health care services.

WRMC Hospital Operating Corporation ("Seller") owns and operates a state-licensed and Medicare-approved home health agency located at the above address. Wake Forest Baptist Health Care at Home, LLC ("Buyer") is interested in acquiring substantially all of the assets being used or held for use in the operation of the Seller's home health care business.

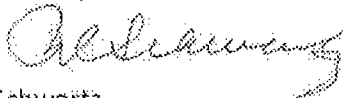
Pending the execution of an asset purchase agreement and receipt of the required regulatory approvals, the Buyer will continue operating the health care facility in Wilkes County. The proposed transfer of ownership is expected to be completed in the near future. (Please note that upon the approval of this transaction, the Buyer will move the health care facility from its current location on West Park Drive to another location within Wilkes County that has yet to be determined.)

Whereas the proposed transfer of ownership will not constitute the development of a new institutional health service or in any way materially affect the State Health Plan for home health agencies, I am respectfully requesting the Division of Facility Services to issue an exemption from certificate-of-need based on the facts represented in this letter. Please forward the Division of Facility Services' responses to the undersigned at your earliest convenience.

Ms. Kimberly Randolph
CON Specialist
North Carolina Department of Human Resources
December 5, 2013
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Thank you for your attention to this matter.

Regards,



Ruth C. Schwartz
Assistant Vice President, Licensing & Certification
Wake Forest Baptist Health Care at Home
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Overland Park, KS 66213
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Ruth.Schwartz@Gentiva.com