



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 1, 2015

Catharine W. Cummer, Regulatory Counsel, Strategic Planning
Duke University Health System
3100 Tower Blvd, Suite 1300
Durham NC 27707

Exempt from Review

Record #: 1615
Facility Name: Duke University Hospital
FID #: 943138
Business Name: Duke University Health System
Business #: 639
Project Description: Computer system upgrades to improve intrusion protection/prevention
County: Durham

Dear Ms. Cummer:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your correspondence of June 17, 2015, the above referenced proposal is exempt from certificate of need review in accordance with G.S 131E-184(a)(3). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.

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 Agency. 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,

Michael J. McKillip
Project Analyst

Martha J. Frisone, Assistant Chief
Certificate of Need

cc: Assistant Chief, Healthcare Planning



Healthcare Planning and Certificate of Need Section

www.ncdhhs.gov

Telephone: 919-855-3873 • Fax: 919-715-4413

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

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

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Evans, Stephanie

1615

From: Mckillip, Mike
Sent: Wednesday, June 17, 2015 10:28 AM
To: Evans, Stephanie
Subject: FW: DUHS IT Notice of Exemption

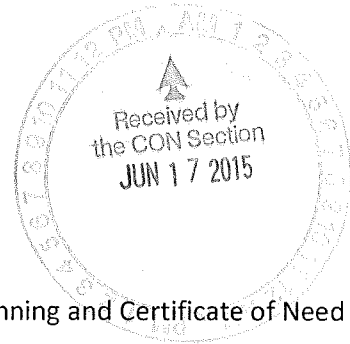
Hi Stephanie,

This is a request for an exemption letter from Duke sent via email. Thanks.

Mike

Michael McKillip

N.C. Department of Health and Human Services Project Analyst, Healthcare Planning and Certificate of Need Section -
Division of Health Service Regulation
809 Ruggles Drive, Raleigh NC 27603
Phone: 919-855-3873
mike.mckillip@dhhs.nc.gov
www.ncdhhs.gov/dhsr



From: Catharine Cummer [mailto:catharine.cummer@duke.edu]
Sent: Wednesday, June 17, 2015 9:44 AM
To: Mckillip, Mike
Cc: Caroline Niblock
Subject: DUHS IT Notice of Exemption

Mike,

I am writing to provide the CON Section with notice of a Duke University Health System information technology project at a capital cost greater than \$2 million. Duke's project is intended to improve its defenses against cyber-attacks by upgrading its Intrusion Detection/Prevention System (ID/PS) capabilities by implementing Cisco Sourcefire, a solution for integrating real-time contextual awareness, intelligent security automation, and high bandwidth performance with network intrusion prevention capabilities. To the extent that this project would be considered a new institutional health service, it is our understanding that this project is exempt from certificate of need review as necessary for the acquisition and installation of data processing equipment. We would appreciate your confirmation of this understanding. Please let me know if you have any questions about this project. Thank you very much.

Yours,
Catharine

Catharine W. Cummer
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