



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

Pat McCrory
Governor

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Drexdal Pratt
Division Director

July 1, 2015

Chelsey J. Hadfield
Bradley Arant Boult Cummings LLP
1600 Division Street, Suite 700
Nashville, TN 37203

Exempt from Review – Acquisition of Facility

Record #: 1618
Facility Name: Lake Norman Regional Medical Center – Home Care
Type of Facility: Home Health Agency
FID #: 954744
Business #: 2209
Acquisition by: Mooresville Home Care Services, LLC
County: Iredell

Dear Ms. Hadfield:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of June 15, 2015, the above referenced proposal is exempt from certificate of need review in accordance with G.S 131E-184(a)(8). Therefore, Mooresville Home Care Services, LLC may proceed to acquire the above referenced health service facility without first obtaining a certificate of need. However, you need to contact the Agency's Acute and Home Care Licensure and Certification Section to obtain instructions for changing ownership of the existing facility. Note that pursuant to 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.



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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Sincerely,



Gloria C. Hale
Project Analyst



Martha J. Frisone,
Assistant Chief, Certificate of Need

cc: Adult Care Licensure Section, DHSR
Assistant Chief, Healthcare Planning



June 15, 2015

Via Overnight Delivery and Email (Martha.Frisone@dhhs.nc.gov)

Ms. Martha J. Frisone, Assistant Chief
Healthcare Planning and Certificate of Need Section / DHSR / DHHS
809 Ruggles Drive
Raleigh, North Carolina 27603

Re: Lake Norman Regional Medical Center – Home Care (Home Health Agency License No. HC1325); Notice of Change of Ownership; Request for “No Review” Determination

Dear Ms. Frisone:

I am writing on behalf of our client, Mooresville Hospital Management Associates, LLC the “Company”), which owns and operates Lake Norman Regional Medical Center – Home Care in Mooresville, North Carolina (the “Agency”) and holds the above-referenced North Carolina Home Health Agency License. The purpose of this letter is to notify the North Carolina Department of Health and Human Services, Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section (the “Section”) of a proposed transaction pursuant to which an affiliate of the Company, Mooresville Home Care Services, LLC (“Buyer”), will purchase substantially all of the assets and operations of the Agency. It is currently anticipated that the proposed transaction will become effective as of **August 1, 2015**.

Please allow this letter to serve as the notice required under N.C. Gen. Stat. § 131E-184(a) and a request for confirmation that the proposed transaction is exempt from certificate of need review. As you know, N.C. Gen. Stat. § 131E-184(a)(8) specifically provides that, upon receiving prior written notice, the Section shall exempt from certificate of need review the acquisition of “an existing health services facility, including equipment owned by the health service facility at the time of acquisition.” Please note that Buyer will be filing an application for change of ownership with the Acute and Home Care Licensure and Certification Section for the Agency’s Home Health Agency License.

Thank you for your consideration of this request. If you have any questions, or if you require any additional information, please do not hesitate to contact me at (615) 252-2392 or chadfield@babbc.com.

Very truly yours,

BRADLEY ARANT BOULT CUMMINGS LLP

By: 
Chelsey J. Hadfield

cc: Paulette Fewell (via email)