

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

Pat McCrory
Governor

Richard O. Brajer
Secretary DHHS

Drexdal Pratt
Division Director

October 8, 2015

Kenneth R. Beuley
5935 Carnegie Boulevard, Suite 200
Charlotte, NC 28209

Exempt from Review – Physician Office Building

Record #: 1759
Business Name: TKC CCXXII, LLC
Business #: 2307
Project Description: Develop a physician office building on the campus of The McDowell Hospital
County: McDowell

Dear Mr. Beuley:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your letter of September 28, 2015, the above referenced proposal is exempt from certificate of need review in accordance with G.S 131E-184(a)(9). Therefore, you may proceed to offer, develop, or establish the above referenced project without a certificate of need.

However, you need to contact the Agency's Construction and the Acute and Home Care Licensure and Certification Sections to determine if they have any requirements for development of the proposed physician office.

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 the 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
Assistant Chief, Certificate of Need

cc: Construction Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR
Kelli Fisk, Program Assistant, Healthcare Planning



Healthcare Planning and Certificate of Need Section

www.ncdhhs.gov

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

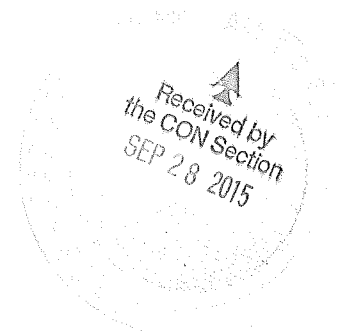
Location: Edgerton Building • 809 Ruggles Drive • Raleigh, NC 27603

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

An Equal Opportunity/ Affirmative Action Employer



TKC CCXXII, LLC
5935 Carnegie Blvd
Suite 200
Charlotte, NC 28209



September 23, 2015

Ms. Martha Frisone, Assistant Chief of CON
Healthcare Planning and Certificate of Need Section
Division of Health Service Regulation
NC Department of Health and Human Services
2704 Mail Service Center
Raleigh, NC 27699-2704

RE: TKC CCXXII, LLC Medical Office Building Exemption Request

Dear Ms. Frisone:

TKC CCXXII, LLC gives this prior written notice of its intent to construct a medical office building (MOB) on the campus of The McDowell Hospital in Marion, North Carolina. The MOB will be approximately 29,000 square feet and will be physically connected to The McDowell Hospital replacement hospital, about which The McDowell Hospital is providing a separate notice. The MOB is expected to house offices for primary and specialty care medical practices. In addition, the building will include space to be leased to The McDowell Hospital for operating rooms and an endoscopy suite to be operated under its hospital license. We will be working with The McDowell Hospital and the Construction Section to ensure that the space in which the operating rooms and endoscopy suite will be located meets the applicable licensure and construction standards.

TKC CCXXII, LLC does not plan to develop or offer any new institutional health services in the MOB. If, in the future, a tenant decides to develop any new institutional health services in the MOB, the tenant will be responsible for seeking CON Section approval.

TKC CCXXII, LLC requests a determination that construction of the proposed medical office building is exempt from CON review in accordance with North Carolina General Statute § 131E-184(a)(9). Please let me know if I can provide further information for your review.

Sincerely,

A handwritten signature in black ink, appearing to read "K. Beuley", written over a horizontal line.

Kenneth R. Beuley
Director of Development & CFO
Authorized Member