



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER
GOVERNOR

MANDY COHEN, MD, MPH
SECRETARY

MARK PAYNE
DIRECTOR

March 20, 2017

Aaron Rokach
GUTNICKI LLP
4711 Golf Road, Suite 200
Skokie, IL 60076

Exempt from Review – Acquisition of Facility

Record #: 2194
Facility Name: Creekside Care & Rehabilitation Center
Type of Facility: Nursing Home
FID #: 923205
Acquisition by: Accordius Health at Creekside Care Propco LLC
Business #: 2597
County: Hertford

Dear Mr. Rokach:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of March 11, 2017, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §131E-184(a)(8). Therefore, Accordius Health at Creekside Care Propco LLC may proceed to acquire the above referenced health service facility without first obtaining a certificate of need. However, you need to contact the Nursing Home Licensure and Certification Section, DHSR to obtain instructions for changing ownership of the existing facility. Note that pursuant to N.C. Gen. Stat. §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,


Jane Rhoe-Jones
Project Analyst


Martha J. Frisone
Assistant Chief, Certificate of Need

cc: Nursing Home Licensure and Certification Section, DHSR
Paige Bennett, Assistant Chief, Healthcare Planning, DHSR

HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

WWW.NCDHHS.GOV

TELEPHONE 919-855-3873

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



GUTNICKI LLP

March 11, 2017

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



Re: **Exemption from Review Request**

Dear Ms. Frisone:

Through a series of transactions the following is intended:

A. The acquisition of the real property associated with:

- **Scotland Manor Healthcare Center**, 920 Junior High School Road Scotland Neck, NC 27874 by **Accordius Health At Scotland Manor Propco LLC**; and
- **Creekside Care & Rehabilitation Center**, 604 Stokes Street East Ahoskie, NC 27910 by **Accordius Health at Creekside Care Propco LLC**.

B. The transfer of operations at:

- **Scotland Manor Healthcare Center**, 920 Junior High School Road Scotland Neck, NC 27874 from LP Scotland Neck, LLC to **Accordius Health at Scotland Manor LLC**
- **Creekside Care & Rehabilitation Center**, 604 Stokes Street East Ahoskie, NC 27910 from LP Ahoskie, LLC to **Accordius Health at Creekside LLC**

In accordance with G.S. 131E-184(a)(8), we request written confirmation that the transactions contemplated in A above are exempt from certificate of need review since the buyer is simply acquiring an existing health service facility. We are providing the information in B above for notice purposes as we understand such transactions are not governed by the currently effective CON law.

Thank you in advance for your prompt attention to this matter. Should you have any questions, do not hesitate to contact Aaron Rokach at 847-933-9280 ext. 106.

Sincerely,

GUTNICKI LLP