



NC DEPARTMENT OF  
**HEALTH AND  
HUMAN SERVICES**  
Division of Health Service Regulation

ROY COOPER • Governor  
MANDY COHEN, MD, MPH • Secretary  
MARK PAYNE • Director

May 3, 2018

Catharine W. Cummer  
3100 Tower Blvd. Suite 1300  
Durham, NC 27707

**Exempt from Review – Physician Office**

**Record #:** 2571  
**Business Name:** Duke University Health System  
**Business #:** 640  
**Project Description:** Develop leased office space to accommodate a primary care practice to be located on Tower Boulevard in Durham  
**County:** Durham

Dear Ms. Cummer:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your letter of April 11, 2018, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §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,

Bernetta Thorne-Williams  
Project Analyst

Martha J. Frisone  
Chief, Healthcare Planning and  
Certificate of Need Section

cc: Construction Section, DHSR  
Acute and Home Care Licensure and Certification Section, DHSR  
Amy Craddock, Assistant Chief, Healthcare Planning, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603  
MAILING ADDRESS: 2704 Mail Service Center, Raleigh, NC 27699-2704  
www.ncdhhs.gov/dhsr/ • TEL: 919-855-3873

 **Duke University Health System**

**Catharine W. Cummer**  
Regulatory Counsel, Strategic Planning

April 11, 2018

Via Electronic Mail

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



Re: Duke University Health System notice of development physician office building

Dear Ms. Frisone and Ms. Thorne-Williams:

I am writing to inform you of the proposed upfit of space to be leased by the Duke University Health System in an office building located on Tower Boulevard in Durham, at a cost that is projected to exceed \$2 million (which cost will be shared by Duke and the landlord). Duke intends to lease and upfit space in the building to accommodate a primary care practice. No other new institutional health services will be offered at this site without a prior certificate of need application. We understand that this project is exempt from certificate of need review as the development of a physician office building under N.C.G.S. 131E-184(a)(9).

Please let me know if you have any questions. Thank you very much.

Very truly yours,

Catharine W. Cummer