



**NC DEPARTMENT OF
HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
MARK PAYNE • Director, Division of Health Service Regulation

****VIA EMAIL ONLY****

November 1, 2019

Clint A. Nichols
 cnichols@hancockdaniel.com

Exempt from Review – Acquisition of Facility

Record #: 3098
 Facility Name: Autumn Care of Statesville
 Type of Facility: Nursing Home
 FID #: 970307
 Acquisition by: Autumn Care of Statesville, LLC
 Business #: 3125
 County: Iredell

Dear Mr. Nichols:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your representations, the above referenced proposal is exempt from certificate of need (CON) review in accordance with N.C. Gen. Stat. §131E-184(a)(8). Therefore, the above referenced business may proceed to acquire the health service facility identified above without first obtaining a CON. The Agency’s determination is limited to the question of whether or not the above referenced business would have to obtain a CON if the current owners of the health service facility do in fact sell it to the business listed above. 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.”*

In the event that the business listed above does acquire the facility, you should contact the Agency’s Nursing Home Licensure and Certification Section to obtain instructions for changing ownership of the existing facility.

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 regarding whether or not a certificate of need would be required. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,


 Julie M. Faenza
 Project Analyst


 Martha J. Frisone
 Chief

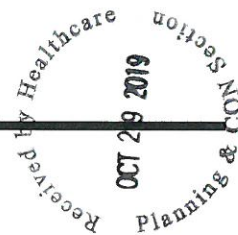
cc: Nursing Home Licensure and Certification Section, DHSR

**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: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704
<https://info.ncdhhs.gov/dhsr/> • TEL: 919-855-3873

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

Waller, Martha K



From: Faenza, Julie M
Sent: Tuesday, October 29, 2019 2:58 PM
To: Waller, Martha K
Subject: FW: [External] New Acquisition CON Letter of Exemption - 1/1/2020

Julie M. Faenza, Esq.
Project Analyst, Certificate of Need
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section
North Carolina Department of Health and Human Services

919 855 3873 office
Julie.Faenza@dhhs.nc.gov

From: Clint Nichols <cnichols@hancockdaniel.com>
Sent: Tuesday, October 29, 2019 2:17 PM
To: Faenza, Julie M <Julie.Faenza@dhhs.nc.gov>
Subject: [External] New Acquisition CON Letter of Exemption - 1/1/2020

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Good afternoon:

Effective January 1, 2020, our client, Autumn Care of Statesville, LLC d/b/a Autumn Care of Statesville, is acquiring the facility located at 2001 Van Haven Drive in Statesville. By this email, we are requesting a Certificate of Need letter of exemption. The facility currently operates at Autumn Care of Statesville, but the ownership of the licensed entity will be changing. Autumn Care of Statesville, LLC is acquiring all of the beds and will operate them at the present facility location.

Please let me know if you need any additional information or if I can answer any questions.

Thanks,

Clint Nichols

Clint A. Nichols
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