



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

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

May 21, 2019

Batya Gorelick
440 Sylvan Avenue
Suite 240
Englewood Cliffs, NJ 07632

Exempt from Review – Acquisition of Facility

Record #: See Attachment A
Facility Name: See Attachment A
Type of Facility: Nursing Facility
FID #: See Attachment A
Acquisition by: See Attachment A
Business #: See Attachment A
County: See Attachment A

Dear Ms. Gorelick:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your representations, the above referenced proposals are exempt from certificate of need (CON) review in accordance with N.C. Gen. Stat. §131E-184(a)(8). Therefore, the businesses referenced in Attachment A may proceed to acquire the health service facilities identified in Attachment A 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

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

www.ncdhhs.gov/dhsr • TEL: 919-855-3873

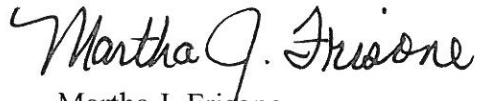
AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

have any questions concerning this matter, please feel free to contact this office.

Sincerely,



Tanya M. Saporito
Project Analyst



Martha J. Frisone
Chief

cc: Nursing Home Licensure and Certification Section, DHSR

**BATYA GORELICK
THE PORTOPICCOLO GROUP
ACQUISITION OF EXISTING FACILITIES**

ATTACHMENT A

NR #	FACILITY	ADDRESS	COUNTY	FID NUMBER	NEW BUSINESS NAME (ACQUISITION BY)	BUSINESS #
2945	Mountain Home Propco LLC	200 Heritage Circle Hendersonville NC 28791	Henderson	923245	Accordius Health at Hendersonville LLC	3040
2946	Elizabeth City Propco LLC	901 Halstead Blvd. Elizabeth City, NC 27909	Pasquotank	943207	The Citadel Elizabeth City LLC	3039
2947	Henderson Propco LLC	280 S Beckford Dr. Henderson NC 27536	Vance	923211	Pelican Health Henderson LLC	3036
2948	Rose Manor Propco LLC	4230 N Roxboro Road Durham, NC 27704	Durham	923269	Accordius Health at Rose Manor LLC	3038

Waller, Martha K

From: Batya Gorelick <batya@theportopiccologroup.com>
Sent: Thursday, May 02, 2019 9:41 AM
To: Frisone, Martha
Cc: Waller, Martha K; Flores, Disraeliza
Subject: RE: [External] New Acquisitions - 6/1/2019



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Yes, the Propco will be acquiring the real property.

I will send these requests to the right people in the future – thank you!

Batya Gorelick
VP of Administrative Services
The Portopiccolo Group
440 Sylvan Ave, Suite 240
Englewood Cliffs, NJ 07632
O: 201-928-7808
C: 313-318-1632
F: 201-353-5899



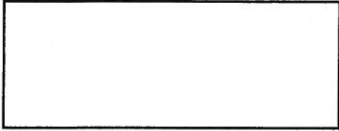
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From: Frisone, Martha <martha.frisone@dhhs.nc.gov>
Sent: Thursday, May 2, 2019 9:37 AM
To: Batya Gorelick <batya@theportopiccologroup.com>
Cc: Waller, Martha K <martha.waller@dhhs.nc.gov>; Flores, Disraeliza <Disraeliza.Flores@dhhs.nc.gov>
Subject: RE: [External] New Acquisitions - 6/1/2019

Are you proposing to acquire the real property (i.e., the bricks and mortar) or just the license? Also, in the future, please send all requests for a determination that a proposal is exempt or not subject to review to:

martha.waller@dhhs.nc.gov or
disraeliza.flores@dhhs.nc.gov.

Batya Gorelick
VP of Administrative Services
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