



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

February 26, 2021

Alexandra E. DuPuis
Alexandra.dupuis@amedisys.com

Exempt from Review – Acquisition of Facility

Record #: 3492
Date of Request: February 19, 2021
Facility Name: HealthKeeperz, Inc.
Type of Facility: HC
FID #: 953881
Acquisition by: Amedisys Home Health, Inc.
Business #: 64
County: Randolph

Dear Ms. DuPuis:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that the project described above is exempt from certificate of need (CON) review in accordance with G.S. 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 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 G.S. 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.”

If the business listed above does acquire the facility, you should contact the Agency’s Acute and Home Care 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 a certificate of need would be required. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Celia C. Inman
Celia C. Inman
Project Analyst

Lisa Pittman
Lisa Pittman
Assistant Chief, Certificate of Need

cc: Acute and Home Care 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



February 19, 2021

VIA ELECTRONIC MAIL AND FEDERAL EXPRESS

Martha.frisone@dhhs.nc.gov

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

Re: Exemption Notice for Acquisition of HealthKeeperz, Inc. (a Medicare-certified Home Health Agency) (License Number HC0397) – Randolph County

Dear Ms. Frisone:

I am writing on behalf of Amedisys, Inc. and its affiliates, (collectively, the “Company”) as its in-house counsel to provide notice to the N.C. Department of Health and Human Services, Division of Health Service Regulation, Certificate of Need Section (the “Agency”) of the Company’s intent to acquire certain assets of the home health agency owned and operated by HealthKeeperz, Inc. in Randolph County (License Number HC0397), located at 132 Baker Road, Archdale, NC 27263 (the “Transaction”). For your convenience, we have included a copy of the license with this letter.

The parties are working towards closing as soon as possible. As you know, the CON law provides that upon receiving prior written notice, the CON Section shall exempt from CON review the acquisition of “an existing health service facility, including equipment owned by the health service facility at the time of acquisition.” N.C. Gen. Stat. § 131E- 184(a)(8). A home health agency office is a health service facility. *Id.* at § 131E-176(9b). The Transaction will also not result in the development or establishment of any new health service facility, nor will it result in the offering, development, or establishment of any institutional health service that is not exempt in connection with this Transaction.

I would therefore ask to receive written confirmation that the acquisition of the facility listed above is exempt from CON review. The Company will also be in communication with the Acute and Home Care Licensure and Certification Section shortly and will be providing notifications to them separately. Finally, because the parties are working towards closing as soon as possible, we would appreciate if you would contact me promptly should you have any questions or concern regarding the Transaction.

Please also e-mail counsel to the seller, Erin Roberts (erin@robertslawnc.com), on any correspondence related to this matter.

Sincerely,

Alexandra E. DuPuis

Alexandra E. DuPuis, Esq.
Senior Director of Legal and Regulatory Reporting
Amedisys, Inc.

Enclosure

cc: Erin J. Roberts (via erin@robertslawnc.com)

State of North Carolina

Department of Health and Human Services
Division of Health Service Regulation

Effective January 1, 2021, this license is issued to

HealthKeeperz , Inc.

to operate an agency known as

HealthKeeperz

located at 132 Baker Road
Archdale, NC 27263
County: Randolph

This license is issued subject to the statutes of the
State of North Carolina, is not transferable and shall expire
midnight December 31, 2021

Facility ID: 953881

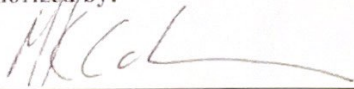
License Number: HC0397

Home Care Services:

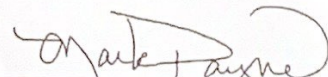
Companion, Sitter and Respite, In-Home Aide, Infusion Nursing, Medical Social Services, Nursing Care, Occupational Therapy, Physical Therapy, Speech Therapy, Clinical Respiratory Services (including Pulmonary or Ventilation if provided separately from routine nursing practice).

This agency is authorized to provide Medicare-certified home health services.

Authorized by:



Secretary, N.C. Department of Health and
Human Services



Director, Division of Health Service Regulation