



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor

KODY H. KINSLEY • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

August 7, 2024

Aimee Reimann

areimann@everyage.org

Exempt from Review – Acquisition of Facility

Record #: 4511
Date of Request: August 1, 2024
Facility Name: Westchester Harbour
Type of Facility: ACH
FID #: 090501
Acquisition by: EveryAge
Business #: 1921
County: Guilford

Dear Ms. Reimann:

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 Adult Care Licensure 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

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

Aimee Reimann
August 7, 2024

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

Sincerely,



Yolanda Jackson
Project Analyst



Micheala Mitchell
Chief

cc: Adult Care Licensure Section, DHSR

EveryAge™



August 1, 2024

Micheala Mitchell, Chief
Healthcare Planning and Certificate of Need Section
Division of Health Service Regulation
North Carolina Department of Health and Human Services
2704 Mail Service Center
Raleigh, North Carolina 27699-2704
Email: micheala.mitchell@dhhs.nc.gov

Re: **Request for Exemption from Review/Non-Withdrawal of Certificate of Need-**
Acquisition of Existing Adult Care Home

Dear Ms. Mitchell:

Please consider this letter as formal written notice to your office of our intention to acquire Providence Place Assisted Living, Inc. dba Westchester Harbour, a North Carolina nonprofit corporation. The facility is located at 630 Whittier Avenue, High Point, NC 27262

The current owners are engaged in a proposed transaction to sell the facility to EveryAge, a North Carolina nonprofit corporation. The transaction is projected to close on or before October 1, 2024.

The facility is licensed as an Adult Care home (License # HAL-041-073) and is subject to North Carolina Certificate of Need ("CON") law. The facility is listed in the "Inventory of Adult Care Home Beds" in the 2024 North Carolina State Medical Facilities Plan with 90 adult care home beds.

EveryAge will continue operating the facility as an adult care home after the transaction closes. We are requesting exemption from CON review pursuant to N.C.G.S § 131E-184(a)(8) which includes the acquisition of an existing health service facility, "including equipment owned by the health service facility at the time of acquisition." The purchase of the facility does not come with any significant medical equipment or any equipment that would require review under N.C.G.S. § 131E-176(14)(o) and (16) (f1). Additionally, the purchase does not include any services that would need review as per N.C.G.S § 131E-176(16)(f). Therefore, given that the transaction involves only the acquisition of an existing health services facility, we believe the transaction is exempt from CON review.

Based on the foregoing, and in accordance with the provisions of N.C.G.S. § 131E-184(a)(8) and 131E-189(c), please allow this letter to serve as prior written notice to the Agency of the intent by EveryAge to acquire the facility from the current owners as outlined herein, and a formal request that the Agency conclude that the proposed transaction is exempt from CON review.

Should you need additional information in order to make a decision on this matter, please do not hesitate to contact me directly.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Aimee Reimann', with a long horizontal flourish extending to the right.

Aimee Reimann
Chief Operating Officer

From: [Mitchell, Micheala L](#)
To: [Waller, Martha K](#)
Cc: [Stancil, Tiffany C](#)
Subject: Fw: [External] PPRC Nursing Home, Inc and Providence Place Assisted Living, Inc
Date: Thursday, August 1, 2024 9:59:29 PM
Attachments: [SNF CON exemption request PPRC Nursing Home.pdf](#)
[ALF CON exemption request Providence Place Assisted Living.pdf](#)

Martha,

Would you mind logging these exemption requests? They do, in fact, go to Yolanda.

Thank you,

Micheala Mitchell, JD
[NC Department of Health and Human Services](#)
[Division of Health Service Regulation](#)
Section Chief, Healthcare Planning and CON Section
809 Ruggles Drive, Edgerton Building
2704 Mail Service Center
Raleigh, NC 27699-2704
Office: 919 855 3879
Micheala.Mitchell@dhhs.nc.gov

From: Reimann, Aimee <areimann@EveryAge.org>
Sent: Thursday, August 1, 2024 3:44 PM
To: Mitchell, Micheala L <Micheala.Mitchell@dhhs.nc.gov>; Stancil, Tiffany C <Tiffany.Stancil@dhhs.nc.gov>; Jackson, Yolanda W <yolanda.jackson@dhhs.nc.gov>
Cc: Syria, Lee <LSyria@EveryAge.org>; Roseman, Michelle <mroseman@EveryAge.org>; Wells, Rosemary <RWells@robinsonbradshaw.com>; Robertson, Allen <ARobertson@robinsonbradshaw.com>; Smith Helms, Laurie <LHelms@robinsonbradshaw.com>
Subject: [External] PPRC Nursing Home, Inc and Providence Place Assisted Living, Inc

Some people who received this message don't often get email from areimann@everyage.org. [Learn why this is important](#)

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Good afternoon Ms. Mitchell,

Please find attached written notice for request of exemption from review as related to PPRC Nursing Home, Inc. dba Westchester Manor at Providence Place and Providence Place Assisted Living, inc. dba Westchester Harbour. Should we need to provide anything further to your section to accomplish this request please do not hesitate to contact me directly.

Thank you in advance for your review.

Aimee



Aimee Reimann
Chief Operating Officer

EveryAge
100 Leonard Ave
Newton, NC 28658



Phone: 828-465-8017
Email: areimann@EveryAge.org
Web: www.EveryAge.org

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