



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

September 26, 2024

Muhammad Ali  
[Muhmmadalimunir3@gmail.com](mailto:Muhmmadalimunir3@gmail.com)

**Exempt from Review – Acquisition of Facility**

**Record #:** 4584  
**Date of Request:** September 17, 2024  
**Facility Name:** Heritage Place II  
**Type of Facility:** Adult Care Home  
**FID #:** 920267  
**Acquisition by:** Comfort Cove Real Estate, LLC  
**Business #:** 3873  
**County:** Catawba

Dear Mr. Ali:

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 and change the lessee/operator to Comfort Cove Business, LLC 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 any questions concerning this matter, please feel free to contact this office.

Sincerely,

Ena Lightbourne  
Project Analyst

Micheala Mitchell  
Chief

cc: Adult Care Licensure 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

September 17, 2024

To,  
**Micheala Mitchell, JD**  
Section Chief  
Healthcare Planning and CON Section  
809 Ruggles Drive, Edgerton Building  
Raleigh, NC 27699-2704  
[Micheala.Mitchell@dhhs.nc.gov](mailto:Micheala.Mitchell@dhhs.nc.gov)

**Lisa Pitman**  
Assistant Chief  
Healthcare Planning and CON Section  
809 Ruggles Drive, Edgerton Building  
Raleigh, NC 27699-2704  
[lisa.pittman@dhhs.nc.gov](mailto:lisa.pittman@dhhs.nc.gov)

**Tiffany Stancil**  
Administrative Specialist  
Healthcare Planning and CON Section  
809 Ruggles Drive, Edgerton Building  
Raleigh, NC 27699-2704  
[Tiffany.Stancil@dhhs.nc.gov](mailto:Tiffany.Stancil@dhhs.nc.gov)

***Re: Heritage Place II  
Cyrus Max, Inc (Operating Entity) & Triad Land Company LLC (Real Estate Company)  
807 4th St. SW, Conover, NC 28613  
License Number: HAL-018-038***

Dear Micheala,

I represent Comfort Cove Business LLC and Comfort Cove Real Estate LLC. Comfort Cove Real Estate LLC proposes to acquire real estate property constituting the existing health care facility as an adult care home known as Heritage Place II and Comfort Cove Business LLC plans to acquire the operations of the facility from Cyrus Max, Inc (Licensee: Cyrus Max, Inc, 807 4th St. SW, Conover, NC 28613 (Catawba County), License Number: HAL-018-038; Real Property owner Triad Land Company LLC). After the acquisition, Comfort Cove Business LLC will operate the adult care home pursuant to a lease with Comfort Cove Real Estate LLC. After Comfort Cove

Business LLC receives its license to operate the facility, the adult care home will continue to be known as Heritage Place II.

Therefore, we would like to request you to provide us with a “no CON review” letter. And we would really appreciate it if it could be done at your earliest convenience.

Should you need any information from us, please let us know.

Thank You.



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**Nasir Schon**

Owner

Email: [khizer0@gmail.com](mailto:khizer0@gmail.com)

Phone: (469) 739-6473

**From:** [Mitchell, Micheala L](#)  
**To:** "Muhammad Ali"  
**Cc:** [Pittman, Lisa](#); [Stancil, Tiffany C](#); [Syed Husain](#)  
**Subject:** RE: [External] No Review Letter (CON) - Heritage Place II  
**Date:** Wednesday, September 18, 2024 9:35:13 AM

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Received, 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](mailto:Micheala.Mitchell@dhhs.nc.gov)

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**From:** Muhammad Ali <muhammadalimunir3@gmail.com>  
**Sent:** Tuesday, September 17, 2024 5:47 PM  
**To:** Mitchell, Micheala L <Micheala.Mitchell@dhhs.nc.gov>  
**Cc:** Pittman, Lisa <lisa.pittman@dhhs.nc.gov>; Stancil, Tiffany C <Tiffany.Stancil@dhhs.nc.gov>; Syed Husain <khizer0@gmail.com>  
**Subject:** [External] No Review Letter (CON) - Heritage Place II

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Good Afternoon Micheala,

Thank you so much for providing the information. Please find attached the letter to request an official no review (CON) letter for Heritage Place II so we can submit our CHOW application.

Should you need any further information, please let me know.

Thank you once again.

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