



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

JOSH STEIN • Governor

DEVPUTTA SANGVAI • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

December 31, 2025

Suzie Nixon
Business.ofc.hr@gmail.com

No Review

Record #: 5052
Date of Request: November 17, 2025
Facility Name: Waterbrooke of Elizabeth City
FID #: 970134
Business Name: The Brooks Senior Living, LLC
Business #: 4039
Project Description: Convert 24 ACH beds to SCU beds for a total of no more than 130 ACH beds, including 50 SCU beds
County: Pasquotank

Dear Ms. Nixon:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) received your correspondence regarding the project described above. Based on the representation in your request and the CON law **in effect on the date of this response to your request**, the project as described is not governed by, and therefore, does not currently require a certificate of need. If the CON law is subsequently amended such that the above referenced proposal would require a certificate of need, this determination does not authorize you to proceed to develop the above referenced proposal when the new law becomes effective.

This determination is binding only for the facts represented in your correspondence. If changes are made in the project or in the facts provided in the correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by this office. **As a reminder, it is unlawful to offer or develop a new institutional health service without first obtaining a certificate of need. The Department reserves the right to impose sanctions, including civil penalties and the revocation of a license, upon any entity that offers or develops a new institutional health service without first obtaining a certificate of need.**

Please do not hesitate to contact this office if you have any questions.

Sincerely,

Cynthia Bradford, Project Analyst

Micheala Mitchell, Chief

cc: Adult Care Licensure Section, DHSR
Healthcare Planning Section, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

LOCATION: 1915 Health Services Way, Raleigh, NC 27607
MAILING ADDRESS: 1915 Health Services Way, 2704 Mail Service Center, Raleigh, NC 27699-2704
www.ncdhhs.gov/dhsr • TEL: 919-855-3873

From: [Mitchell, Micheala L](#)
To: [Stancil, Tiffany C](#)
Cc: [Pittman, Lisa](#)
Subject: Fw: [External] Request for "No Review"
Date: Monday, November 17, 2025 1:20:38 PM

Hey there!

Would you mind logging and assigning to Greg?

Thanks!

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](tel:9198553879)
Micheala.Mitchell@dhhs.nc.gov

From: Suzie Nixon <business.ofc.hr@gmail.com>
Sent: Monday, November 17, 2025 12:35 PM
To: Pittman, Lisa <lisa.pittman@dhhs.nc.gov>; Mitchell, Micheala L <Micheala.Mitchell@dhhs.nc.gov>
Subject: [External] Request for "No Review"

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November 17, 2025

Michaela Mitchell, Chief (via email only) Lisa Pittman, Assistant Chief (via email only)

Healthcare Planning and Certificate of Need Section

Division of Health Service Regulation

North Carolina Department of Health & Human Services 809 Ruggles Drive Raleigh, NC 27603

Re: No Review Request in Reference to Proposed Re-Allocation of 24 SCU Beds Associated with Project HA-3446 and FID No. 970134

Ms. Mitchell and Ms. Pittman:

Waterbrooke of Elizabeth City (the applicant) requests the conversion from 104 AL Beds/26 SCU beds to a total of 80 AL Beds/50 SCU Beds located at 143 Rosedale Drive, Elizabeth City North Carolina, 27909. The capacity of Waterbrooke of Elizabeth City has not changed and remains at a total of 130 beds.

The beds to be reallocated are located within the same building section as the existing SCU beds and will be serviced by the existing maglock system. No alterations or upgrades are required to meet current regulatory compliance standards.

Given that the capacity has not changed in addition to the beds which allocation is requested for are within the same maglock unit as the existing beds, the Applicant respectfully requests a "No Review" finding from the Agency to allow the reclassification without further delay. It is believed that such a request meets the criteria of N.C. Gen. Stat. § 131E-184(a)(1a) to license the Project.

Please let us know if the Agency needs additional information. Thank you in advance for your consideration of this request.

With Regards,

Dana Rabon, Owner

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Sincerely,

Suzie Nixon
Corporate Human Resource Director
143 Rosedale Drive
Elizabeth City, NC 27909
(252) 562-6593 - Phone#
(252) 621-1904 - Fax#

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