



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

JOSH STEIN • Governor

DEVPUTTA SANGVAI • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

March 6, 2025

Robert A. Leandro

robb Leandro@parkerpoe.com

Exempt from Review

Record #: 4725

Date of Request: February 19, 2025

Facility Name: Frye Regional Medical Center

FID #: 943182

Business Name: DLP Frye Regional Medical Center, LLC

Business #: 2331

Project Description: Repair of the facility's roof damaged by Hurricane Helene

County:

Dear Mr. Leandro:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that the above referenced proposal is exempt from certificate of need review in accordance with G.S. 131E-184(a)(5). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in your correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Agency. Changes in a project include but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in the original cost estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

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

Sincerely,

Ena Lightbourne
Project Analyst

Micheala Mitchell
Chief

cc: Construction Section, DHSR
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

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER



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Atlanta, GA
Charleston, SC
Charlotte, NC
Columbia, SC
Greenville, SC
Raleigh, NC
Spartanburg, SC
Washington, DC

February 19, 2025

VIA EMAIL

Micheala Mitchell, Chief
Health Planning and Certificate of Need Section
Micheala.mitchell@dhhs.nc.gov

Re: No Review Request

Dear Ms. Mitchell:

I am writing on behalf of my client Frye Regional Medical Center ("Frye"). Frye received damage from Hurricane Helene and immediately undertook remedial measures to remedy water damage. AS a result of the damage, Frye determined that roof replacement was required as well as other projects to provide for long-term fixes to the damage caused by the storm.

The construction is unlikely to exceed the threshold set forth in N.C. Gen. Stat. § 131E-184(g). However in the event that it does, all of the construction will take place on the hospitals main campus and the bed capacity will not change. Therefore any work done on the hospital for this project should be exempt from CON review under both N.C. Gen. Stat. § 131E-184(a)(5) and (g).

Please confirm that this project is not subject to CON Review at your earliest convenience. Should you have any questions please feel free to reach out to me directly.

Sincerely,

Robert A. Leandro

From: [Mitchell, Micheala L](#)
To: [Stancil, Tiffany C](#)
Subject: FW: [External] CON No Review
Date: Wednesday, February 19, 2025 3:25:13 PM
Attachments: [Frye No Review.pdf](#)

Tiffany would you mind logging this and assigning it to Ena?

Thanks,

Micheala

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: Leandro, Robert A. <robbleandro@parkerpoe.com>
Sent: Wednesday, February 19, 2025 3:18 PM
To: Mitchell, Micheala L <Micheala.Mitchell@dhhs.nc.gov>
Subject: [External] CON No Review

CAUTION: External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Micheala,

Please find the attached No Review request.

Thanks
Robb

Robert Leandro
Partner

Find our latest health care analysis [here](#)



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