

404 Westwood Ave. Suite 205 High Point, NC 27262 Phone: 336-884-1400 Fax: 336-884-1402

Received by the CON Section

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April 30, 2010

Mr. Craig Smith, Chief Certificate of Need Section - DHSR 2704 Mail Service Center Raleigh, NC 27699-2704

Dear Mr. Smith:

I am writing in response to recent CON application submissions filed in the Triad for the development of single specialty ambulatory surgery centers. On behalf of my physician partners, I am writing to express our concern over the proposed development of freestanding ASCs within the Triad. Specifically, we believe the proposals by Kernersville Orthopedic Surgery Center, LLC and Orthopedic Surgical Center of the Triad Holdings, LLC/GSW Real Estate, LLC, represent efforts that will result in duplicative services and extreme excess capacity within the greater High Point area.

As practicing physicians, we do agree, in principle, with the demonstration project, as it encourages physician ownership of ASCs and provides an opportunity for physicians to improve access to care for their patients. However, as practicing orthopedic surgeons, we strongly believe that sufficient capacity exists to meet current and future needs of the patients of our region. Guilford and Forsyth counties each presently have surplus ORs, even among those ORs dedicated to ambulatory surgery. Existing providers have sufficient capacity within the Triad to meet the need of the patients of our area. To allow for additional capacity within a market with a clear surplus diminishes the ability of existing providers to continue to offer cost effective and operationally efficient services.

Sincerely,