



North Carolina Department of Health and Human Services
Division of Health Service Regulation
Certificate of Need Section

2704 Mail Service Center ■ Raleigh, North Carolina 27699-2704

Beverly Eaves Perdue, Governor
Lanier M. Cansler, Secretary

www.ncdhhs.gov/dhsr

Craig R. Smith, Section Chief
Phone: 919-855-3875
Fax: 919-733-8139

February 6, 2012

Jessica Grozine
Arnall, Golden, Gregory, LLP
171 17th St NW, Suite 2100
Atlanta GA 30363-1031

RE: No Review / Grace Healthcare of Winston-Salem / Change the name of the nursing facility to Winston-Salem Nursing and Rehabilitation Center and the operator to Healthtique Winston-Salem, LLC / Forsyth County
FID #: 923570

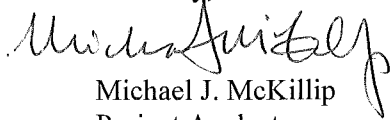
Dear Ms. Grozine:


The Certificate of Need (CON) Section received your letter of January 13, 2012 regarding the above referenced proposal. Based on the CON law **in effect on the date of this response to your request**, the proposal described in your correspondence is not governed by, and therefore, does not currently require a certificate of need. However, please note that 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.

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 Certificate of Need Section. 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.

In addition, you should contact the Nursing Home Licensure and Certification Section to determine if they have any requirements for development of the proposed project. Please contact the CON Section if you have any questions.

Sincerely,


Michael J. McKillip
Project Analyst


Craig R. Smith, Chief
Certificate of Need Section

cc: Nursing Home Licensure and Certification Section, DHSR





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Jessica Grozine
Arnall, Golden, Gregory, LLP
171 17th St NW, Suite 2100
Atlanta GA 30363-1031

RE: No Review / Grace Healthcare of Asheville / Change the name of the nursing facility to Asheville Nursing and Rehabilitation Center and the operator to Healthtique Asheville, LLC / Buncombe County
FID #: 923265

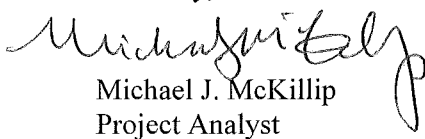
Dear Ms. Grozine:

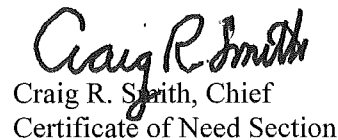
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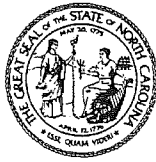
Sincerely,


Michael J. McKillip
Project Analyst


Craig R. Smith, Chief
Certificate of Need Section

cc: Nursing Home Licensure and Certification Section, DHSR





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Craig R. Smith, Section Chief
Phone: 919-855-3875
Fax: 919-733-8139

February 6, 2012

Jessica Grozine
Arnall, Golden, Gregory, LLP
171 17th St NW, Suite 2100
Atlanta GA 30363-1031

RE: No Review / Grace Healthcare of Durham / Change the name of the nursing facility to Durham Nursing and Rehabilitation Center and the operator to Healthtique Durham, LLC / Durham County
FID #: 923264

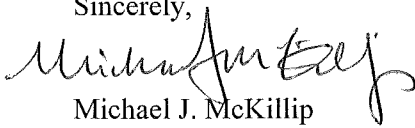
Dear Ms. Grozine:

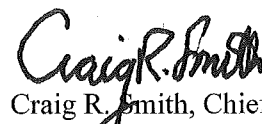
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Sincerely,


Michael J. McKillip
Project Analyst


Craig R. Smith, Chief
Certificate of Need Section

cc: Nursing Home Licensure and Certification Section, DHSR

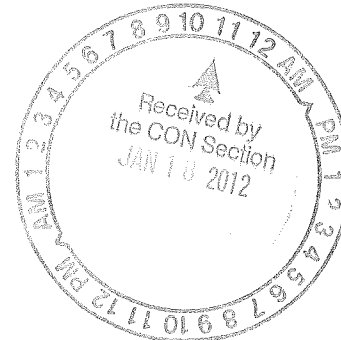


Mike

January 13, 2011

VIA FEDERAL EXPRESS

Mr. Craig Smith
Certificate of Need Section
Division of Health Service Regulation
North Carolina Department of Health and Human Services
2704 Mail Service Center
Raleigh, NC 27696-2704



Re: Notice of Change of Operators / Grace Healthcare of Durham, Grace Healthcare of Winston Salem, and Grace Healthcare of Asheville

Dear Mr. Smith:

The purpose of this letter is to inform you of a change of operators for the three facilities listed below. The transaction is scheduled to occur on or about March 1, 2012.

- **Grace Healthcare of Durham** (Facility ID# 923264) located at 411 South LaSalle Street, Durham NC 27705 (Durham County)
- **Grace Healthcare of Winston Salem** (Facility ID# 923570) located at 1900 West First Street, Winston Salem NC 27104 (Forsyth County)
- **Grace Healthcare of Asheville** (Facility ID# 923265) located at 91 Victoria Rd, Asheville NC 28801 (Buncombe County)

Following the change of operators, the new facility names and operators will be as follows:

- **Durham Nursing & Rehabilitation Center** / New Operator: Healthtique Durham, LLC
- **Winston Salem Nursing & Rehabilitation Center** / New Operator: Healthtique Winston Salem, LLC
- **Asheville Nursing & Rehabilitation Center** / New Operator: Healthtique Asheville, LLC

Note, the real estate owners of the facilities will not change as a result of this transaction.

It is our understanding that this proposed transaction is not subject to Certificate of Need review and that your office will issue a "No Review Letter" prior to the transaction.

Thank you for your attention to this matter. Should you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

ARNALL GOLDEN GREGORY LLP



Jessica Grozine

cc: Mr. Michael T. Jones
Hedy S. Rubinger, Esq.