



North Carolina Department of Health and Human Services  
Division of Health Service Regulation

Pat McCrory  
Governor

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Ambassador (Ret.)  
Secretary DHHS

Drexdal Pratt  
Division Director

January 22, 2013

Jim Swann, Director of Market Development  
Fresenius Medical Care  
3725 National Drive  
Raleigh, NC 27612

**No Review**

Facility or Business: Vernon Dialysis Center  
Project Description: Add in-center Peritoneal Dialysis training and support.  
County: Lenoir County  
FID #: 990324

Dear Mr. Swann:

The Certificate of Need Section (CON Section) received your letter of December 27, 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 provided that the addition of in-center peritoneal dialysis training and follow-up does not result in the development of peritoneal dialysis training stations that are in addition to the twenty-four stations stated in the scope of the certificate of need for the facility. 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.

Further, it should be noted that the Acute and Home Care Licensure and Certification Section is responsible for counting the number of dialysis stations developed in a facility as part of their survey process. It is our understanding that the surveyors count the total number of stations located in the facility not the number of stations in use in the facility at any given time.

At this time, the CON Section has authorized Bio-Medical Applications of North Carolina d/b/a FMC Vernon d/b/a Vernon Dialysis Center to develop in-center peritoneal dialysis training and follow-up without a change in the number of certified stations.



In other words, the total number of "stations" (i.e. home hemodialysis training and home peritoneal training plus hemodialysis) reported on line 22 of Form CMS-3427 may not exceed twenty-four dialysis stations, the total number of stations that is stated in the scope of the certificate of need for this facility.

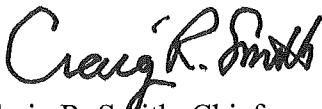
Moreover, you need to contact the Acute and Home Care Licensure and Certification Section of the Division of Health Service Regulation to determine if they have any requirements for development of the proposed project.

Please contact the CON Section if you have any questions. Also, in all future correspondence you should reference the Facility I.D. # (FID) if the facility is licensed.

Sincerely,



Jane Rhoe-Jones, Project Analyst



Craig R. Smith, Chief  
Certificate of Need Section

c: Medical Facilities Planning Section, DHSR  
Acute and Home Care Licensure and Certification Section, DHSR

*Wade*



**FRESENIUS  
MEDICAL CARE**

December 27, 2012



Mr. Craig R. Smith, Chief  
Certificate of Need Section  
Division of Health Service Regulation  
North Carolina Department of Health and Human Services  
809 Ruggles Drive  
Raleigh, North Carolina 27603

Re: Request for No Review Determination / Add In-Center Peritoneal Dialysis at  
Three BMA Locations

Dear Mr. Smith:

BMA requests a no review determination by the Certificate of Need Section, allowing BMA to add In-Center Peritoneal Dialysis training and support at the following dialysis facilities:

BMA Pitt County  
FMC Craven County  
FMC Vernon

At this time BMA is experiencing a need by some new Peritoneal Dialysis patients to perform their treatment at an in-center location rather than at the patient residence.

If you have any questions please contact me at 919-896-7230, or email [jim.swann@fmc-na.com](mailto:jim.swann@fmc-na.com).

Sincerely,

Jim Swann  
Director, Market Development and Certificate of Need

**Market Development and Certificate of Need**

3717 National Drive, Suite 206  
Raleigh, North Carolina 27612

Phone 919-896-7230  
FAX 919-896-7233