



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

Pat McCrory
Governor

Richard O. Brajer
Secretary DHHS

Mark Payne
Assistant Secretary for Audit and
Health Service Regulation

VIA EMAIL ONLY

July 8, 2016

Jo-Ann Marchica
Arent Fox LLP

Exempt from Review – Acquisition of Facility

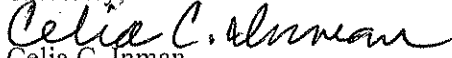
Record #: 1981
Facility Name: Brookdale Lawndale Drive
Type of Facility: Adult Care Home
FID #: 970071
Acquisition by: Greensboro BG PROPCO LLC
Business #: 2425
County: Guilford

Dear Ms. Marchica:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of July 7, 2016, the above referenced proposal is exempt from certificate of need review in accordance with G.S 131E-184(a)(8). Therefore, Greensboro BG PROPCO LLC may proceed to acquire the above referenced health service facility without first obtaining a certificate of need. However, you need to contact the Agency's Adult Care Licensure Section to obtain instructions for changing ownership of the existing facility. Note that pursuant to G.S. 131E-181(b): "*A recipient of a certificate of need, or any person who may subsequently acquire, in any manner whatsoever permitted by law, the service for which that certificate of need was issued, is required to materially comply with the representations made in its application for that certificate of need.*"

It should be noted that this Agency's position is based solely on the facts represented by you and that any change in facts as represented would require further consideration by this Agency and a separate determination. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,


Celia C. Inman
Project Analyst


Martha J. Frisone,
Assistant Chief, Certificate of Need

cc: Adult Care Licensure Section, DHSR
Paige Bennett, Assistant Chief, Healthcare Planning, DHSR



Healthcare Planning and Certificate of Need Section

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July 7, 2016

VIA FEDEX and
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Facility: Brookdale Lawndale Drive
FID 970071
Business: Greensboro BG PROPCO LLC
Bus ID 2425

Re: Request for Certificate of Need Exemption
Adult Care Home Acquisition

Dear Ms. Inman:

We are writing to request an exemption from Certificate of Need review pursuant to N.C.G.S.A. § 131E-184 in connection with a transaction involving the acquisition of Brookdale Lawndale Drive, a licensed adult care home located at 3823 Lawndale Drive, Greensboro, NC 27455 (the "Facility"). The owner of the real property comprising the Facility is Emerihrt Greensboro, LLC ("Owner") and the licensed operator of the Facility is currently Emeritus Corporation. On or about August 31, 2016, the Owner will sell the real property to Greensboro BG PROPCO LLC. The Facility will be leased to Greensboro BG OPCO LLC, which will be submitting an application to the Adult Care Licensure Section of the Department of Health and Human Services to become the licensed operator of the Facility.

Please do not hesitate to contact me at (202) 857-6097 if you have any questions. Thank you.

Sincerely yours,



Jo-Ann Marchica

cc: Ms. Libby Kinsey