



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

July 28, 2016

Hunter Diefes
Liberty Healthcare Management, Inc.
2334 S. 41st Street
Wilmington, NC 28403

Exempt from Review – Acquisition of Facility

Record #: 2005
Facility Name: Warren Hills, A Personal Care & Nursing Facility
Type of Facility: Nursing Facility
FID #: 923530
Acquisition by: Liberty Healthcare Properties of Warren County, LLC
Business #: ~~2435~~ 2453 MTF
County: Warren

Dear Mr. Diefes:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of July 20, 2016, the above referenced proposal is exempt from certificate of need review in accordance with G.S. 131E-184(a)(8). Therefore, Liberty Healthcare Properties of Warren County, 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 Construction and Nursing Home Licensure and Certification Sections 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,

Bernetta Thorne-Williams
Bernetta Thorne-Williams
Project Analyst

Martha J. Frisone
Martha J. Frisone,
Assistant Chief, Certificate of Need

cc: Acute and Home Care Licensure and Certification Section, DHSR
Paige Bennett, Assistant Chief, Healthcare Planning, DHSR



Healthcare Planning and Certificate of Need Section

www.ncdhhs.gov

Telephone: 919-855-3873 • Fax: 919-715-4413

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Mailing Address: 2704 Mail Service Center • Raleigh, NC 27699-2704

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Received
7/25/16

Waller, Martha K

From: Frisone, Martha
Sent: Wednesday, July 20, 2016 5:14 PM
To: Waller, Martha K
Subject: FW: Notification of Intent to Acquire a Licensed NC Nursing Facility

Bus. I.D.# 2435
Renew FF 2005
FID# 923530

Don't know if Stephanie sent this to you for logging or she logged it herself.

Martha J. Frisone

Assistant Chief Certificate of Need
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section
North Carolina Department of Health and Human Services

919-855-3873 office
Martha.Frisone@dhhs.nc.gov

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From: Hunter Diefes [mailto:HDiefes@libertyhcare.com]
Sent: Wednesday, July 20, 2016 3:08 PM
To: Frisone, Martha; Williams, Bernetta
Cc: Evans, Stephanie; Yoel Balter
Subject: Notification of Intent to Acquire a Licensed NC Nursing Facility

Dear Ms. Frisone and Ms. Thorne-Williams,
Please let this serve as the official written notice of the intent of Liberty Healthcare Properties of Warren County, LLC (the "Buyer") to acquire Warren Hills, A Personal Care & Nursing Facility, a combination NF/ACH facility licensed for 120 NF beds and 20 ACH beds, from Warren Hills Nursing Center, LLC (the "Seller"). The details of the license and ownership are as follows:

- Licensee: Warren Hills Nursing Center, LLC
- Facility ID: 923530
- License Number: NH0360

It is the intention of the Buyer and Seller to enter into an Asset Purchase Agreement to acquire the license, Certificate of Need, and all related property and equipment associated with the facility and to operate the facility in its current location. We respectfully request a letter from the Certificate of Need Section stating that this proposal is exempt from certificate of need review in accordance with G.S. 131E-184(a)(8).

Please let me know if you need any additional information or have any questions. Thank you.



Hunter Diefes, Director of Financial Planning
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2334 S. 41st Street
Wilmington, NC ; 28403
Direct: (910) 512-0155
HDiefes@libertyhcare.com

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