



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

Pat McCrory
Governor

Richard O. Brajer
Secretary DHHS

Mark Payne, Director
Health Service Regulation

November 18, 2016

James V. Chin
P.O. Box 1928
Lexington, SC 29701-1928

Exempt from Review – Acquisition of Facility

Record #: 2093
Facility Name: Native Angels Home Care & Hospice
Type of Facility: Hospice
FID #: 021202
Acquisition by: MSA Home Health and Hospice of NC, Inc.
Business #: 2312
County: Robeson

Dear Mr. Chin:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter dated October 18, 2016 and received on October 20, 2016, the above referenced proposal is exempt from certificate of need review in accordance with G.S. 131E-184(a)(8). Therefore, MSA Home Health and Hospice of NC, Inc. 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 Acute and Home Care Licensure and Certification 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,

Tanya S. Rupp
Project Analyst

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

Location: Edgerton Building • 809 Ruggles Drive • Raleigh, NC 27603

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

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CON review under N.C. Stat. § 131E-184, including the acquisition of an existing health service facility.¹

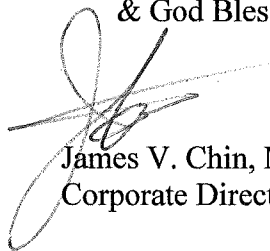
In the transaction, MSA-NC will be acquiring an existing “health service facility“, and after the transaction, MSA-NC will continue to operate this health service facility as a hospice agency at its current location. Furthermore, the proposed transaction does not entail the acquisition of any major medical equipment or any per se reviewable equipment as defined in N.C. Gen. Stat. §§ 131E-176(14)(o) and (16)(f1). Likewise, the transaction does not include the offering of any per se reviewable services except those already offered by the existing health service facility.² Thus, given the transaction involves only the sale of an existing health service facility, it is exempt from CON review.

III. CONCLUSION

Based on the foregoing information, we hereby request the Agency’s confirmation that the transaction described in Section II above is exempt from CON review, under N.C. Gen. Stat. §131E-184(a)(8).

If you require additional information, please contact us at the above number (X6716) or you can email me at jchin@msa-corp.com. Thank you in advance for your review of this notice.

Sincerely,
& God Bless



James V. Chin, MHA
Corporate Director

Cc: Nancy Joyce, Administrative Office (NC Division of Health Service Regulation)
Bobbie Jacobs-Ghaffar, Owner (NAHC)

Encl: NC Hospice License Certificate: Native Angels Hospice

USPS Tracking #: 9405 5169 0184 1079 5902 41

¹ See N.C. Gen Stat § 131E-184(a)(g)

² See id § 131E-176(16)(f)

State of North Carolina

Department of Health and Human Services
Division of Health Service Regulation

*Effective January 01, 2016, this license is issued to
Native Angels Home Care Agency, Inc.*

*to operate a hospice known as
Native Angels Hospice*

*located at 201 East Livermore Drive
City of Pembroke, North Carolina, Robeson County.*

*This license is issued subject to the statutes of the
State of North Carolina, is not transferable and shall expire
Midnight, December 31, 2016.*

Facility ID: 041396

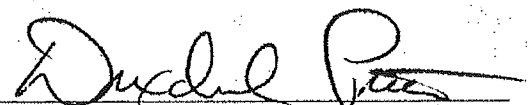
License Number: HOS2861

Hospice Services

Authorized by:



Secretary, N.C. Department of Health and
Human Services



Director, Division of Health Service Regulation