



NC DEPARTMENT OF
**HEALTH AND
 HUMAN SERVICES**
 Division of Health Service Regulation

ROY COOPER • Governor
 MANDY COHEN, MD, MPH • Secretary
 MARK PAYNE • Director

VIA EMAIL ONLY

May 8, 2018

Timothy Walsh
 TWalsh@LibertyHCare.com

Exempt from Review – Acquisition of Facility

Record #: 2575
Facility Name: The Terrace at Brightmore of South Charlotte
Type of Facility: Adult Care Home
FID #: 100541
Acquisition by: Charlotte SC Senior Housing PROPCO, LLC
Business #: 2819
County: Mecklenburg

Dear Mr. Walsh:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of April 19, 2018, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §131E-184(a)(8). Therefore, Charlotte SC Senior Housing 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 N.C. Gen. Stat. §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,

Julie M. Faenza
 Project Analyst

Martha J. Frisone
 Chief, Healthcare Planning and
 Certificate of Need Section

cc: Adult Care Licensure Section, DHSR
 Amy Craddock, Assistant Chief, Healthcare Planning, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603
 MAILING ADDRESS: 2704 Mail Service Center, Raleigh, NC 27699-2704
 www.ncdhhs.gov/dhsr/ • TEL: 919-855-3873

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

Faenza, Julie M

From: Timothy J. Walsh <TWalsh@libertyhcare.com>
Sent: Thursday, April 19, 2018 8:53 AM
To: Frisone, Martha; Faenza, Julie M
Subject: [External] RE: CON Exemption Requests
Attachments: The Terrace at Brightmore of South Charlotte_Exemption Request_4-19-18.pdf

CAUTION: External email. Do not click links or open attachments unless verified. Send all suspicious email as an attachment to [Report Spam](#).

Ms. Frisone and Ms. Halatek:

My apologies, but see The Terrace updated exemption letter request attached. The license number was incorrect in original letter.

Thanks!

Regards,

Timothy J. Walsh

Senior Financial Analyst
Liberty Healthcare Management, Inc.
2334 S. 41st St
Wilmington, NC 28403
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C: (910)-512-9191
TWalsh@libertyhcare.com
<http://libertyseniorliving.com/>

From: Timothy J. Walsh
Sent: Thursday, April 19, 2018 8:44 AM
To: Frisone, Martha; 'julie.halatek@dhhs.nc.gov'
Subject: CON Exemption Requests

Good morning Ms. Frisone and Ms. Halatek:

Please let the attachments serve as the official written notice of the proposed transfer of ownership between Affiliated Entities. We respectfully request a letter from the Certificate of Need Section for each proposal stating that they are exempt from certificate of need review in accordance with G.S. 131E-184(a)(8).

Thank you in advance for your assistance and please let me know if you have any questions.

Regards,

Timothy J. Walsh

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Liberty Healthcare Management

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April 19, 2018

VIA EMAIL ONLY

Martha Frisone, Chief
Healthcare Planning and Certificate of Need Section
Division of Health Service Regulation
North Carolina Department of Health & Human Services
2704 Mail Service Center
Raleigh, NC 27699-2704

Subject: Notice of Proposed Transfer of Ownership between Affiliated Entities

Dear Ms. Frisone:

Please let this serve as the official written notice of the proposed transfer of ownership and assets of Brightmore of South Charlotte, LLC, including the licensed healthcare facility known as The Terrace at Brightmore of South Charlotte (“The Terrace”), to Charlotte SC Senior Housing PROPCO, LLC. The details of the current license and CON holder of The Terrace are as follows:

- Licensee: Brightmore of South Charlotte, LLC
- CON Holder: Liberty Healthcare Properties of Brightmore of South Charlotte, LLC
- Facility ID: 100541
- License No: HAL-060-144
- County: Mecklenburg

It is the intention of Charlotte SC Senior Housing PROPCO, LLC to acquire the Certificate of Need, and all related property and equipment associated with the facility and to operate the facility in its current location. The licensee shall be Charlotte SC Senior Housing OPCO, LLC. The operations and residents will not be interrupted or affected in any way. 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).

Thank you in advance for your assistance and please let me know if you have any questions.

Best Regards,

Timothy Walsh
Senior Financial Analyst
Liberty Healthcare Management, Inc.
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