



NC DEPARTMENT OF HEALTH AND HUMAN SERVICES

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

March 2, 2021

Devora Kirschner
dkirschner@portopiccologroup.com

Exempt from Review – Acquisition of Facility

Record #: 3478
Date of Request: January 28, 2021
Facility Name: Laurel NC Opco, LLC (formerly known as The Laurels of Summit Ridge)
Type of Facility: Nursing Home
FID #: 923279
Acquisition by: The Porto Piccolo Group
Business #: 3335
County: Buncombe

Dear Ms. Kirschner:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that the project described above is exempt from certificate of need (CON) review in accordance with G.S. 131E-184(a)(8). Therefore, the above referenced business may proceed to acquire the health service facility identified above without first obtaining a CON. The Agency’s determination is limited to the question of whether the above referenced business would have to obtain a CON if the current owners of the health service facility do in fact sell it to the business listed above. 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.”

If the business listed above does acquire the facility, you should contact the Agency’s Nursing Home Licensure and Certification Section to obtain instructions for changing ownership of the existing facility.

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 regarding whether a certificate of need would be required. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,
Ena Lightbourne
Project Analyst

Lisa Pittman
Assistant Chief, Certificate of Need

cc: Nursing Home Licensure and Certification Section, 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: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704
https://info.ncdhhs.gov/dhsr/ • TEL: 919-855-3873





January 28<sup>th</sup>, 2021  
RE: Exemption Letter

To Whom it May Concern,

We are in the process of acquiring The Laurels of Summit Ridge. On March 1<sup>st</sup>, 2021 we hope to acquire the facility and property and turn it into Laurel NC Opco LLC. This skilled nursing facility has 60 beds located at 100 Riceville Road Asheville, NC 28805. It is part of Buncombe county.

The licensure department will not issue a license until we have an exemption letter from the CON stating that we are requiring the real property. We would appreciate if this could be expedited.

Please feel free to reach out with any questions at 201-290-8081 or [dkirschner@theportopiccologroup.com](mailto:dkirschner@theportopiccologroup.com).

Thank you,

Devora Kirschner  
Director or Administrative Services

**From:** [Lightbourne, Ena](#)  
**To:** [Waller, Martha K](#)  
**Subject:** FW: [External] Exemption Letter  
**Date:** Friday, January 29, 2021 8:51:01 AM  
**Attachments:** [CON Exemption Letter.docx](#)

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Hi Martha, can you log this one for me? Buncombe County. Thanks.

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**From:** Devora Kirschner <DKirschner@theportopiccologroup.com>  
**Sent:** Thursday, January 28, 2021 4:30 PM  
**To:** Lightbourne, Ena <ena.lightbourne@dhhs.nc.gov>  
**Cc:** Yakaboski, Greg <greg.yakaboski@dhhs.nc.gov>  
**Subject:** [External] Exemption Letter

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

Hi Ena,

See attached.

Thank you,

**Devora Kirschner**  
**Director of Administrative Services**  
The Portopiccolo Group  
3512 Quentin Road Suite 202  
Brooklyn, NY 11234  
O: 201-928-7800 ext. 504  
W: [ThePortopiccoloGroup.com](http://ThePortopiccoloGroup.com)



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