



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor

KODY H. KINSLEY • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

June 24, 2022

Timothy Walsh

TWalsh@libertyseniorliving.com

Exempt from Review – Acquisition of Facility

Record #: 3934

Date of Request: June 23, 2022

Facility Name: Highland House Rehabilitation Healthcare

Type of Facility: Nursing Home

FID #: 923255

Acquisition by: Liberty Healthcare Properties of Highland House, LLC

Business #: 3572

County: Cumberland

Dear Mr. Walsh:

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

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

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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,

Handwritten signature of Tanya M. Saporito in black ink.

Tanya M. Saporito
Project Analyst

Handwritten signature of Micheala Mitchell in black ink.

Micheala Mitchell
Chief

cc: Nursing Home Licensure and Certification Section, DHSR



Liberty Healthcare Management

2334 S. 41st Street • Wilmington, NC 28403
(910) 815-3122 • FAX: (910) 815-3111

June 23, 2022

VIA EMAIL ONLY

Tanya Saporito, Project Analyst
NC Department of Health and Human Services
Division of Health Service Regulation
Healthcare Planning and Certificate of Need Section
2704 Mail Service Center
Raleigh, NC 27699-2704

RE: EXEMPT FROM REVIEW– Acquisition of Highland House Rehabilitation and Healthcare by Liberty Healthcare Properties of Highland House, LLC

Dear Ms. Saporito:

In accordance with North Carolina G.S. 131E-184(a)(8), this letter is intended to request a determination of exemption from Certificate of Need (“CON”) review by the Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (“Agency”).

It is the intent of Liberty Healthcare Properties of Highland House, LLC (the “Buyer”) to acquire the real property constituting the existing health service facility licensed as a nursing home known as Highland House Rehabilitation and Healthcare from Highland House, LLC and Highland House of Fayetteville, Inc. (the “Seller”). The details of the current license are as follows:

- Licensee: Highland House of Fayetteville, Inc.
- Facility ID: 923255
- License Number: NH0117

After the acquisition, Liberty Commons Nursing and Rehabilitation Center of Highland House, LLC will operate the nursing home pursuant to a lease with Liberty Healthcare Properties of Highland House, LLC. Accordingly, we respectfully request an exemption from CON review.

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

Best Regards,

Timothy Walsh
TWalsh@libertyseniorliving.com

From: [Timothy J. Walsh](#)
To: [Tanya, Saporito](#)
Cc: [Waller, Martha K](#)
Subject: [External] Request of Exemption - Acquisition of Highland House Rehabilitation and Healthcare
Date: Thursday, June 23, 2022 7:54:16 AM
Attachments: [Highland House Rehabilitation and Healthcare - Exemption Letter to CON Section - 2022-06-23.pdf](#)

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

Good morning Ms. Saporito:

Please let the attachment serve as the official written notice of the proposed acquisition of Highland House Rehabilitation and Healthcare. We respectfully request a letter from the Certificate of Need Section stating that this acquisition 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.

Regards,

Timothy J. Walsh

Director of Business Development

Liberty Senior Living

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