



North Carolina Department of Health and Human Services
Division of Health Service Regulation
Certificate of Need Section

2704 Mail Service Center • Raleigh, North Carolina 27699-2704
<http://www.ncdhhs.gov/dhsr/>

Drexdal Pratt, Director

Beverly Eaves Perdue, Governor
Albert A. Delia, Acting Secretary

Craig R. Smith, Section Chief
Phone: (919) 855-3873
Fax: (919) 733-8139

November 30, 2012

Denise M. Gunter
Nelson Mullins Riley & Scarborough LLP
380 Knollwood Street /Suite 530
Winston-Salem, North Carolina 27103

No Review

Facility or Business: Community Hospice, Inc. dba Community Home Care and Hospice
Project Description: Relocate Hospice Branch Office from 714 W. Corbett Avenue, Swansboro, NC 28584 to 662 W. Corbett Avenue, Swansboro, NC 28584
County: Onslow County
FID #: 050359

Dear Ms. Gunter:

The Certificate of Need Section (CON Section) received your letter of November 13, 2012 regarding the above referenced proposal. Based on the CON law **in effect on the date of this response to your request**, the proposal described in your correspondence is not governed by, and therefore, does not currently require a certificate of need. However, please note that if the CON law is subsequently amended such that the above referenced proposal would require a certificate of need, this determination does not authorize you to proceed to develop the above referenced proposal when the new law becomes effective.

Moreover, you need to contact the Acute and Home Care Licensure and Certification Section of the Division of Health Service Regulation to determine if they have any requirements for development of the proposed project.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in your correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Certificate of Need Section. Changes in a project include, but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in the original cost



Denise Gunter
November 30, 2012
Page 2

estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

Please contact the CON Section if you have any questions. Also, in all future correspondence you should reference the Facility I.D. # (FID) if the facility is licensed.

Sincerely,



Jane Rhoe-Jones, Project Analyst



Craig R. Smith, Chief
Certificate of Need Section

cc: Medical Facilities Planning Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR

Nelson Mullins

Nelson Mullins Riley & Scarborough LLP

Attorneys and Counselors at Law
380 Knollwood Street / Suite 530 / Winston-Salem, NC 27103
Tel: 336.774.3300 Fax: 336.774.3372
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Denise M. Gunter
Tel: 336.774.3322
Fax: 336.774.3372
denise.gunter@nelsonmullins.com

Received by
the CON Section
NOV 13 2012

November 13, 2012

VIA HAND DELIVERY

Craig R. Smith, Chief
Certificate of Need Section
North Carolina Department of Health and Human Services
Division of Health Service Regulation
809 Ruggles Drive
Raleigh, North Carolina 27603

Re: No Review for Carrolton Home Care, Inc. d/b/a Community Home Care and Hospice, Leland, North Carolina; HOS3010 (Brunswick County/Health Service Area V); Community Hospice, Inc. d/b/a Community Home Care and Hospice, Swansboro, North Carolina; HOS3006 (Onslow County/Health Service Area VI); and Community Hospice, Inc. d/b/a Community Home Care and Hospice, Morehead City, North Carolina; HOS2998 (Carteret County/Health Service Area VI)

Dear Craig:

Pursuant to N.C. Gen. Stat. § 131E-184(a), I am writing to advise that the following three hospice branch locations will be changing location.

First, Carrolton Home Care, Inc. d/b/a Community Home Care and Hospice, located at 117 Village Road, Suite E, Box 15, Leland, North Carolina 28451 (the "Current Location") is relocating this hospice branch office to 497 Olde Waterford Way, Suite 208, Belville, North Carolina 28451 (the "New Location"). The New Location is approximately 2.25 miles and 4 minutes from the Current Location. See Exhibit A. A March 16, 2005 letter from the CON Section confirming that the establishment of this branch office does not require a CON is attached as Exhibit B. This relocation does not involve any activities that would implicate the definition of "new institutional health service" as that term is defined in N.C. Gen. Stat. § 131E-176(16).

Craig R. Smith
November 13, 2012
Page 2

Second, Community Hospice, Inc. d/b/a Community Home Care and Hospice, located at 714 W. Corbett Ave., Suite 20, Swansboro, North Carolina 28584 (the "Current Location") is relocating this hospice branch office to 662 W. Corbett Ave., Swansboro, North Carolina 28584 (the "New Location"). The New Location is approximately 0.26 miles and 30 seconds from the Current Location. *See Exhibit C.* A February 3, 2005 letter from the CON Section confirming that the establishment of this branch office does not require a CON is attached as Exhibit D. This relocation does not involve any activities that would implicate the definition of "new institutional health service" as that term is defined in N.C. Gen. Stat. § 131E-176(16).

Third, Community Hospice, Inc. d/b/a Community Home Care and Hospice, located at 3328 D Bridges Street, Morehead City, North Carolina 28557 (the "Current Location") is relocating this hospice branch office to 710 Arendell Street, Kirkman Whitford Building, Office 203C, Morehead City, NC 28557 (the "New Location"). The New Location is approximately 2.67 miles and 7 minutes from the Current Location. *See Exhibit E.* A January 18, 2005 letter from the CON Section confirming that the establishment of this branch office does not require a CON is attached as Exhibit F. This relocation does not involve any activities that would implicate the definition of "new institutional health service" as that term is defined in N.C. Gen. Stat. § 131E-176(16).

The relocations of the Swansboro (HOS3006) and Leland (HOS3010) branch locations are scheduled to occur on January 1, 2013. The relocation of the Morehead City (HOS2998) branch location is scheduled to occur on January 15, 2003. In advance of these dates, I would appreciate your written confirmation that the proposed relocations do not require a CON.

Thank you for your time, and if you have any questions, please do not hesitate to let me know.

With best personal regards.

Sincerely,

Denise M. Gunter

Denise M. Gunter





Sorry! When printing directly from the browser your directions or map may not print correctly. For best results, try the Print button above the map.

Driving Directions

Save









117 Village Rd NE
Leland, NC 28451-7413
in

Popular Restaurants Nearby:

1st - Domino's Pizza
More...

Online Offers: Motels in Leland | Leland Restaurants

I know the area, hide the first few steps

-  1. Start out going east on Village Rd NE toward Fairview Rd. 0.2 mi
-  2. Merge onto US-17 S/US-74 W/US-76 W/Andrew Jackson Hwy. 0.5 mi
If you are on NC-133 and reach Blackwell Rd SE you've gone about 0.1 miles too far
-  3. Merge onto US-17 S/Ocean Hwy E toward Shallotte/Myrtle Beach. 1.4 mi
-  4. Turn right onto Olde Waterford Way. 0.08 mi
If you are on Ocean Hwy E and reach Gregory Rd NE you've gone about 0.2 miles too far
-  5. Make a U-turn onto Olde Waterford Way. 0.01 mi
If you reach Drager Rd you've gone a little too far
-  6. 497 OLDE WATERFORD WAY is on the right.
If you reach US-17 S you've gone a little too far

I know the area, hide the last few steps

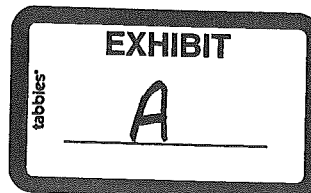


497 Olde Waterford Way
Belville, NC 28451-4182
in

Popular Restaurants Nearby:

1st - Eddie Romanelli's At Waterford
2nd - Papa John's Pizza
More..

Online Offers: Motels in Belville | Belville Restaurants





Lelans

North Carolina Department of Health and Human Services
Division of Facility Services
Certificate of Need Section
2704 Mail Service Center ■ Raleigh, North Carolina 27699-2704

Michael F. Easley, Governor
Carmen Hooker Odom, Secretary

<http://facility-services.state.nc.us>

Lee Hoffman, Section Chief
Phone: 919-855-3873
Fax: 919-733-8139

March 16, 2005

Michael C. Hale, JD, RN
Vice-President of Legal Services
Community Health, Inc.
3124 Zebulon Road
Rocky Mount, North Carolina 27804

RE: No Review / Carrolton Home Care, Inc. d/b/a Community Home Care and Hospice /
Open a hospice branch office of the Cumberland County certified hospice office to be
located in Brunswick County
Provider # - 34-1576

Dear Mr. Hale:

In response to your letter of March 10, the proposal described in your correspondence is not regulated under the Certificate of Need Law and, therefore, does not require a certificate of need. This is based on your presentations that the branch office will be used for hospice services only. However, you should contact the Acute and Home Care Branch, Licensure and Certification Section, Division of Facility Services to determine if they have any requirements for development of the proposed project.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in the correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Certificate of Need Section. Changes in a project include, but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in original cost estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

Please contact this office if you have any questions. Also, in all future correspondence you should reference the Facility I.D.# (FID) if the facility is licensed.

Sincerely,

Andrea C. Phillips
Andrea C. Phillips, Project Analyst

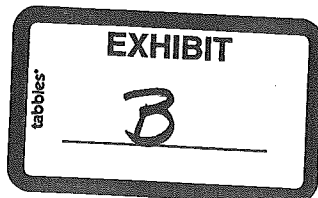
Lee B. Hoffman
Lee B. Hoffman, Chief
Certificate of Need Section

ACP:LBH:

cc: Acute and Home Care Branch, Licensure and Certification Section, DFS

Location: 701 Barbour Drive ■ Dorothea Dix Hospital Campus ■ Raleigh, N.C. 27603
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AMS
ATA





Sorry! When printing directly from the browser your directions or map may not print correctly. For best results, try the **Print** button above the map.

Driving Directions

Save



714 W Corbett Ave
Swansboro, NC 28584-8438
in

Popular Restaurants Nearby:

- 1st - White Oak River Bistro
- 2nd - Icehouse Waterfront Restaurant
- 3rd - Burger King
- More...

Online Offers: Motels in Swansboro | Swansboro Restaurants



1. Start out going **southeast** on **W Corbett Ave/NC-24** toward **Old Hammocks Beach Rd.** 0.3 mi



2. **662 W CORBETT AVE** is on the **left**.
*Your destination is 0.1 miles past Old Hammocks Beach Rd
If you reach W Shore Dr you've gone a little too far*



662 W Corbett Ave
Swansboro, NC 28584-8450
in

Popular Restaurants Nearby:

- 1st - White Oak River Bistro
- 2nd - Icehouse Waterfront Restaurant
- 3rd - Burger King
- More...

Online Offers: Motels in Swansboro | Swansboro Restaurants

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North Carolina Department of Health and Human Services
 Division of Facility Services
 Certificate of Need Section
 2704 Mail Service Center ■ Raleigh, North Carolina 27699-2704

Jacksonville

Michael F. Easley, Governor
 Carmen Hooker Odom, Secretary

<http://facility-services.state.nc.us>

Lee Hoffman, Section Chief
 Phone: 919-855-3873
 Fax: 919-733-8139

February 3, 2005

Michael Hale, Vice-President of Legal Services
 Community Health, Inc.
 3124 Zebulon Road
 Rocky Mount, North Carolina 27804

RE: No Review/ Community Hospice, Inc. d/b/a Community Home Care and Hospice/ Develop a hospice branch office of the Craven County Hospice Agency \ Onslow County

Dear Mr. Hale:

In response to your letter of January 24, 2005, the proposal described in your correspondence is not regulated under the Certificate of Need Law and, therefore, does not require a certificate of need. This determination is based on the understanding that the hospice branch office will be used for the provision of hospice services only. However, you should contact the Licensure and Certification Section of the Division of Facility Services to determine if they have any requirements for development of the proposed project.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in the correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Certificate of Need Section.

Please contact this office if you have any questions. Also, in all future correspondence you should reference the Facility I.D.# (FID) if the facility is licensed.

Sincerely,

Louise C. Beville

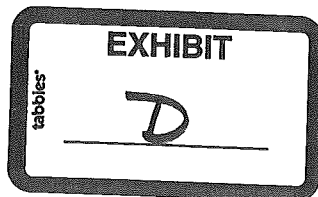
Louise C. Beville, Project Analyst
 Certificate of Need Section

Lee B. Hoffman
 Lee B. Hoffman, Chief
 Certificate of Need Section

cc: Section Chief, Licensure and Certification Section, DFS
 Medical Facilities Planning Section, DFS

dhms
 KAT

Location: 701 Barbour Drive ■ Dorothea Dix Hospital Campus ■ Raleigh, N.C. 27603
 An Equal Opportunity / Affirmative Action Employer





Trip to:
710 Arendell St
Morehead City, NC 28557-4278
2.67 miles / 7 minutes
Notes

4 Ways to Avoid Running Out of Money During Retirement

If you have a \$500,000 portfolio, download the guide by *Forbes* columnist Ken Fisher's firm. Even if you have something else in place, this must-read guide includes research and analysis you can use right now. Don't miss it!

[Click Here to Download Your Guide!](#)

FISHER INVESTMENTS



3328 Bridges St Ste D, Morehead City, NC 28557-3262



1. Start out going east on Bridges St toward Bonner Ave. [Map](#) **0.1 Mi**

0.1 Mi Total



2. Turn right onto Bonner Ave. [Map](#) **0.2 Mi**

If you reach Commerce Ave you've gone a little too far 0.4 Mi Total



3. Turn left onto Arendell St / US-70 E. [Map](#) **2.2 Mi**

2.5 Mi Total



4. Turn left onto 6th St. [Map](#) **0.01 Mi**

6th St is just past S 7th St 2.5 Mi Total

Ice House Restaurant is on the corner
If you reach S 5th St you've gone a little too far



5. Take the 1st left onto Arendell St / US-70 W. [Map](#) **0.1 Mi**

Ice House Restaurant is on the corner 2.7 Mi Total

If you are on N 6th St and reach Bridges St you've gone a little too far

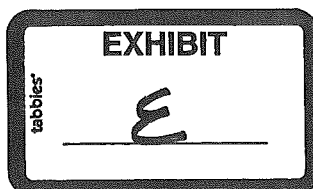


6. **710 ARENDELL ST** is on the right. [Map](#)

Your destination is just past N 7th St
If you reach N 8th St you've gone a little too far



710 Arendell St, Morehead City, NC 28557-4278





MHC

North Carolina Department of Health and Human Services
Division of Facility Services
Certificate of Need Section
2704 Mail Service Center ■ Raleigh, North Carolina 27699-2704

Michael F. Easley, Governor
Carmen Hooker Odom, Secretary

<http://facility-services.state.nc.us>

Lee Hoffman, Section Chief
Phone: 919-855-3873
Fax: 919-733-8139

January 18, 2005

Michael Hale, Vice-President of Legal Services
Community Health, Inc.
3124 Zebulon Road
Rocky Mount, North Carolina 27804

RE: No Review/ Community Hospice, Inc. d/b/a Community Home Care and Hospice/ Develop a hospice branch office of the Craven County Hospice Agency \ Carteret County

Dear Mr. Hale:

In response to your letter of January 7, 2005, the proposal described in your correspondence is not regulated under the Certificate of Need Law and, therefore, does not require a certificate of need. This determination is based on the understanding that the hospice branch office will be used for the provision of hospice services only. However, you should contact the Licensure and Certification Section of the Division of Facility Services to determine if they have any requirements for development of the proposed project.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in the correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Certificate of Need Section.

Please contact this office if you have any questions. Also, in all future correspondence you should reference the Facility I.D.# (FID) if the facility is licensed.

Sincerely,

Louise C. Beville

Louise C. Beville; Project Analyst
Certificate of Need Section

Lee B. Hoffman

Lee B. Hoffman, Chief
Certificate of Need Section

cc: Section Chief, Licensure and Certification Section, DFS
Medical Facilities Planning Section, DFS

CHMS
AAA

Location: 701 Barbour Drive ■ Dorothea Dix Hospital Campus ■ Raleigh, N.C. 27603
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