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

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Drexdal Pratt  
Division Director

November 21, 2014

Catharine W. Cummer, Regulatory Counsel, Strategic Planning  
Duke University Health System  
3100 Tower Blvd, Suite 1300  
Durham NC 27707

No Review
Facility:  Duke University Health System d/b/a Duke Raleigh Hospital
Project Description: Fleet replacement of surgical supply cabinets
County: Wake
FID #: 923421

Dear Ms. Cummer:

The Certificate of Need Section (CON Section) received your correspondence of November 7, 2014 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 Construction 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 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.

Certificate of Need Section  
www.ncdhhs.gov  
Telephone: 919-855-3873 • Fax: 919-733-8139  
Location: Edgerton Building • 809 Ruggles Drive • Raleigh, NC 27603  
Mailing Address: 2704 Mail Service Center • Raleigh, NC 27699-2704  
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Ms. Cummer  
November 21, 2014  
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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,

Michael J. McKillip, Project Analyst

Martha J. Frisone, Interim Chief  
Certificate of Need Section

cc: Construction Section, DHSR
Evans, Stephanie

From: Mckillip, Mike
Sent: Friday, November 07, 2014 8:19 AM
To: Evans, Stephanie
Subject: FW: Fleet replacement of supply cabinets at DRAH

Hi Stephanie,

Exemption letter request from Duke received via email. Thanks.

Mike

Michael McKillip
N.C. Department of Health and Human Services Project Analyst, CON Section - Division of Health Service Regulation
809 Ruggles Drive, Raleigh NC 27603
Phone: 919-855-3873
mike.mckillip@dhhns.nc.gov
www.ncdhhs.gov/dhsp

From: Catharine Cummer [mailto:catharine.cummer@duke.edu]
Sent: Thursday, November 06, 2014 9:16 AM
To: Mckillip, Mike
Subject: Fleet replacement of supply cabinets at DRAH

Mike,

Duke Raleigh Hospital is about to embark on a fleet replacement/upgrade of supply cabinets for surgical services. The total cost of the fleet replacement is over $2 million, although each individual replacement is well under $750,000 each. I wanted to confirm that this project does not require a formal exemption notice (consistent with the Section’s treatment of fleet replacements in the past). The project would, in fact, be exempt if notice were required, as the project is within the main hospital building, which, as set forth in previous correspondence, meets the definition of “main campus” for the purposes of 131E-184(f) and (g). No CON would have been required for the cabinets originally given their cost. Please let me know if you need anything further from us. Thanks!

Catharine

Catharine W. Cummer
Regulatory Counsel, Strategic Planning
Duke University Health System
3100 Tower Blvd., Suite 1300
Durham, NC 27707
Office: (919) 668-0857
Cell: (919) 423-6928
catharine.cummer@duke.edu