



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

Pat McCrory
Governor

Richard O. Brajer
Secretary DHHS

Drexdal Pratt
Division Director

September 4, 2015

David R. Broyles
301 Fayetteville Street, Suite 1900
Raleigh, NC 27601

Exempt from Review – Acquisition of Facility

Record #: 1715
Facility Name: Highland Gardens Assisted Living of Clarkton
Type of Facility: Assisted Living
FID #: 920162
Acquisition by: Bladen Manor Assisted Living, LLC
Business #: 2279
County: Bladen

Dear Mr. Broyles:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of September 2, 2015, the above referenced proposal is exempt from certificate of need review in accordance with G.S 131E-184(a)(8). Therefore, Bladen Manor Assisted Living, 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 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."*

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,

Tanya S. Rupp
Project Analyst

Martha J. Frisone,
Assistant Chief, Certificate of Need

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



Healthcare Planning and Certificate of Need Section

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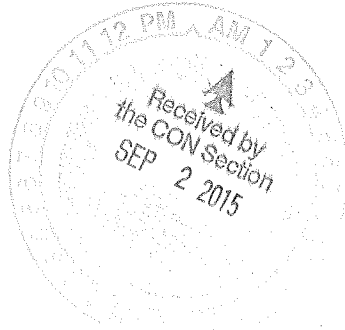
Telephone: 919-855-3873 • Fax: 919-715-4413

Location: Edgerton Building • 809 Ruggles Drive • Raleigh, NC 27603

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September 2, 2015

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VIA HAND DELIVERY

Martha Frisone
Assistant Section Chief
Certificate of Need
Healthcare Planning and Certificate of Need Section
Division of Health Service Regulation
Department of Health and Human Services
809 Ruggles Drive
Raleigh, NC 27603

FID 920162 ACH
NR | record # 1715

RE: Exemption Request by Bladen Manor Assisted Living, LLC - Acquisition of Assisted Living Facility - Highland Gardens Assisted Living of Clarkton – HAL-009-027 Bus 12 2279

Dear Ms. Frisone:

On behalf of our client, Bladen Manor Assisted Living, LLC ("Bladen Manor"), we submit this letter to advise the Healthcare Planning and Certificate of Need Section ("CON Section") of a proposed transaction whereby Bladen Manor will acquire substantially all of the assets of JALST, LLC and its members, Samuel D. Thompson and Judy J. Thompson (collectively, "JALST") related to JALST's ownership of the 60-bed Adult Care Home facility known as Highland Gardens Assisted Living of Clarkton ("Facility"). The acquisition by Bladen Manor will include the real estate, building(s), and all CON rights related to the Facility.

Accordingly, the transaction should be determined to be exempt from certificate of need review under N.C. Gen. Stat. § 131E-184(a)(8), since it constitutes the acquisition, by Bladen Manor, of an existing health service facility from the Facility's current owner.

At present, the plan is for the transaction to close on or about October 1, 2015. Consequently, we would appreciate your earliest possible attention to this matter and confirmation that the proposed acquisition is exempt under N.S. Gen. Stat. § 131E-184(a)(8).

Thank you for your attention to this and please advise if you have any questions or need any additional information in order to respond.

Very truly yours,

David R. Broyles
Associate

cc: Libby Kinsey, Adult Care Licensure Section (hand delivery)
Hugh Campbell, Bladen Manor Assisted Living, LLC (via e-mail)