



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**

October 31, 2023

Charne Horowicz  
[charne@yadhealth.com](mailto:charne@yadhealth.com)

**No Review**

**Record #:** 4297  
**Date of Request:** October 24, 2023  
**Facility Name:** Brian Center Health & Rehabilitation/Windsor  
**FID #:** 922993  
**Business Name:** SMV Windsor, LLC  
**Business #:** 3761  
**Project Description:** Change 10 existing NF beds to dually certified Medicare/Medicaid  
**County:** Bertie

Dear Ms. Horowicz:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) received your correspondence regarding the project described above. Based on the CON law **in effect on the date of this response to your request**, the project as described is not governed by, and therefore, does not currently require a certificate of need. 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.

This determination is binding only for the facts represented in your correspondence. 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 this office.

Please do not hesitate to contact this office if you have any questions.

Sincerely,

Gregory F. Yakaboski, Project Analyst

Micheala Mitchell, Chief

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

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

**From:** [Charne](#)  
**To:** [Yakaboski, Greg](#)  
**Subject:** [External] RE: Windsor Rehabilitation and Healthcare Center request  
**Date:** Wednesday, October 25, 2023 3:32:38 PM

---

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Hi,  
The FID# is 922993.  
The owner of the real property is SMV Windsor LLC.  
Thank you so much.

---

**From:** Yakaboski, Greg <greg.yakaboski@dhhs.nc.gov>  
**Sent:** Tuesday, October 24, 2023 12:42 PM  
**To:** Charne <charne@yadhealth.com>  
**Subject:** Re: Windsor Rehabilitation and Healthcare Center request

[External Sender]

**This email comes from outside the organization.**

Do not click links or open attachments unless it is an email you expected to receive.

Good Morning Charne,  
Please provide the FID # (on the license and/or License renewal application) and the Address for this facility (I cannot locate it in either or our data bases).  
Also: Please provide the name and contact info for the business owner (the owner of the real property).

Thanks,

Greg

Sincerely,

*Gregory F. Yakaboski*

**Gregory F. Yakaboski**

Project Analyst

[Division of Health Service Regulation](#), Certificate of Need

[NC Department of Health and Human Services](#)

Help protect your family and neighbors from COVID-19.

[Know the 3 Ws. Wear. Wait. Wash.](#)

#StayStrongNC and get the latest at [nc.gov/covid19](https://nc.gov/covid19)

Office: 919-855-3873

[Greg.Yakaboski@dhhs.nc.gov](mailto:Greg.Yakaboski@dhhs.nc.gov)

809 Ruggles Drive, Edgerton Building

2704 Mail Service Center

Raleigh, NC 27699-2704

[Twitter](#) | [Facebook](#) | [YouTube](#) | [LinkedIn](#)

---

Email correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized State official. Unauthorized disclosure of juvenile, health, legally privileged, or otherwise confidential information, including confidential information relating to an ongoing State procurement effort, is prohibited by law. If you have received this email in error, please notify the sender immediately and delete all records of this email.

**From:** [Mitchell, Micheala L](#)  
**To:** [Stancil, Tiffany C](#)  
**Subject:** FW: [External] Windsor Rehabilitation and Healthcare Center  
**Date:** Tuesday, October 24, 2023 11:34:55 AM

---

Hey there Tiffany!

I've been thinking of you and hope you are well. Let me/Lisa know if you need anything.

Would you mind logging the email below as a no review and assigning to Greg?

Micheala Mitchell, JD  
[NC Department of Health and Human Services](#)  
[Division of Health Service Regulation](#)  
Section Chief, Healthcare Planning and CON Section  
809 Ruggles Drive, Edgerton Building  
2704 Mail Service Center  
Raleigh, NC 27699-2704  
Office: 919 855 3879  
[Micheala.Mitchell@dhhs.nc.gov](mailto:Micheala.Mitchell@dhhs.nc.gov)

Don't wait to vaccinate. Find a COVID-19 vaccine location near you at [MySpot.nc.gov](https://www.myspot.nc.gov).  
[Twitter](#) | [Facebook](#) | [Instagram](#) | [YouTube](#) | [LinkedIn](#)

Email correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized State official. Unauthorized disclosure of juvenile, health, legally privileged, or otherwise confidential information, including confidential information relating to an ongoing State procurement effort is prohibited by law. If you have received this e-mail in error, please notify the sender immediately and delete all records of this email.

---

**From:** Charne <[charne@yadhealth.com](mailto:charne@yadhealth.com)>  
**Sent:** Tuesday, October 24, 2023 10:01 AM  
**To:** Mitchell, Micheala L <[Micheala.Mitchell@dhhs.nc.gov](mailto:Micheala.Mitchell@dhhs.nc.gov)>  
**Subject:** [External] Windsor Rehabilitation and Healthcare Center

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Good Morning,

Currently Windsor Rehabilitation and Healthcare Center has 10 beds that are Medicare only and 72 beds that are dually certified.

We would like to change the 10 beds to dually certified as well.

Would you be able to provide me with a material compliance determination?

Thank you so much.

| **Charne Horowicz**



Director of Special Projects

**P** 908.506.4204

**E** [charne@yadhealth.com](mailto:charne@yadhealth.com) **W** [yadhealth.com](http://yadhealth.com)