



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

September 6, 2024

Mr. Timothy Walsh
TWalsh@libertyseniorliving.com

No Review
Record #: 4439
Date of Request: April 19, 2024
Facility Name: Liberty Home Care and Hospice
FID #: 050584
Business Name: Liberty Home Care II, LLC
Business #: 2299
Project Description: Provide hospice home care services to residents of Mecklenburg, Cabarrus and Stanly counties from the existing Wadesboro (Anson County) agency
County: Anson

Dear Mr. Walsh:

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 representation in your request and 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. **As a reminder, it is unlawful to offer or develop a new institutional health service without first obtaining a certificate of need. The Department reserves the right to impose sanctions, including civil penalties and the revocation of a license, upon any entity that offers or develops a new institutional health service without first obtaining a certificate of need.**

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

Sincerely,

Tanya M. Saporito, Project Analyst

Micheala Mitchell, Chief

cc: Acute and Home Care 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



LIBERTY HEALTH

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

April 19, 2024

VIA EMAIL ONLY

Mike McKillip, Team Leader
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: REQUEST OF NO REVIEW – Provision of hospice home care services to Mecklenburg, Cabarrus, and Stanley County residents by Liberty Home Care II, LLC d/b/a Liberty Home Care and Hospice

Dear Mike and Tanya,

Liberty Home Care II, LLC d/b/a Liberty Home Care and Hospice, is a Medicare-certified hospice agency serving North Carolina patients from its location at 119 W. Wade Street, Wadesboro, NC, 28170, in Anson County.

We are writing to seek confirmation that a Certificate of Need (“CON”) is not necessary for our agency to extend hospice home care services to patients residing in Mecklenburg, Cabarrus, and Stanley Counties.

Hospice home care services are essential for patients requiring hospice care outside of traditional inpatient facilities, such as their private residences, nursing homes, or hospitals. Liberty Home Care and Hospice seeks to extend these services to individuals in Mecklenburg, Cabarrus, and Stanley County.

Upon thorough examination of relevant North Carolina statutes, particularly North Carolina General Statute 131E-176(16a), which stipulates a CON requirement for the establishment of new health service facilities, we wish to affirm that Liberty Home Care and Hospice's intended expansion does not fall under this requirement. Furthermore, as per North Carolina General Statute 131E-176(9b), defining a "health service facility," our proposal does not involve the construction or development of a hospice office, hospice inpatient facility, or hospice residential care facility. Instead, our services will be provided from our existing office in Wadesboro, NC.

In light of the above, Liberty Home Care and Hospice respectfully requests the Healthcare Planning and Certificate of Need Section to acknowledge that our agency may extend hospice home care services to residents of Mecklenburg, Cabarrus, and Stanley County.

Thank you for your attention to this matter. We are grateful for your cooperation and understanding as we strive to deliver essential healthcare services to our community.

Best Regards,

A handwritten signature in black ink that reads "Timothy Walsh". The signature is written in a cursive style with a large, stylized initial 'T'.

Timothy Walsh
Director of Business Development
Liberty Senior Living
TWalsh@libertyseniorliving.com
(910) 332-1982

From: [Mckillip, Mike](#)
To: [Stancil, Tiffany C](#)
Cc: [Tanya, Saporito](#)
Subject: FW: [External] No Review Request by Liberty Home Care II, LLC d/b/a Liberty Home Care and Hospice (License # HOS3064)
Date: Friday, April 19, 2024 9:17:18 AM
Attachments: [LHC II - Hospice No Review Letter to CON for Wadesboro Expanded Services to Mecklenburg, Cabarrus, and Stanley \(2024-04-19 - SUBMITTAL\).pdf](#)

Hi Tiffany,

Happy Friday! For your records, a no review request from Liberty for Anson County home hospice agency which you can give to Tanya, which Tim has basically already done. Thanks.

Mike

Michael McKillip

Team Leader, Certificate of Need
Division of Health Service Regulation, Healthcare Planning and Certificate of Need
[NC Department of Health and Human Services](#)

Office: 919-855-3877 (I am in the office on Wednesday and Friday, and can best be reached by email on Monday, Tuesday and Thursday.)
mike.mckillip@dhhs.nc.gov

809 Ruggles Drive, Edgerton
2704 Mail Service Center
Raleigh, NC 27699

NCDHHS provides essential services to improve the health, safety and well-being of all North Carolinians. Learn more about [NCDHHS initiatives and priorities](#).



Learn more at [Medicaid.nc.gov](#).

[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 e-mail in error, please notify the sender immediately and delete all records of this email.

From: Timothy J. Walsh <TWalsh@libertyseniorliving.com>
Sent: Friday, April 19, 2024 8:42 AM

To: Mckillip, Mike <mike.mckillip@dhhs.nc.gov>; Tanya, Saporito <tanya.saporito@dhhs.nc.gov>
Subject: [External] No Review Request by Liberty Home Care II, LLC d/b/a Liberty Home Care and Hospice (License # HOS3064)

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 Mike, Tanya:

Please find attached a request of no review for the provision of hospice home care services to Mecklenburg, Cabarrus, and Stanley County residents by Liberty Home Care II, LLC d/b/a Liberty Home Care and Hospice (License # HOS3064).

Please let me know if you need any additional information. Thanks!

Regards,

Timothy J. Walsh

Director of Business Development

Liberty Senior Living

Office: 910-332-1982

Mobile: 910-512-9191

TWalsh@libertyseniorliving.com

2334 S. 41st Street, Wilmington, NC 28403

Visit our website at www.LibertySeniorLiving.com



Confidentiality Notice: This email, and any documents, files, or previous email messages attached to it, may contain confidential information. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution, or use of any of the information contained in or attached to this message is STRICTLY PROHIBITED. If you have received this email in error, please immediately notify us by reply email or by telephone at (866) 999-5447, and destroy the original transmission and its attachments without reading or downloading them.