



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

JOSH STEIN • Governor

DEVPUTTA SANGVAI • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

August 1, 2025

Terrill Johnson Harris

tjharris@foxrothschild.com

Gary S. Qualls

Gary.qualls@klgates.com

Exempt from Review – Reopening a Legacy Medical Care Facility

Record #: 4880

Date of Request: July 31, 2025

Facility Name: Martin General Hospital

FID #: 943328

Business Name: Martin General Hospital

Business #: 2316

Project Description: Notice of intent to reopen the hospital within 36 months of the Date of Request

County: Martin

Dear Ms. Harris and Mr. Qualls:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that the above referenced project is exempt from certificate of need review in accordance with G.S. 131E-184(h). Therefore, you may proceed to reopen the hospital within 36 months of the Date of Request identified above without first obtaining a certificate of need.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made 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 Agency.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Michael J. McKillip

Team Leader

Micheala Mitchell

Chief

cc: Construction Section, DHSR
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

July 31, 2025

Via Email Only

Mark Payne, Director
Division of Health Service Regulation
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mark.payne@dhhs.nc.gov

Micheala Mitchell, Chief
Healthcare Planning and Certificate of Need Section
Division of Health Service Regulation
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Micheala.Mitchell@dhhs.nc.gov

RE: Notice of Intent to Reopen Legacy Medical Care Facility
Facility Name: Martin General Hospital
FID #: 943328
County: Martin

Dear Mr. Payne and Ms. Mitchell,

As we discussed in our virtual meeting on July 10, 2025, Martin County and University Health Systems of Eastern Carolina, Inc., a North Carolina nonprofit corporation (“UHS,” and, together with its subsidiaries, “ECU Health”) hereby provide this joint notice of their intent to reopen Martin General Hospital, a Legacy Medical Care Facility, pursuant to N.C. Gen. Stat. § 131E-184(h). Martin General Hospital (“Martin General”) closed on August 3, 2023, and this notice is timely because it is submitted within 24 months of the closure.

Martin General meets the definition of a Legacy Medical Care Facility in N.C. Gen. Stat. § 131E-76(14f) as follows:

- It is not presently operating.
- It has not continuously operated for more than six months.
- Within the last 24 months, Martin General
 - was operated by a person holding a license under N.C. Gen. Stat. § 131E-77, and
 - was primarily engaged in providing to inpatients and outpatients, by or under the supervision of physicians, diagnostic services and therapeutic services for medical diagnosis, treatment, and care of injured, disabled, or sick persons.

Mark Payne, Director
Micheala Mitchell, Chief
July 31, 2025
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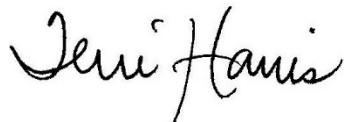
It is Martin County's and ECU Health's intent to reopen the Legacy Medical Care Facility within 36 months of this notice on the same site in Martin County, the same county and same service area as the facility that ceased continuous operations on August 3, 2023. Martin County is the service area identified in the North Carolina State Medical Facilities Plan in effect at this time.

Martin County and ECU Health have signed a Letter of Intent regarding the Legacy Medical Care Facility to memorialize their intent to reopen Martin General. Martin General and ECU Health may consider other locations within Martin County as permitted by N.C. Gen. Stat. § 131E-184(h).

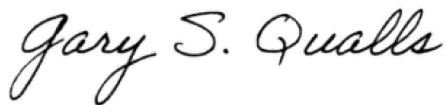
If Martin County and ECU Health are unable to reach a definitive agreement regarding the reopening and operation of Martin General by ECU Health, Martin County still intends to reopen the Legacy Medical Care Facility in accordance with N.C. Gen. Stat. § 131E-184(h) and this exemption notice letter.

Pursuant to N.C. Gen. Stat. § 131E-184(h), the Department must exempt from certificate of need review the reopening of a Legacy Medical Care Facility upon receipt of written notice. We ask that you confirm in writing that Martin County and ECU Health do not need to first obtain a certificate of need before reopening Martin General within 36 months of the date of this letter. Please let us know if you have any questions or need additional information.

Sincerely,



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cc: Emery Milliken
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