



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

JOSH STEIN • Governor

DEV DUTTA SANGVAI • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

September 26, 2025

James Wrenn, Jr.
jwrenn@smithlaw.com

Exempt from Review – Acquisition of Facility

Record #: 4916
Date of Request: September 12, 2025
Facility Name: Brookstone Retirement Center
Type of Facility: Adult Care Home
FID #: 940136
Acquisition by: Amity Brookstone LLC
Business #: 3990
County: Davidson

Dear Mr. Wrenn:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that the project described above is exempt from certificate of need (CON) review in accordance with G.S. 131E-184(a)(8). Therefore, the above referenced business may proceed to acquire the health service facility identified above without first obtaining a CON. The new operator will be Amity Healthcare Group LLC. The Agency's determination is limited to the question of whether the above referenced business would have to obtain a CON if the current owners of the health service facility do in fact sell it to the business listed above. 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."*

If the business listed above does acquire the facility, you should contact the Agency's Adult care Licensure Section to obtain instructions for changing ownership of the existing facility.

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 regarding whether a certificate of need would be required. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Yolanda W. Jackson
Project Analyst

Micheala Mitchell
Chief

cc: Adult Care Licensure 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

SMITH, ANDERSON, BLOUNT,
DORSETT, MITCHELL, & JERNIGAN, L.L.P.

LAWYERS

OFFICES

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JAMES C. WRENN, JR.
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September 12, 2025

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P.O. Box 2611
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27602-2611

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Via Email

Ms. Micheala Mitchell
Chief
NC Division of Health Service Regulation
Healthcare Planning and Certificate of Need Section
809 Ruggles Drive
Raleigh, NC 27603
micheala.mitchell@dhhs.nc.gov

Ms. Yolanda Jackson
Project Analyst
NC Division of Health Service Regulation
Healthcare Planning and Certificate of Need Section
809 Ruggles Drive
Raleigh, NC 27603
yolanda.jackson@dhhs.nc.gov

Re: *Exemption from Review / Non-Withdrawal of Certificate of Need*

**Brookstone Retirement Center
Brookstone Rest Home & Retirement Center, Inc. (Operating & Real
Estate Entity)
2968 Old Salisbury Road, Lexington, NC 27295
License Number: HAL-029-001**

Dear Ms. Mitchell and Ms. Jackson:

I am assisting Amity Healthcare Group LLC (“Amity Healthcare”) and Amity Brookstone LLC (“Amity Brookstone”) with licensure and Certificate of Need matters. Amity Brookstone proposes to acquire the real property constituting the existing health service facility licensed as an adult care home known as Brookstone Retirement Center from Brookstone Rest Home & Retirement Center, Inc. (“Brookstone”) and Amity Healthcare plans to acquire the operations of the facility from Brookstone (Licensee and Real Property Owner: Brookstone Rest Home & Retirement Center, Inc.; Address: 2968 Old Salisbury Road, Lexington, NC 27295 (Davidson County); License Number: HAL-029-001). After

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the acquisition, Amity Healthcare will operate the adult care home pursuant to a lease with Amity Brookstone. After Amity Healthcare receives its license to operate the facility, the adult care home will continue to be known as Brookstone Retirement Center. The proposed transaction is expected to close in the next 45 days.

Pursuant to G.S. §131D-184(a)(8), I understand that this transaction is exempt from review and, as a result, we request that you confirm that understanding by providing us with a “no review” letter.

As always, thank you for your assistance.

Sincerely,

**SMITH, ANDERSON, BLOUNT, DORSETT,
MITCHELL & JERNIGAN, L.L.P**

A handwritten signature in blue ink, appearing to read "J.C. Wrenn, Jr.", is centered below the firm name.

James C. Wrenn, Jr.

From: [Mitchell, Micheala L](#)
To: [Stancil, Tiffany C](#)
Subject: FW: [External] Amity Healthcare - Brookstone - no review letter to CON Section (final)(13720209.1)
Date: Friday, September 12, 2025 11:31:58 AM
Attachments: [Amity Healthcare - Brookstone - no review letter to CON Section \(final\)\(13720209.1\).pdf](#)

Tiffany,

Would you mind reviewing this and assigning it to Yolanda when you return?

Thanks,

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

From: Amy Erwin <aerwin@smithlaw.com>
Sent: Friday, September 12, 2025 11:29 AM
To: Mitchell, Micheala L <Micheala.Mitchell@dhhs.nc.gov>; Jackson, Yolanda W <yolanda.jackson@dhhs.nc.gov>
Subject: [External] Amity Healthcare - Brookstone - no review letter to CON Section (final) (13720209.1)

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I hope you both have been doing well! Please find attached a no review letter for your review and consideration.

Please let me know if you have any questions or concerns.

THANKS!

AMY E. ERWIN, NCCP | SENIOR PARALEGAL

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Smith Anderson



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