

From: FUSSELL Jana
Sent: Friday, January 6, 2017 4:14 PM
To: Frank Fox, Ph.D; Adams John R
Cc: Selover Dana S; OFALLON Shannon
Subject: RE: Certificate of Need- General Need/Resources Analysis (CN# 675)

Hi Frank -

In answer to your questions:

1. Below the text of this email, please see the distribution list.
2. No, it one of four analyses that serve as recommendations to the agency.
3. 333-570-0070(1)(c) provides that:

"The 90-day time frame for review may be extended by the division with the written agreement of the applicant. In the case of applications subject to simultaneous review under OAR 333-560-0030, extension of the time frame for review will require the written agreement of all applicants involved in simultaneous review, and the same extension must be applied to all such applications. If an applicant submits additional information within two weeks of the date that the proposed or final decision is due, the division may extend the time frame for review on its own initiative, in order to allow sufficient time to review the material submitted."

We are now less that two weeks from January 18, 2016, the end of the 90-day review period. Consequently if the applicant submits additional material, the division, if it chooses, can extend the time frame for review in order to allow it to be considered.

Yes, you can ask for an extension and the division will decide whether to grant it or not. You may also wait for the proposed order and then request an informal hearing. Please note the following rule provisions:

OAR 333-570-0070(5):

'Upon request of the applicant or any affected person who is dissatisfied with the proposed decision, the division shall grant an informal hearing prior to a final decision. A request for an informal hearing must be received by the division within ten days after service of the proposed decision. The division will give notice of the date, time and place of the informal hearing and will hold the hearing not later than 15 days following receipt of the request.'

OAR 333-570-0070(6):

"The informal hearing is for the purpose of providing an opportunity to the applicant or any affected person requesting the hearing to discuss the proposed decision with the division. The hearing may include the provision of new information, or other actions that may result in the division amending its proposed decision. The application may be modified at the informal hearing only if the provisions of OAR 333-570-0050(2) are met."

Please see the balance of the rule for procedural information about informal hearings and reconsideration hearings.

In a later email, you ask about the timing of the other analyses. I can report that they are being worked on but I am uncertain exactly when they will be completed.

Thanks,

Jana Fussell
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From: Frank Fox, Ph.D [fgf19702@aol.com]
Sent: Friday, January 6, 2017 11:39 AM
To: Adams John R; FUSSELL Jana
Subject: Re: Certificate of Need- General Need/Resources Analysis (CN# 675)

Jana and John: I want to ask three questions:

1. What was the distribution list on these materials?
2. This is not the "proposed decision" that is referenced in OAR 333-570-0070(1) is it?
3. What are UHS' options re. responding to this analysis? Can we ask for an extension on the January 18, 2017 decision date or do we simply wait for the proposed decision and proceed from there?

Thanks Frank.

Frank Fox, PhD.
HealthTrends
Office: 206.366.1550
Mobile: 206.914.8866

-----Original Message-----

From: Adams John R <JOHN.R.ADAMS@dhsoha.state.or.us>
Sent: Fri, Jan 6, 2017 10:27 am

Subject: Certificate of Need- General Need/Resources Analysis (CN# 675)

Hello,

Please see the attached memo and five exhibit documents regarding Certificate of Need #675.

Thank you,

John Adams

Office Specialist

EMS & Trauma Program

Health Care Regulation and Quality Improvement Public Health Division

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