



# THE NOTICE

January 2015

Certificate of Need matters considered by Health Resources Development Service (HRDS) are reported in *The Notice*. Comments, evidence, and requests regarding these projects should be sent to the Department at the address and phone number above.

**The Department provides Long Term Care Survey inspection reports on-line. A link is available on the HRDS Web page at <http://hrds.health.ok.gov>.**

## **I. ACTIONS TAKEN BY THE OKLAHOMA STATE DEPARTMENT OF HEALTH FROM DECEMBER 18, 2014 THROUGH JANUARY 8, 2015 WERE AS FOLLOWS:**

### **CERTIFICATE OF NEED APPLICATIONS APPROVED**

**Binger Nursing & Rehabilitation #14-033.** Contact Person: Sean Bradley, Ph: 580-931-3370. Binger Nursing and Rehabilitation, LLC, d/b/a Binger Nursing and Rehabilitation, Binger, Oklahoma has applied to the Oklahoma State Department of Health (OSDH) for permission to acquire by lease Binger Nursing and Rehabilitation, a sixty-five (65) bed Nursing Facility located at 516 North Broadway, Binger, Oklahoma. Binger Nursing and Rehabilitation, LLC, list Kent Abbott and Dandy Riseman as Managers, and is owned fifty percent (50%) by the Abbott family, LLC, Kent Abbott, Manager, and fifty percent (50%) by COHEA Limited Partners, LP. Abbott Family, LLC is owned one hundred percent (100%) by the Abbott Family Trust with Kent Abbott as Trustee. COHEA Limited Partners, LP is owned one percent (1%) by General Partner, CLP Management Group, Inc., Dandy Risman, President and ninety-nine percent (99%) by Limited Partner, Dandy Risman. General Partner, CLP Management Group, Inc. is owned one hundred percent (100%) by Shareholder, Dandy Risman.. Date Filed: August 14, 2014. Incomplete: August 20, 2014. Additional Information Due: November 13, 2014. Additional Information Filed: September 9, 2014. The application was determined incomplete as of: September 12, 2014. Additional information Filed: October 8, 2014. Complete: October 14, 2014. Deadline for notice of intent to participate: November 7, 2014. Decision Due: December 22, 2014. Approved by operation of law on December 22, 2014.

**Hobart Living Centers, Inc. #14-038.** Contact Person: Carrie Burnsed, Ph: 405-232-8700. Hobart Nursing & Rehab, LLC applied to the Oklahoma State Department of Health (OSDH) for approval to acquire by lease Hobart Living Center; a fifty-eight (58) bed licensed nursing facility located at 709 North Lowe, Hobart, Oklahoma, 73651, from Hobart Living Center, Inc. Hobart Nursing & Rehab, LLC is owned by Bradford Montgomery with one hundred percent (100%) membership interest. The person with authority in Hobart Nursing & Rehab, LLC is Bradford Montgomery, Managing Member. Dated Filed: September 30, 2014. Complete: October 10,

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2014. Deadline for notice of intent to participate: November 5, 2014. Decision Due: December 20, 2014. Approved: December 19, 2014.

### **CERTIFICATE OF NEED APPLICATIONS HAVE BEEN WITHDRAWN, DENIED, OR RECONSIDERED**

**Care Living Center #14-001.** Contact Person: S. Gregory Frogge, Ph: 405-552-2283. SWALK Operations, LLC d/b/a Care Living Center, Oklahoma City, Oklahoma has applied to the Oklahoma State Department of Health (OSDH) for permission acquire by lease the suspended operations, of a sixty-six (66) bed Nursing Facility located at 5512 South Western, Oklahoma City, Oklahoma 73109, from David Rhoades, Receiver for Quality Health Care, LLC. SWALK Operations, LLC is owned one hundred percent (100%) by Southwest SNF Holdings, LLC. Southwest SNF Holdings, LLC is managed by WR Investments GP Manger, Inc. with John F. Taylor as President. WR Investments GP Manager, Inc. is owned one hundred percent (100%) by WR Investments GP, Inc., and John F. Taylor is the sole owner of WR Investments GP, Inc. WR Investments GP, Inc. is the General Partner of WR Investments, LP which is the Master Holding Company and one hundred percent (100%) Member of Southwest SNF Holdings, LLC. The Limited Partners of WR Investments, LP are John F. Taylor (45.805%) Lake Creek Capital Partners, LP, (30.323%); Jim Fisher, (10.709%); Paula Pierce, (10.065%); and John Paul Taylor (3.097%). Lake Creek Capital Partners, LP are John F. Taylor (60%); John Paul Taylor (20%), Scott Campbell (20%) and LC General Partner, LLC (General Partner). John F. Taylor owns one hundred percent (100%) of LC General Partner, LLC. Date Filed: January 3, 2014. Incomplete: January 17, 2014. Additional Information Due: April 17, 2014. Additional Information Filed: April 4, 2014. Complete: April 15, 2014. Deadline for notice of intent to participate: May 12, 2014. Decision Due: June 26, 2014. Request to extend decision deadline received June 18, 2014. Granted extension request June 19, 2014. Decision deadline: July 30, 2014. Request to extend decision deadline: July 11, 2014. Decision deadline: August 11, 2014. Disapproved: August 11, 2014. The applicant requested reconsideration of the Oklahoma State Department of Health's August 11, 2014, decision. On August 25, 2014 the applicant was granted reconsideration. Reconsideration hearing date: September 25, 2014. The hearing date has been rescheduled to November 7, 2014, beginning at 9:00 a.m. before the Honorable Suzanne Nichols, Administrative Law Judge. The hearing date has been rescheduled to January 29-30, 2015, beginning at 9:00 a.m.

**Hometown Memory Care #13-009.** Contact Person: Jason Carter, Ph: 918-647-2349. Hometown Memory Care, LLC d/b/a Hometown Memory Care, has applied to the Oklahoma State Department of Health (OSDH) for permission to establish a sixty (60) bed Specialized Nursing Facility for Alzheimer's and/or Dementia related residents in LeFlore County. The service area included in the application list LeFlore County, Latimer County, McCurtain County, Pushmataha County and Sequoyah County. The applicant list the twenty (20) mile radius to include, Shady Point, Howe, Monroe, Cameron, Wister, Panama, Heavener, Spiro, Bokoshe, Hodgen, Pocola, Summerfield and Fanshawe. Hometown Memory Care, LLC is owned one hundred percent (100%) by Jason Carter. Date Filed: April 2, 2013. Complete: April 19, 2013. Deadline for notice of intent to participate: May 16, 2013. Decision Due: July 1, 2013. Request for extension to extend decision deadline: May 24, 2013. Request for extension to submit response to participating parties and extend Commissioner's decision deadline approved: June 11, 2013. Second Request received for extension to extend decision deadline

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received: July 9, 2013. Decision deadline: August 2, 2013. Request to extend decision deadline received July 9, 2013. Decision deadline: October 11, 2013. Request to extend decision deadline received September 10, 2013. Decision deadline: November 8, 2013. Request to extend decision deadline received October 9, 2013. Decision deadline: December 12, 2013. Request to extend decision deadline: November 12, 2013. Granted extension request: November 13, 2013. Additional Information Due: December 12, 2013. Decision deadline: February 13, 2014. Request to extend decision deadline received January 14, 2014. Final deadline to submit information: February 14, 2014. Decision Due: March 27, 2014. Notice of Inconsistencies in Application Criteria and Standards: March 21, 2014. Request to extend decision deadline: March 24, 2014. Granted extension request: March 26, 2014. Decision Due: May 27, 2014. Response Received: April 25, 2014. Decision Due: June 9, 2014. Approved June 9, 2014. Reconsideration hearing date: July 18, 2014, starting at 9:00 a.m., in room 307, at the Oklahoma State Department of Health (OSDH), before the Honorable Suzanne Nichols, Administrative Law Judge. Reconsideration hearing date rescheduled: September 23, 2014, starting at 9:00 a.m., before the Honorable Suzanne Nichols, Administrative Law Judge. The Reconsideration hearing date has been rescheduled to October 30–31, beginning at 9:00 a.m. each day, before the Honorable Suzanne Nichols, Administrative Law Judge. The Reconsideration hearing date has been rescheduled for February 17-18, 2015, at 9:00 a.m., in Room 1102 at the Oklahoma State Department of Health.

**Wadley Care Center #14-013.** Contact Person: Kassie McCoy, Ph: 918-343-4100. Purcell Real Estate, LLC (PRE) and Purcell Care Center, LLC (PCC), applied to the Oklahoma State Department of Health (OSDH) for approval to acquire by purchase Wadley Care Center; a one hundred five (105) bed licensed nursing facility located at 801 North 6<sup>th</sup> Street, Purcell, OK 73080 from Davis and Lavona Wadley. There is a lease agreement between PRE (Lessor) and PCC (Lessee). PRE, LLC will be owned by BK Strategies Real Estate, LLC one hundred percent (100%). Purcell Care Center, LLC will be owned by BK Strategies, LLC. The person with authority is Bart T. Reed. Date Filed: January 27, 2014. Incomplete: February 10, 2014. Additional Information Due: May 10, 2014. Additional Information Filed: May 1, 2014. Complete: May 12, 2014. Deadline for notice of intent to participate: June 4, 2014. Decision Due: July 21, 2014. Notice of inconsistencies sent: July 8, 2014. Request for extension of 20 days to file additional information received: July 14, 2014. Extension Request approved: July 29, 2014. Decision Due: September 2, 2014. Disapproved: August 26, 2014. The applicant requested reconsideration of the Oklahoma State Department of Health's August 26, 2014 decision. On September 11, 2014 the applicant was granted reconsideration. Reconsideration hearing date will be conducted on October 13, 2014, in room 1102, at 9:00 a.m., at the Oklahoma State Department of Health (OSDH). The reconsideration hearing date has been continued to November 10, 2014, in room 1102, at 9:00 a.m., at OSDH. A settlement agreement is pending.

**II. THE FOLLOWING CERTIFICATE OF NEED APPLICATIONS ARE COMPLETE AND READY FOR REVIEW UNDER THE LONG TERM CARE CERTIFICATE OF NEED ACT, CERTIFICATE OF NEED HEARING RULES, AND THE PSYCHIATRIC AND CHEMICAL DEPENDENCY FACILITY CERTIFICATE OF NEED ACT. THE REVIEWS BELOW RELY ON SUBMISSION OF WRITTEN EVIDENCE AND ARGUMENT INSTEAD OF PUBLIC HEARINGS.**

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**Midwest City Regional Medical Center #14-037.** Contact Person: Diane Reagle, Ph: 918-850-2233 Midwest Regional Medical Center, LLC d/b/a Midwest Regional Medical Center applied to the Oklahoma State Department of Health (OSDH) for approval to add thirty-four (34) adult psychiatric beds in an alternate service area consisting of the following counties Bryan, Carter, Garvin, Johnston, Kay, Kingfisher, Lincoln, Logan, Love, Marshall, Murray, Noble, Oklahoma, Osage, Pawnee, Payne, Pontotoc, Pottawatomie and Seminole by general construction and renovation of existing facility. Date Filed: September 22, 2014. Incomplete: October 2, 2014. Additional Information Due: December 31, 2014. Additional Information Filed: October 21, 2014. Complete: October 30, 2014. Deadline for notice of intent to participate: November 25, 2014. Decision Due: January 9, 2015.

### **III. APPLICATIONS FILED WITH THE STATE DEPARTMENT OF HEALTH UNDER THE CERTIFICATE OF NEED PROGRAM, BUT NOT DETERMINED COMPLETE AS OF JANUARY 8, 2015 AND WHICH MAY BE SCHEDULED FOR REVIEWS AT LATER DATES ARE:**

**Franciscan Villa #14-043.** Contact Person: Scott Campbell, Ph: 214-755-9655. Facility Acquisition. Date filed: December 15, 2014. Incomplete: December 15, 2014. Additional Information Due: March 30, 2014.

**Heritage Villa Nursing Center #14-041.** Contact Person: Greg Frogge, Ph: 405-235-9621. Facility Acquisition by lease with subsequent management agreement. Date Filed: November 11, 2014. Incomplete: November 25, 2014. Additional Information Due: February 23, 2015. Additional information filed: November 25, 2014.

**Oakwood Springs #14-040.** Contact Person: Russell Ramzel, Ph: 918-586-5680. New 72 Bed Psychiatric Hospital. Date Filed: November 13, 2014. Incomplete: November 26, 2014. Additional Information Due: February 24, 2015. Additional information filed: December 15, 2014. Incomplete: December 22, 2014.

### **IV. EXEMPTION REQUESTS FILED WITH THE STATE DEPARTMENT OF HEALTH UNDER TITLE 63 O.S. SECTIONS 1-852(C) and (D) FOR EXEMPTION OF CERTIFICATE OF NEED REVIEWS AS OF JANUARY 8, 2015 ARE:**

**Cedar Crest Manor #14-044.** Contact Person: Cheryl Hankins, Ph: 580-355-1616. Exemption for Change of Ownership. Date Filed: December 17, 2014. Incomplete: December 31, 2014.

**Dr. W.F. & Mada Dunaway Manor #14-045.** Contact Person: John Beaudrie, Ph: 580-338-3186. Exemption for Facility Replacement or Relocation. Date Filed: December 22, 2014. Incomplete: December 31, 2014.

**Oak Hills Living Center #14-024.** Contact Person: Jack Atkinson, Ph: 405-330-1889. Exemption for transferring interest to new entity. Dated Filed: March 20, 2104. Complete: March 24, 2104. Decision Due: April 4, 2014. On April 3, 2014, Jack Atkinson asked the exemption from Certificate of Need be held in abeyance until April 28, 2014. On April 28, 2014, the Honorable Patricia G. Parrish, issued an Order Enjoining Defendants John Stout and

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Oak Hills Care Center, LLC from transferring ownership and assets of Oak Hills Care Center, LLC to The Woodlands Care Center, LLC, Case # CJ-2011-10045.

**PARCway #14-039.** Contact Person: Carrie Burnsed, Ph: 405-232-8700. Exemption for Facility Replacement or Relocation. Date Filed: November 12, 2014. Incomplete: November 18, 2014. Additional Information Due: November 28, 2014. Additional Information Filed: December 1, 2014. Complete: December 15, 2014. Approved: December 30, 2014.

**Parks Edge Nursing & Rehabilitation #14-042.** Contact Person: Pat Cherry, Ph: 479-783-4672. Exemption for Facility Replacement or Relocation. Date Filed: December 4, 2014. Complete: December 18, 2014. Approved: December 18, 2014.

**The Gardens #14-046.** Contact Person: Larry Cain, Ph: 918-592-7012. Exemption for Ten Bed or Ten Percent Expansion. Date Filed: December 30, 2014.

### **V. REQUESTS FILED WITH THE STATE DEPARTMENT OF HEALTH UNDER TITLE 63 O.S. SECTION 1-880.6 (E) FOR PSYCHIATRIC OR CHEMICAL DEPENDENCY CHANGE IN BED OR CHANGE IN CONTINUUM OF CARE AS OF JANUARY 8, 2015:**

None.

**OUTSTANDING CERTIFICATE OF NEED PROJECTS**

**JANUARY 2015**

County	Facility Name	City	CN Number	Beds	Status
Oklahoma	Valir Medical Center	Oklahoma City	11-006	Establish 25 bed hospital based skilled nursing unit	Planning
LeFlore	Meadowbrook ICF/MR 3	Howe	09-019	Establish 8 bed SF/IID.	Planning
Tulsa	Shadow Mountain	Tulsa	12-006	Add 24 adult and 12 child psych beds	Completed 10/2/14
Oklahoma	Integrus Hospital SW	Oklahoma City	14-018	Add 24 adult psych beds	Completed 11/18/14
Noble	Albert Hall	Billings	13-003	Establish 16 bed SF/IID	Planning
Beckham	Sayre Memorial Hosp	Sayre	12-059	Relocate 10 adult beds 4 beds completed on 12-27-12	Canceled as Unit closed 9/26/14
Payne	AHS Cushing Hospital LLC	Cushing	13-001	Add 8 adult beds for a total of 21 adult beds	Licensed 5/6/13
Oklahoma	Cedar Ridge Hospital	Oklahoma	13-017	Add 16 adult psychiatric beds of which 8 will be geriatric beds for a total of 52 adult beds	Withdrawn 10/21/14
Garfield	St. Mary's Regional Medical Center	Enid	14-025	Establish 15 adult psychiatric beds	Planning-Plans due 03/05/15
Payne	Epworth Living at the Ranch	Stillwater	13-019	Life care community establishing 40 bed nursing facility	Planning-Plans due 05/22/15
Carter	Mercy Hospital Ardmore	Ardmore	14-020	Establish a sixteen (16) bed geriatric psychiatric unit	Licensed August 1, 2014
Oklahoma	Cedar Ridge Hospital – Bethany	Bethany	14-027	establish sixty-seven (67) inpatient adult psychiatric beds	Planning – Plans due 01/30/2015

