



M. JODI RELL
GOVERNOR

STATE OF CONNECTICUT
OFFICE OF HEALTH CARE ACCESS

CRISTINE A. VOGEL
COMMISSIONER

January 14, 2009

Ms. Lisa Brady
Vice President
Planning & Business Development
Norwalk Hospital
34 Maple Street
Norwalk, CT 06856

RE: **Docket Number 08-30439-MDF**; An OHCA initiated modification of the Certificate of Need issued under Docket Number 05-30439-CON

Dear Ms. Brady:

On December 21, 2005, the Office of Health Care Access (“OHCA”) granted a Certificate of Need (“CON”) to Norwalk Hospital and HEALTHSOUTH Surgery Center of Norwalk, L.P. for Norwalk Hospital (the “Hospital”) to acquire the ownership of HEALTHSOUTH Surgery Center, L.P. at a total capital expenditure of \$3,000,000. Condition #5 of the CON authorization required the Hospital to “provide OHCA with utilization reports on a quarterly basis”.

On December 12, 2008, OHCA issued to the Hospital, a *PROPOSED MODIFICATION NOTICE REGARDING THE DISCONTINUANCE OF THE COLLECTION OF PATIENT LEVEL DATA RELATED TO CERTAIN CERTIFICATES OF NEED AUTHORIZATIONS*. Such Notice indicated OHCA’s intent to discontinue the collection of the data provided to OHCA by the Hospital in compliance with Condition #5 and explained that OHCA was initiating a modification process to vacate the condition and relieve the Hospital from further submission of data in compliance with such condition.

OHCA determines that this OHCA initiated modification does not affect the relationship of the CON authorization to Section 19a-637 of the Connecticut General Statutes and, as such, OHCA hereby modifies the CON authorized under Docket Number 05-30439-CON. OHCA specifically **VACATES** Condition #5 as well as Attachment II of the CON order under Docket Number 05-30439-CON. All other conditions set forth in the CON decision issued under Docket Number 05-30439-CON, and not modified herein, will remain in full effect.

So Ordered by the Office of Health Care Access on January 14, 2009.

Signed by Commissioner Vogel on January 14, 2009

Cristine A. Vogel
Commissioner

Date

CAV: kr

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