



M. JODI RELL  
GOVERNOR

**STATE OF CONNECTICUT**  
OFFICE OF HEALTH CARE ACCESS

CRISTINE A. VOGEL  
COMMISSIONER

January 14, 2009

Stephen M. Cowherd, Esquire  
Jeffers & Ireland  
55 Walls Drive  
Fairfield, CT 06824

RE: **Docket Number 08-30492-MDF**; An OHCA initiated modification of the Certificate of Need issued under Docket Number 05-30492-CON, as subsequently modified by Docket Number 06-30492-MDF

Dear Attorney Cowherd:

On January 4, 2006, the Office of Health Care Access ("OHCA") granted a Certificate of Need ("CON") to North Haven Pain Medicine Center, LLC ("NHPMC") to establish and operate a licensed pain management center at 52 Washington Avenue in North Haven, Connecticut at a total capital expenditure of \$2,626,827. Condition #6 of the CON authorization required NHPMC to "*provide OHCA with utilization reports on a quarterly basis*".

On December 12, 2008, OHCA issued to NHPMC, 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 NHPMC in compliance with Condition #6 and explained that OHCA was initiating a modification process to vacate the condition and relieve NHPMC 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 05-30492-CON, as subsequently modified by Docket Number 06-30492-MDF. OHCA specifically **VACATES** Condition #6 as well as Attachment I of the CON order under Docket Number 05-30492-CON. All other conditions set forth in the CON decision issued under Docket Number 05-30492-CON, as subsequently modified by Docket Number 06-30492-MDF, 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*

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Cristine A. Vogel  
Commissioner

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Date

CAV: kr

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