



M. JODI RELL
GOVERNOR

STATE OF CONNECTICUT
OFFICE OF HEALTH CARE ACCESS

CRISTINE A. VOGEL
COMMISSIONER

January 14, 2009

Jennifer L. Groves, Esquire
Updike, Kelly & Spellacy
One Century Tower
265 Church Street
New Haven, CT 06510

RE: **Docket Number 08-30738-MDF**; An OHCA initiated modification of the Certificate of Need issued under Docket Number 06-30738-RCN

Dear Attorney Groves:

On July 20, 2007, under Docket Number 06-30738-RCN, the Office of Health Care Access (“OHCA”) granted a Certificate of Need (“CON”) to Hartford Surgery Center, LLC d/b/a HEALTHSOUTH Surgery Center of Hartford (the “Applicant”) to sell additional ownership interest in Hartford Surgery Center. Condition #6 of the CON authorization required the Applicant to “*provide OHCA with utilization reports on a quarterly basis*”.

On December 12, 2008, OHCA issued to the Applicant, 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 Applicant in compliance with Condition #6 and explained that OHCA was initiating a modification process to vacate the condition and relieve the Applicant 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 06-30738-RCN. OHCA specifically **VACATES** Condition #6 as well as Attachment 1 of the CON order under Docket Number 06-30738-RCN. All other conditions set forth in the CON decision issued under Docket Number 06-30738-RCN 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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