



M. JODI RELL  
GOVERNOR

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

CRISTINE A. VOGEL  
COMMISSIONER

January 14, 2009

Mr. Dennis P. McConville  
Vice President  
Strategic and Operational Planning  
Eastern Connecticut Health Network, Inc.  
71 Haynes Street  
Manchester, CT 06040

RE: **Docket Number 08-30739-MDF**; An OHCA initiated modification of the Certificate of Need issued under Docket Number 06-30739-CON

Dear Mr. McConville:

On January 9, 2007, the Office of Health Care Access (“OHCA”) granted a Certificate of Need (“CON”) to Evergreen Endoscopy Center, LLC (“EEC”) to establish and operate a single-specialty, outpatient endoscopy center at Evergreen Walk in South Windsor Connecticut at a total capital cost of \$2,583,065. Condition #8 of the CON authorization requires EEC to “*provide OHCA with utilization reports on a quarterly basis*”. EEC has not yet commenced such filings to OHCA.

On December 12, 2008, OHCA issued to EEC, 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 requirement to collect the utilization data in compliance with Condition #8 and explained that OHCA was initiating a modification process to vacate the condition and relieve EEC from its obligation to submit the 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 06-30739-CON. OHCA specifically **VACATES** Condition #8 as well as Attachment 1 of the CON order under Docket Number 06-30739-CON. All other conditions set forth in the CON decision issued under Docket Number 06-30739-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*

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Cristine A. Vogel  
Commissioner

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Date

CAV: kr

Copy: Dr. Jeffrey R. Breiter, Manager/Member, Evergreen Endoscopy Center, LLC

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