



M. JODI RELL
GOVERNOR

STATE OF CONNECTICUT
OFFICE OF HEALTH CARE ACCESS

CRISTINE A. VOGEL
COMMISSIONER

January 14, 2009

Mr. Eugene J. Colucci
Senior Vice President of Finance
Greenwich Hospital
5 Perryridge Road
Greenwich, CT 06830

RE: **Docket Number 08-30813-MDF**; An OHCA initiated modification of the Certificate of Need issued under Docket Number 06-30813-CON

Dear Mr. Colucci:

On January 31, 2008, the Office of Health Care Access ("OHCA") granted a Certificate of Need ("CON") to Greenwich Hospital (the "Hospital") and Greenwich Ambulatory Surgery Center, LLC ("GASC"), together the "Applicants", to establish an ambulatory surgery center at 55 Holly Hill Lane in Greenwich, Connecticut at a total capital expenditure of \$8,552,992. Condition #12 of the CON authorization requires the Hospital to "provide OHCA with utilization reports for the Hospital ASC on a quarterly basis". Condition #13 requires GASC to "provide OHCA with utilization reports for the GASC on a quarterly basis." Neither the Hospital nor GASC has not yet commenced such filings to OHCA.

On December 12, 2008, OHCA issued to the Applicants, 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 Conditions #12 and #13 and explained that OHCA was initiating a modification process to vacate these conditions and relieve the Applicants from its obligation to submit the data in compliance with such conditions.

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 06-30813-CON. OHCA specifically **VACATES** Conditions #12 and #13 as well as Attachment 1 of the CON order under Docket Number 06-30813-CON. All other conditions set forth in the CON decision issued under Docket Number 06-30813-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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