



M. JODI RELL  
GOVERNOR

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

CRISTINE A. VOGEL  
COMMISSIONER

January 14, 2009

Mr. Glenn Elia  
Chief Executive Officer  
Connecticut Orthopaedic Specialists, P.C.  
2408 Whitney Avenue  
Hamden, CT 06518

RE: **Docket Number 08-31069-MDF**; An OHCA initiated modification of the Certificate of Need issued under Docket Number 07-31069-CON

Dear Mr. Elia:

On May 14, 2008, the Office of Health Care Access ("OHCA") granted a Certificate of Need ("CON") to Connecticut Orthopaedic Specialists, P.C. ("COS") for the termination of an outpatient surgical center in Hamden, Connecticut and the establishment of a new outpatient surgical center in North Haven, Connecticut, at a total capital expenditure of \$2,188,093. Condition #4 of the CON authorization requires COS to "provide OHCA with utilization reports for the new center in North Haven on a quarterly basis". COS has not yet commenced such filings to OHCA.

On December 12, 2008, OHCA issued to COS, 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 #4 and explained that OHCA was initiating a modification process to vacate this condition and relieve COS 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 07-31069-CON. OHCA specifically **VACATES** Condition #4 as well as Attachment 1 of the CON order under Docket Number 07-31069-CON. All other conditions set forth in the CON decision issued under Docket Number 07-31069-CON 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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