

Green Mountain Care Board
144 State Street
Montpelier, VT 05602

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www.gmcboard.vermont.gov

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DELIVERED ELECTRONICALLY

February 14, 2019

Ms. Amy Cooper
Green Mountain Surgery Center
40 Main St.
Suite 540
Burlington, VT 005401

Dear Ms. Cooper:

The Board has scheduled a hearing date of April 17, 2019 at 1:00 p.m. at the Pavilion Auditorium, 109 State Street in Montpelier to review Green Mountain Surgery Center's (GMSC) compliance with CON conditions that must be met prior to commencing operation, and to consider your request for a change to Condition B. 21. The Board will also consider the proposed changes to the project's scope—the addition of plastic surgery and ophthalmology—and the change in ownership of the entity, both of which impact the service and payer mix as approved by the Board.

To prepare for the hearing, please thoroughly review the CON conditions and be prepared to present sufficient evidence and documentation demonstrating compliance with each, in order, through condition 18. For those conditions that have been met—condition 5 regarding EMS service, for example—be prepared to confirm that the condition has been satisfied and to provide the Board with any updated documentation that is available validating such compliance. In addition, as several of the conditions require that information be posted to the ASC's website, be prepared to demonstrate that the website will contain all information as required in the CON, and will be available for view by the general public and prospective patients no later than two weeks prior to commencing operations (*see* Condition 8).

Next, to address the proposed changes to services offered, the Board requests more information concerning the addition of ophthalmology in particular, which was not mentioned as a potential area of specialization in the CON application. As you know, the Board has received a letter voicing concerns that there is not a need for additional ophthalmology services in the region, and will expect you to provide evidence and verification of the need for such services, including support for any claim of patient wait times and any cost savings that would be realized by offering these surgeries/procedures at GMSC.

Given the changes in project financing and lease arrangement, the Board also requests that GMSC provide information regarding the ownership of the real property and whether the property owners, or



owners/members of the business entity holding the real estate, are the same as those of the ASC. Please provide the names of all individuals with an ownership interest in the real estate (or of the entity that holds the real estate), their respective percentage of ownership, and whether or not they are also owners of the ASC.

To streamline this review process, we are asking that you provide the Board with any of the information discussed above in advance of the hearing date. Note also that the Board will notify all interested parties of GMSC's appearance before the Board on April 17th, and that the Board will accept public comment at the hearing.

If you have any questions, please do not hesitate to contact me at 802-828-2918.

Sincerely,

s/ Donna Jerry

Donna Jerry

Senior Health Policy Analyst

cc: Amerin Aborjaily

