

June 2, 2017

DELIVERED ELECTRONICALLY AND BY FIRST CLASS MAIL

Noel Hudson, Health Policy Director and Hearing Officer  
Green Mountain Care Board  
89 Main Street, Third Floor City Center  
Montpelier, VT 05620

**Re: Docket No. GMCB-010-15con, Proposed Ambulatory Surgery Center Post-Hearing Matters**

Dear Hearing Officer Hudson:

We are submitting this letter as a follow-up to the status teleconference held on May 23, 2017 regarding the above-referenced matter. As we conveyed to Judy Henkin following the conference, Karen Tyler and I were unfortunately disconnected from the teleconference and unable to rejoin before the meeting finished. We understand that during this meeting it was agreed upon that the newly appointed members of the Green Mountain Care Board ("Board") will have the opportunity to review the record and pose written questions to the applicant and/or the interested parties before the Board issues its final order.

The applicant, ACTD LLC, requests that the applicant (and the interested parties) also have the opportunity to answer questions posed by the newly appointed board members in person. The applicant believes that in many instances, in person questioning and answer is the most effective and efficient way to ensure that the Board's concerns and questions are fully addressed. The applicant believes this is particularly important because the newly appointed board members will not have the benefit of familiarity with the application and the project that the board members who participated in the public hearings have. Given the immense resources that the applicant has expended in connection with the pending application, we believe that it is appropriate for the applicant to have the opportunity to address questions from the newly appointed board members in person. We would of course expect that the same opportunity would also be extended to the interested parties.

Thank you for considering this request; please feel free to contact me with any questions.

Sincerely,



Eileen Elliott, Esq.  
Dunkiel Saunders Elliott Raubvogel & Hand, PLLC

cc: Donna Jerry, Senior Health Policy Analyst, Green Mountain Care Board  
Judy Henkin, Esq., General Counsel, Green Mountain Care Board  
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