



STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
Office of Health Care Access

February 17, 2010

VIA FACSIMILE ONLY

William Wollman
Executive Director
Evergreen Endoscopy Center, LLC
2400 Tamarack Avenue, Suite 100
South Windsor, CT 06074

Re: CON Determination Report Number 10-31533-DTR
Evergreen Endoscopy Center, LLC
Request to allow non-member physicians to perform endoscopy procedures at Evergreen
Endoscopy Center

Dear Mr. Wollman:

On January 26, 2010, the Office of Health Care Access ("OHCA") received your Determination request on behalf of Evergreen Endoscopy Center, LLC ("Center") to allow non-member physicians to perform endoscopy procedures at the Center. OHCA has reviewed your request and makes the following findings:

1. The Center is a freestanding ambulatory surgery center located at 2400 Tamarack Avenue in South Windsor, Connecticut.
2. The Center currently has three gastroenterologist and four colon-rectal surgeons as physician-members. The seven physician-members collectively own 50 percent of the outstanding share and Eastern Connecticut Health Network owns remaining 50 percent.
3. Currently, the Center's physician-members perform procedures exclusively for their own patients. There are currently three procedure rooms in use with a fourth room available.
4. The Center is proposing to allow non-member physicians the ability to schedule and perform endoscopy procedures at the Center.
5. The Center is not proposing to add any additional services.
6. There is no associated capital expenditure.

7. The Center participates with all major third-party payers, including Aetna, Anthem CIGNA, Connecticare, Healthnet, United Healthcare, Oxford, Americhoice, Medicare, Medicaid Including SAGA, as well as others.

Based on the above findings, OHCA has determined that the proposal of Evergreen Endoscopy Center, LLC will not transfer all or part of its ownership or control, will not introduce an additional function or service, and will not terminate a service. Therefore, under Section 19-638 of the Connecticut General Statutes, Evergreen Endoscopy Center, LLC does not require Certificate of Need approval from OHCA to allow non-owner physicians to schedule and perform endoscopy procedures at Evergreen Endoscopy Center, LLC at 2400 Tamarack Avenue, South Windsor, Connecticut.

Thank you for advising OHCA of your plans. If you have any questions concerning this letter, please contact Melanie Dillon at (860) 418-7060.

Sincerely,



Cristine A. Vogel,
Commissioner

C: Rose McLellan, License & Applications Supervisor, FLIS, DPH

CAV:MD:lkg