

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

March 23, 2010

VIA FACSIMILE ONLY

Connie Harvey, Administrator
Danbury Surgical Center, LP
73 Sand Pit Road, Suite 101
Danbury, CT 06810

Re: CON Determination Report Number 10-31563-DTR
Danbury Surgical Center, LP
Proposal to Convert an Existing Procedure Room into an Operating Room

Dear Ms. Harvey:

On March 4, 2010, the Office of Health Care Access ("OHCA") received your Determination request on behalf of Danbury Surgical Center, LP ("Center") to convert an existing procedure room into an operating room. OHCA has reviewed your request and makes the following findings:

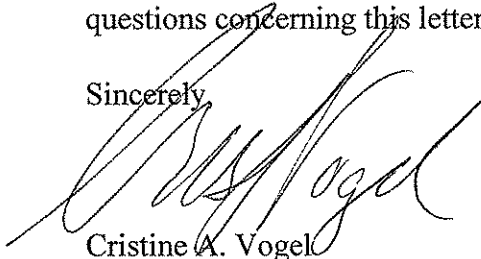
1. The Center is a freestanding, multi-specialty ambulatory surgery center located at 73 Sand Pit Road, Danbury, CT 06810.
2. The Center is licensed by the State of Connecticut's Department of Public Health as an outpatient surgical facility.
3. The Center provides surgical services in the following specialties: gastroenterology; general surgery; gynecology; ophthalmology; oral surgery; orthopedics; otolaryngology, pain management; plastic surgery; podiatry; and urology. Other specialties may be provided as well.
4. The Center currently utilizes three (3) operating rooms and three (3) procedure rooms.
5. The Center proposes to convert one of the procedure rooms into an operating room.
6. The Center states that it has experienced a steady increase in surgical volume performing 8,891, 9,049, and 9,400 surgical cases in Fiscal Years 2007, 2008, and 2009, respectively.
7. The growth in surgical cases is due, in part, to the addition of physicians at the Center.

8. Under OHCA Docket No. 07-31027-CON, The Center has sold limited partnership interests to several new and existing physician partners. Furthermore, the Center has successfully recruited additional physicians to its medical staff.
9. The proposal does not require any construction, renovation work, or new equipment.
10. There is no capital expenditure associated with this proposal.
11. The Center does not intend to change the scope of its services and the surgical services will continue to be provided by existing staff.
12. The current and target populations, as well as the payers for the service, will remain unchanged.

Based on the above findings, OHCA has determined that the proposal does not require Certificate of Need approval as it does not involve a transfer of ownership, an additional function or service or a termination of service under §19a-638. Moreover, there is no capital expenditure associated with this proposal and therefore, the proposal does not require CON approval under § 19a-639 either.

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

Sincerely,



Cristine A. Vogel
Deputy Commissioner

C: Rose McClellan, DPH
Jennifer Groves, Esquire, Updike, Kelly & Spellacy, PC (via facsimile only)

CAV: MD: lkg