

Roate, George

11-028

11-033

From: Anne Cooper [ACooper@Polsinelli.com]
Sent: Tuesday, May 31, 2011 10:11 AM
To: Roate, George
Cc: Kara Friedman
Subject: RE: Application # 11-028 DSI Buffalo Grove and 11-033 DSI Schaumburg Renal Center

George,

In response to your question regarding the applicants for the DSI change of ownership applications, with the exception of DSI Buffalo Grove Renal Center, DSI Renal, Inc. is the operating entity of all of DSI's wholly owned dialysis facilities in Illinois. In cases where a joint venture was contemplated, a limited liability company, with DSI Renal, Inc. as the majority/controlling member, was established as the operating entity. In the case of DSI Buffalo Grove Renal Center and DSI Schaumburg Renal Center limited liability companies were established to allow for the creation of a joint venture as the operating entity of the dialysis facilities; however, only DSI Schaumburg Renal Center has any outside ownership.

95% of the membership interest in DSI Schaumburg, LLC is held by DSI Renal, Inc. and 5% of the membership interest is held by a physician, which was disclosed in the DSI Schaumburg Renal Center application. DSI Buffalo Grove, LLC is a single member limited liability company with DSI Renal, Inc. as the sole member; there are no other owners of DSI Buffalo Grove Renal Center.

Let me know if this answers your question or if you need any additional information regarding the organizational structure of DSI Buffalo Grove and DSI Schaumburg.

Thanks.

Anne

RECEIVED

MAY 31 2011

HEALTH FACILITIES &
SERVICES REVIEW BOARD



Anne M. Cooper
Attorney

161 N. Clark Street
Suite 4200
Chicago, IL 60601

tel: 312.873.3606
fax: 312.873.2957

acooper@polsinelli.com
Add me to your address book



please consider the environment before printing this email.

From: Kara Friedman
Sent: Friday, May 27, 2011 9:17 AM
To: Anne Cooper
Subject: Fw: Application # 11-028 DSI Buffalo Grove and 11-033 DSI Schaumburg Renal Center

From: Roate, George [mailto:George.Roate@Illinois.gov]
Sent: Friday, May 27, 2011 09:07 AM
To: Kara Friedman
Subject: Application # 11-028 DSI Buffalo Grove and 11-033 DSI Schaumburg Renal Center

Good morning:

While performing the completeness reviews on the above mentioned projects, I noticed the applicants on these two are different from the other eight.

11-028: Has DaVita, Inc. and DSI Buffalo Grove, LLC.

11-033: Has DaVita, Inc. and DSI Schaumburg, LLC

The remainder of the applications have DaVita, Inc. and DSI Renal, Inc. as applicants. I have reviewed the org charts in attachment 4 of the applications, and see where these two facilities are identified individually. Personally, I do not see this impeding the CON process, however, I do suspect there will be questions. Any insight into these variations?

George Roate

Illinois Department of Public Health

Office of Health Systems Development

525 West Jefferson 2nd Floor

Springfield, Illinois 62761

Phone: (217) 782-3516

Fax: (217) 785-4111

This electronic mail message contains CONFIDENTIAL information which is (a) ATTORNEY - CLIENT PRIVILEGED COMMUNICATION, WORK PRODUCT, PROPRIETARY IN NATURE, OR OTHERWISE PROTECTED BY LAW FROM DISCLOSURE, and (b) intended only for the use of the Addressee(s) named herein. If you are not an Addressee, or the person responsible for delivering this to an Addressee, you are hereby notified that reading, copying, or distributing this message is prohibited. If you have received this electronic mail message in error, please reply to the sender and take the steps necessary to delete the message completely from your computer system.

IRS CIRCULAR 230 DISCLOSURE: Unless expressly stated otherwise, any U.S. federal tax advice contained in this e-mail, including attachments, is not intended or written by Polsinelli Shughart PC to be used, and any such tax advice cannot be used, for the purpose of avoiding penalties that may be imposed by the Internal Revenue Service.