



STATE OF ILLINOIS
HEALTH FACILITIES AND SERVICES REVIEW BOARD

525 WEST JEFFERSON ST. • SPRINGFIELD, ILLINOIS 62761 • (217) 782-3516 FAX: (217) 785-4111
MEMORANDUM

TO: Mike Constantino, Chief - Program Review Section
 Division of Health Systems Development

FROM: Dale Galassie, Chairman
 Illinois Health Facilities and Services Review Board

RE: Permit Renewal Request for Project # 11-070 -#11-090

Facilities:

#11-070 Neomedica Bridgeport	Chicago
#11-071 FMCNA Dialysis Services Burbank	Burbank
#11-072 Neomedica Evergreen Park	Evergreen Park
#11-073 Neomedica Hazel Crest	Hazel Crest
# 11-074 Neomedica Hoffman Estates'	Hoffman Estates
#11-075 Fresenius Medical Care Lakeview	Chicago
#11-076 Neomedica Marquette Park	Chicago
#11-077 Neomedica Melrose Park	Melrose Park
#11-078 Fresenius Medical Care Midway	Chicago
#11-079 Fresenius Medical Care Niles	Niles
#11-080 Neomedica Cumberland	Norridge
#11-081 Fresenius Medical Care Northcenter	Chicago
#11-082 Neomedica North Kilpatrick	Chicago
#11-083 Fresenius Medical Care Polk	Chicago
#11-084 Neomedica Rolling Meadows	Rolling Meadows
#11-085 Fresenius Medical Care Roseland	Chicago
#11-086 Fresenius Medical Care Ross Dialysis -Englewood	Chicago
#11-087 Neomedica South Chicago	Chicago
#11-088 Neomedica South Holland	South Holland
#11-089 Neomedica South Shore	Chicago
#11-090 West Belmont Dialysis	Chicago

This is to advise you that I have reviewed the above-captioned permit renewal request within the requirements in 77 IAC 1130.740 and have determined the following:

- The request is in compliance with the requirements in 77 IAC 1130.740 and the renewal request is approved.
- This request is to be reviewed by the Health Facilities Planning Board.
- This request is DENIED effective _____ because it does **NOT** comply with the requirements specified in 77 IAC 1130.740.
- Other actions as follows:

04-16-2013

Dale Galassie, Chairman
 Illinois Health Facilities and
 Services Review Board

Date



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DOCKET ITEM: NA	BOARD MEETING: NA	PROJECT NUMBER: See Below
PERMIT HOLDERS(S): Fresenius Medical Care Holdings, Inc. Fresenius Medical Care Chicagoland, LLC		
PROJECT #, FACILITY NAME, LOCATION, and COST: 11-070 Neomedica Bridgeport, Chicago \$0 11-071 FMCNA Dialysis Services Burbank, Burbank \$0 11-072 Neomedica Evergreen Park, Evergreen Park \$0 11-073 Neomedica Hazel Crest, Hazel Crest \$0 11-074 Neomedica Hoffman Estates, Hoffman Estates \$0 11-075 Fresenius Medical Care Lakeview, Chicago \$0 11-076 Neomedica Marquette Park, Chicago \$0 11-077 Neomedica Melrose Park, Melrose Park \$0 11-078 Fresenius Medical Care Midway, Chicago \$0 11-079 Fresenius Medical Care, Niles, Niles \$0 11-080 Neomedica Cumberland, Norridge \$0 11-081 Fresenius Medical Care Northcenter, Chicago \$0 11-082 Neomedica North Kilpatrick, Chicago \$0 11-083 Fresenius Medical Care Polk, Chicago \$0 11-084 Neomedica Rolling Meadows, Rolling Meadows \$0 11-085 Fresenius Medical Care Roseland, Chicago \$0 11-086 Fresenius Medical Care Ross Dialysis-Englewood, Chicago \$0 11-087 Neomedica South Chicago, Chicago \$0 11-088 Neomedica South Holland, South Holland \$0 11-089 Neomedica South Shore, Chicago \$0 11-090 West Belmont Dialysis Center, Chicago \$0		

STATE AGENCY REPORT
PERMIT RENEWAL REQUEST

I. Background

On January 10, 2012, the State Board approved Projects #11-070 through #11-090. These permits authorized changes in ownership of 21 End Stage Renal Dialysis (ESRD) facilities located through the metropolitan Chicago area. The State Agency notes these projects are obligated, and the current project completion date for all 21

projects is May 31, 2013. These changes in ownership are an internal corporate restructuring, so no project costs were reported.

The State Agency notes the permit holders submitted the permit renewal request on April 4, 2013. This submittal was in accordance with 77 IAC 1130.740(d), which states that renewal requests must be received by the State Agency at least 45 days prior to the permit expiration date.

II. Findings

The State Agency notes this is the first renewal request for these projects and it appears the permit holders have submitted all of the information required in Section 1130.740 for a permit renewal. A permit renewal fee of \$10,500.00 (\$500.00 per project), accompanied the permit renewal application.

III. The Permit Renewal Request

- A. Requested Completion Date: The permit holders request a project completion date of May 31, 2014. This would extend the project's completion date by twelve months, from May 31, 2013 to May 31, 2014.
- B. Status of the Project and Components Yet to be Finished: The permit holders state the projects were obligated on January 10, 2012. The following items remain:
- Transfer of Assets to Fresenius Medical Care Chicagoland, LLC
 - Project completion
- C. Reason(s) Why the Project Has Not Been Completed: The permit holders' state the following events occurred, which delayed completion of the project:
- Ongoing negotiations regarding the change of ownership delayed the transaction to transfer assets. It is estimated this transaction will occur by May 31, 2014.
- D. Evidence of Financial Commitment to Fund the Project: There are no costs associated with this project.
- E. Anticipated Final Cost of the Project: There are no costs associated with this project.

IV. Project Description & Other Background Information

The permit authorized an internal transfer of ownership for 21 End Stage Renal Dialysis (ESRD) facilities in the metropolitan Chicago area. There are no costs associated with this project.

Permit Issuance Date: January 10, 2012

Required Completion Date: May 31, 2013

Project Obligation Date: January 10, 2012

Proposed Project Completion Date: May 31, 2014
(12 month renewal)

V. Applicable Rules for Permit Renewal Requests

77 IAC 1130.740 specifies that a permit holder may request a change in the approved project completion date by applying for a permit renewal.

77 IAC 1130.740(b) states that failure to complete a project or to renew a permit within the prescribed timeframes will subject the permit holders to the sanctions and penalties provided in the Act and this Subpart.

77 IAC 1130.740(c) states that a permit renewal will commence on the expiration date of the original or renewed completion period.

77 IAC 1130.740(d) states that the State Board must be in receipt of a permit renewal request at least 45 days prior to the expiration date of the completion period, and include the following: 1) the requested completion date; 2) a status report on the project detailing what percent has been completed and a summary of project components yet to be finished and the amount of funds expended on the project to date; 3) a statement as to the reasons why the project has not been completed; and 4) confirmatory evidence by the permit holders' authorized representative that the project's costs and scope are in compliance with what the State Board approved and that sufficient financial resources are available to complete the project.

77 IAC 1130.740(e) states IDPH will review the request and prepare a report of its findings. If the findings are that the request is in conformance with all HFPB criteria, and if this is the first request for this project, then the request, IDPH's

findings, and all related documentation shall be sent to the Chairman. The Chairman, acting on behalf of HFPB, will approve, deny or refer the request to the HFPB for action. If IDPH finds that all criteria are not positive or, if this is not the first request for this project, or if the Chairman refers this to HFPB for action, then HFPB will evaluate the information submitted to determine if the project has proceeded with due diligence (as defined in 77 IAC 1130.140). Denial of a permit renewal request constitutes HFPB's Notice of Intent to revoke a permit and the permit holders will be afforded an opportunity for an administrative hearing.

VI. Other Information

Appended to this report are the following: the permit holders' documents for a permit renewal.