



161 N. Clark Street, Suite 4200, Chicago, IL 60601-3316 • 312.819.1900

July 27, 2015

Via Federal Express

Anne M. Cooper
(312) 873-3606
(312) 276-4317 Direct Fax
acooper@polsinelli.com

Ms. Courtney Avery
Administrator
Illinois Health Facilities and Services Review
Board
525 West Jefferson Street, 2nd Floor
Springfield, Illinois 62761

RECEIVED

JUL 28 2015

**HEALTH FACILITIES &
SERVICES REVIEW BOARD**

Re: Apollo Surgical Center (Proj. No. 11-002)

Dear Ms. Avery:

This office represents Apollo Surgical Center, LLC f/k/a Apollo Health Center, Ltd. ("Apollo"), and we are writing in response to the Illinois Health Facilities and Services Review Board ("State Board") request for information dated July 10, 2015 regarding the operation of Apollo Surgical Center. As you are aware, the State Board approved Apollo's application to establish a multi-specialty surgical center on July 21, 2011. As a condition of its project permit, Apollo agreed to provide a report of its payor mix, including charity care, for the first 12 months of operation. On March 17, 2014, Apollo received its ambulatory surgical treatment center license from the Illinois Department of Public Health ("IDPH"). Upon receipt of its IDPH license, Apollo diligently worked to obtain accreditation and Medicare and Medicaid certification of the surgery center. To date the surgery center has received Accreditation Association for Ambulatory Health Care ("AAAHC") accreditation and is awaiting Medicare certification. Unforeseen issues have significantly delayed Medicare certification, which in turn has adversely impacted Apollo's operations. Third party payors, including Medicare, Medicaid and private insurers, will not reimburse services provided in a surgery center that is not Medicare certified. At this time, only out-of-network, self-pay and charity care cases can be performed at Apollo. From March 2014 through March 2015, Apollo had 50 patients: 42 (or 84 percent) out-of-network and 8 (or 16 percent) charity care. Apollo anticipates utilization will increase significantly upon Medicare certification.

Despite these limitations, the surgery center remains open and staffed; however, it recently closed for two days in honor of the July 4th holiday. It is unclear why the State Board's request dated June 23, 2015 was returned as undeliverable, unless the attempted delivery



Ms. Courtney Avery
July 27, 2015
Page 2

occurred over the July 4th holiday. Neither the location of the surgery center (2750 South River Road, Des Plaines, Illinois) nor the administrative offices (1640 North Arlington Heights Road, Arlington Heights, Illinois) has changed. However, recently, Apollo has had issues with mail delivery as several pieces of mail have been returned to the sender as undeliverable. It is unclear why some mail is delivered and other mail is returned to sender as undeliverable.

The low utilization stems from the lack of Medicare certification. Apollo is confident that upon Medicare certification utilization will increase. The surgery center is AAAHC certified, and Apollo anticipates receiving Medicare certification in the near future.

Thank you for your time and attention to this matter. If you need any further information regarding the operations of Apollo Surgical Center, please feel free to contact me.

Sincerely,

A handwritten signature in black ink that reads "Anne M. Cooper".

Anne M. Cooper

cc: Mr. Michael Constantino