

**Roate, George**

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**From:** Kara Friedman [KFriedman@Polsinelli.com]  
**Sent:** Monday, April 23, 2012 10:29 AM  
**To:** Roate, George  
**Cc:** Constantino, Mike; Joseph Van Leer  
**Subject:** Fw: Evanston Renal Center Legal Name Change  
**Attachments:** Evanston Renal Center Legal Name Change.pdf

**RECEIVED**

APR 23 2012

HEALTH FACILITIES &  
SERVICES REVIEW BOARD

George,

I understand Mike is out this week. Please see attached.

Thanks,  
Kara

Kara Friedman,  
312/873-3639

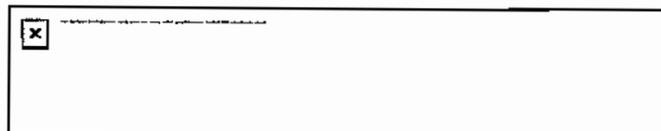
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**From:** Joseph Van Leer  
**Sent:** Monday, April 23, 2012 10:16 AM  
**To:** 'Constantino, Mike' <Mike.Constantino@Illinois.gov>  
**Cc:** Kara Friedman  
**Subject:** Evanston Renal Center Legal Name Change

Mike,

The attached letter provides a detailed description and supporting documentation of Evanston Renal Center's operating entity's legal name change. I apologize for any confusion. Please do not hesitate to call if you have any questions. Have a great day! Thanks,

Joe



**Joseph Van Leer** 161 N. Clark Street  
*Associate* Suite 4200  
Chicago, IL 60601

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fax: 312.819.1910

jvanleer@polsinelli.com  
Add me to your address book..



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April 23, 2012

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APR 23 2012

HEALTH FACILITIES &  
SERVICES REVIEW BOARD

**ELECTRONIC MAIL**

Michael Constantino  
Supervisor, Project Review Section  
Illinois Department of Public Health  
Health Facilities and Services Review Board  
525 West Jefferson Street, Second Floor  
Springfield, Illinois 62761

**Re: Project No. 12-010 – Evanston Renal Center Relocation**

Dear Mr. Constantino:

I am writing on behalf of DaVita Inc. and ISD Renal, Inc. (the "Applicants") to respond to your inquiry regarding the operating entity for Evanston Renal Center. As noted in prior correspondence from Kara Friedman, there has been no change of operating entity and no change of ownership or control of the entity, but only a change of the entity's legal name.

Pursuant to Section 1130.140 of the Illinois Health Facilities and Services Review Board's (the "Board") rules, "'Change of Ownership' means a change in the person who has operational control of an existing health care facility or a change in the person who has ownership or control of a health care facility's physical plant and capital assets. A change of ownership is indicated by, but not limited to, the following transactions: sale, transfer, acquisition, leases, change of sponsorship or other means of transferring control."

As you know, Evanston Renal Center was one of the facilities included in DaVita's merger with DSI this past fall. In that transaction, DaVita Inc. became the ultimate parent of Evanston Renal Center, which was operated by DSI Renal, Inc. The Board approved these changes of ownership on August 16, 2011. Following approval, DaVita began removing the DSI trade name from its facilities and operating entities.

Chicago | Dallas | Denver | Edwardsville | Jefferson City | Kansas City | Los Angeles | New York

Overland Park | Phoenix | St. Joseph | St. Louis | Springfield | Topeka | Washington, DC | Wilmington

*In California, Polsinelli Shughart LLP.*

April 23, 2012

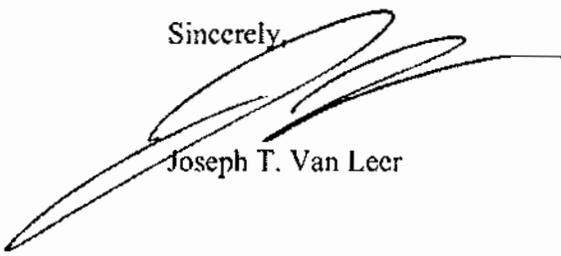
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Accordingly, DaVita filed Certificates of Amendment to the Articles of Incorporation of DSI Renal, Inc. by transposing the letters. The corporate entity remains in tact, remains the operator of Evanston Renal Center and remains wholly-owned by DaVita Inc. Enclosed with this letter is documentation that DaVita changed the name of the operating entity from "DSI Renal, Inc." to "ISD Renal, Inc."

We have also enclosed the prior and current Certificates of Good Standing. As you can see, the corporate file number assigned by the Secretary of State and the date of incorporation which are associated with the operating entity have not changed because the entity has not changed. Thus, there was no change in the person who has operational control of Evanston Renal Center or in the person who owns the facility's physical plant or assets, but only a change in the legal name of the operating entity.

We sincerely apologize for any confusion on this matter and would be more than happy to discuss it with you in more detail. Should you have additional questions regarding this change, please do not hesitate to contact me. Thank you very much for your continued assistance.

Sincerely,



Joseph T. Van Leer

Enc.

# Delaware

PAGE 1

*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "DSI RENAL, INC.", CHANGING ITS NAME FROM "DSI RENAL, INC." TO "ISD RENAL, INC.", FILED IN THIS OFFICE ON THE THIRD DAY OF OCTOBER, A.D. 2011, AT 11:31 O'CLOCK A.M.

3934834 8100

111093478

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 9087286

DATE: 10-12-11

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 12:28 PM 10/03/2011  
FILED 11:31 AM 10/03/2011  
SRV 111062931 - 3994034 FILE

**CERTIFICATE OF AMENDMENT OF  
THE CERTIFICATE OF INCORPORATION OF  
DSI RENAL, INC.**

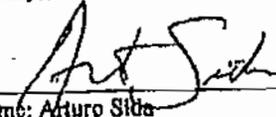
Pursuant to Section 242 of the  
General Corporation Law of the State of Delaware

DSI Renal, Inc., a corporation duly organized and existing under the General Corporation Law of the State of Delaware (the "Corporation"), does hereby certify as follows:

- (1) ARTICLE FIRST of the Certificate of Incorporation of the Corporation is amended to read in its entirety as follows:  
"FIRST: The name of the Corporation is "TSD Renal, Inc."
- (2) This Certificate of Amendment has been duly adopted by the stockholders of the Corporation in accordance with Sections 228 and 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the Corporation has caused this Certificate of Amendment of the Certificate of Incorporation to be executed and acknowledged by its duly authorized officer this 30th day of September, 2011.

DSI Renal, Inc.

By: 

Name: Arturo Siles

Title: Assistant Secretary

File Number 6478-189-8



To all to whom these Presents Shall Come, Greeting:

I, Jesse White, Secretary of State of the State of Illinois, do hereby certify that

JSD RENAL, INC., INCORPORATED IN DELAWARE AND LICENSED TO TRANACT BUSINESS IN THIS STATE ON MARCH 06, 2006, APPEARS TO HAVE COMPLIED WITH ALL THE PROVISIONS OF THE BUSINESS CORPORATION ACT OF THIS STATE RELATING TO THE PAYMENT OF FRANCHISE TAXES, AND AS OF THIS DATE, IS A FOREIGN CORPORATION IN GOOD STANDING AND AUTHORIZED TO TRANACT BUSINESS IN THE STATE OF ILLINOIS.



Authentication #: 1202800434

Authenticate at: <http://www.cyberdriveillinois.com>

In Testimony Whereof, I hereto set my hand and cause to be affixed the Great Seal of the State of Illinois, this 28TH day of JANUARY A.D. 2012

Jesse White

SECRETARY OF STATE

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*To all to whom these Presents Shall Come, Greeting:*

*I, Jesse White, Secretary of State of the State of Illinois, do hereby certify that*

DSI RENAL, INC., INCORPORATED IN DELAWARE AND LICENSED TO TRANSACT BUSINESS IN THIS STATE ON MARCH 06, 2006, APPEARS TO HAVE COMPLIED WITH ALL THE PROVISIONS OF THE BUSINESS CORPORATION ACT OF THIS STATE RELATING TO THE PAYMENT OF FRANCHISE TAXES, AND AS OF THIS DATE, IS A FOREIGN CORPORATION IN GOOD STANDING AND AUTHORIZED TO TRANSACT BUSINESS IN THE STATE OF ILLINOIS.



Authentication #: 1113901824

Authenticate at: <http://www.cyberdriveillinois.com>

*In Testimony Whereof, I hereto set my hand and cause to be affixed the Great Seal of the State of Illinois, this 19TH day of MAY A.D. 2011*

*Jesse White*

SECRETARY OF STATE