STATE OF ILLINOIS
HEALTH FACILITIES AND SERVICES REVIEW BOARD
525 WEST JEFFERSON ST. • SPRINGFIELD, ILLINOIS 62761 • (217) 782-3516 • FAX: (217) 785-4111

December 19, 2013

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Lori Wright, Sr. CON Specialist
Fresenius Medical Care
3500 Lacey Road
Downers Grove, IL 60515

Re: **INTENT TO DENY**
PROJECT NUMBER #13-040 – Fresenius Medical Care Lemont, Lemont

Dear Ms Wright:

On December 17, 2013 the Illinois Health Facilities and Services Review Board ("IHFSRB") issued an Intent-to-Deny for the above referenced application for permit. Section 1130 of the Illinois Health Facilities Planning Act provides you an opportunity for a hearing before the State Board to appeal this decision. If you decide to appeal the State Board's action you must adhere to the requirements of 77 IAC 1130.670 (b), (c), and (d) effective June 1, 2013 as follows:

b) Applicant's Response
The applicant shall notify HFSRB in writing within 14 calendar days after issuance of an Intent to Deny and indicate whether the applicant intends to appear before HFSRB and/or submit additional information. It is the responsibility of the applicant to assure that HFSRB is in receipt of the response within 14 days after issuance of an Intent to Deny.

c) Action Following Notice of Intent to Deny

1) If the applicant waives the right to appear before HFSRB or if a written response is not received within 14 days after issuance of an Intent to Deny, then the application shall be considered withdrawn.

2) If the applicant indicates that no additional information will be submitted, HFSRB shall take action on the application at its next meeting.

3) If the applicant indicates that additional information will be submitted, the applicant shall be afforded a period of 60 days from the date of issuance of the Intent to Deny to submit the material. Upon receipt of additional information, HFSRB staff shall commence a review and submit its findings to HFSRB in accordance with the provisions of this Subpart. HFSRB staff shall be allowed up to 60 days following the receipt of all material to review the material and issue a supplemental report.

d) Deferrals by Applicant
A project that has received an Intent to Deny and has been scheduled for HFSRB consideration can be deferred by the applicant. A notice of deferral may be provided in writing prior to the scheduled HFSRB meeting or be provided verbally at the HFSRB meeting. An applicant may not defer HFSRB consideration beyond an HFSRB meeting date that is more than 12 months from the date of issuance of the Intent to Deny.

Should you have any questions or need additional information, please contact Mike Constantino or George Roate at (217) 782-3516 (TDD # 800-547-0466 for hearing impaired only).

Sincerely,

Courtney Avery

Courtney Avery, Administrator
Illinois Health Facilities and Services Review Board

cc: Kathy Olson, Chairman