

HEALTH FACILITIES and SERVICES REVIEW BOARD
STATE OF ILLINOIS

Health Facilities and Services Review Board,

Complainant,

vs.

Center for Comprehensive Services, Inc.
Project #13-051

Docket No. HFSRB 14-02

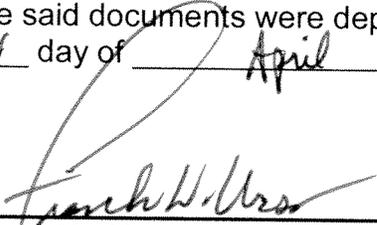
Respondent.

PROOF OF SERVICE

The undersigned certifies that true and correct copies of the attached Notice of Intent to Impose a Fine, Notice of an Opportunity for an Administrative Hearing and Appearance before the Health Facilities and Services Review Board, and Notice of Allegations of Non-Compliance were sent by certified mail in a sealed envelope, postage prepaid to:

Chris Williamson
Vice President
NeuroRestorative
306 W. Mill
Carbondale, IL. 62901

The said documents were deposited in the United States mail in Chicago, Illinois, on the 14 day of April, 2014.



Frank W. Urso
General Counsel
Illinois Health Facilities and Services
Review Board

cc: M. Constantino
C. Avery
M. Mills

HEALTH FACILITIES and SERVICES REVIEW BOARD
STATE OF ILLINOIS

Health Facilities and Services Review Board,

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Center for Comprehensive Services, Inc.
Project #13-051

Docket No. HFSRB 14-02

Respondent.

NOTICE OF INTENT TO IMPOSE A FINE, NOTICE OF AN OPPORTUNITY FOR AN
ADMINISTRATIVE HEARING AND APPEARANCE BEFORE THE HEALTH
FACILITIES AND SERVICES REVIEW BOARD AND NOTICE OF ALLEGATIONS OF
NON-COMPLIANCE

Pursuant to the authority granted by the Illinois Health Facilities Planning Act (20 Ill. Comp. Stat. 3960/1 et seq.) (the "Act") and the Illinois Health Facilities Planning Procedural Rules (the "Code") (77 Ill. Admin. Code 1130), NOTICE is given that:

NOTICE OF INTENT TO IMPOSE A FINE

In accordance with Section 14.1 of the Act, the Illinois Health Facilities and Services Review Board ("HFSRB" or "State Board") intends to impose a fine of Forty-Four Thousand and Fifteen Dollars (\$44,015.00) against the Center for Comprehensive Services, Inc. ("Respondent"). This action is based upon Respondent's failure to comply with the Act and Code as set forth in the Allegations of Non-Compliance in Attachment A.

Respondent shall pay a fine of Forty-Four Thousand and Fifteen Dollars (\$44,015.00) to the State Board. Upon receipt of the fine by the State Board, a final order will be presented for approval to the State Board at its next meeting. The final order will dismiss this matter with prejudice.

Make the fine payable to the: Illinois Department of Public Health. Send the payment to the:

Health Facilities and Services Review Board
525 West Jefferson St., Second Floor
Springfield, IL 62761

NOTICE OF AN OPPORTUNITY FOR AN ADMINISTRATIVE HEARING

In accordance with Sections 10 and 14.1(c) of the Act and Sections 1130.1010 and 1130.1020 of the Code, Respondent is hereby offered the opportunity for an administrative hearing before a duly appointed Administrative Law Judge to show cause why Respondent should not be fined, provided that Respondent requests such a hearing within thirty (30) days after receipt of this Notice.

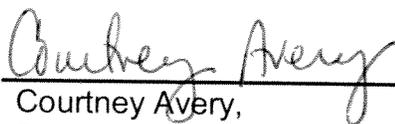
Failure to request a hearing within thirty (30) days from receipt of this Notice will constitute a waiver of the right to such hearing.

NOTICE OF AN OPPORTUNITY TO APPEAR
BEFORE THE HEALTH FACILITIES AND SERVICES REVIEW BOARD

In accordance with Sections 10 and 14.1(c) of the Act, Respondent is offered the opportunity to appear before the HFSRB. The Respondent is NOT required to appear before the HFSRB at this time, but if Respondent wants to appear before the HFSRB to respond to the Allegations of Non-Compliance a written request must be made within thirty (30) days after receipt of this Notice.

Failure to request an opportunity to appear before the HFSRB within thirty (30) days from the receipt of this Notice will constitute a waiver of the right to such an opportunity.

The hearing request and the request to appear before the HFSRB shall be made in writing and directed to Frank W. Urso, General Counsel, Health Facilities and Services Review Board, 122 S. Michigan, Suite 700, Chicago, Illinois 60603.



Courtney Avery,
Board Administrator,
Health Facilities and Services
Review Board

Dated this 11th day of April 2014.

ATTACHMENT A.

HEALTH FACILITIES and SERVICES REVIEW BOARD
STATE OF ILLINOIS

Health Facilities and Services Review Board,

Complainant,

vs.

Center for Comprehensive Services, Inc.
Project #13-051

Respondent.

Docket No. HFSRB 14-02

NOTICE OF ALLEGATIONS OF NON-COMPLIANCE

Pursuant to the Illinois Health Facilities Planning Act ("Act") (20 Ill. Comp. Stat. 3960/1 et seq.) and the Health Facilities Planning Rules ("Code") (77 Ill. Admin. Code 1130), the Illinois Health Facilities and Services Review Board ("HFSRB" or State Board") has the following authority.

Section 12. of the Act establishes, in part, that:

"[T]he State Board shall exercise the following powers and duties:

Prescribe rules, regulations, standards, criteria, procedure or reviews which may vary according to the purpose for which a particular review is being conducted or the type of project reviewed and which are required to carry out the provisions and purposes of this Act."

Complainant bases its intent to fine Respondent Forty-Four Thousand and Fifteen Dollars (\$44,015.00) on the following provisions of the Act and/or Code.

Section 14.1(a) of the Act and Section 1130.790 of the Code allows, in part, that:

"The State Board may deny an application for a permit may revoke or take other action as permitted by this Act with regard to a permit as the State Board deems appropriate, including the imposition of fines as set forth in this Section, for any one or a combination of the following:

2) The establishment, construction, or modification of a health care facility without a permit or in violation of the terms of a permit.

(3) The violation of any provision of this Act or any rule adopted under this Act.”

Section 14.1 (b) of the Act states, in part:

“(b) Persons shall be subject to fines as follows:

(1) A permit holder who fails to comply with the requirements of maintaining a valid permit shall be fined an amount not to exceed 1% of the approved permit amount plus an additional 1% of the approved permit amount for each 30-day period, or fraction thereof, that the violation continues.”

The Respondent’s alleged violations are based upon the following facts:

1. Respondent received a permit for project # 13-051 from the Board on September 24, 2013.
2. The project completion date was detailed on that permit as November 30, 2013.
3. On or about February 28, 2014 Respondent informed the State Board staff in writing that the project was not completed.