	Department of Health and Human Services
Department of Health and Human Services	Licensing and Regulatory Services
Maine People Living	41 Anthony Avenue
Safe, Healthy and Productive Lives	11 State House Station
	Augusta, Maine 04333-0011
Paul R. LePage, Governor Mary C. Mayhew, Commissioner	Tel.: (207) 287-9300; Fax: (207) 287-9307
	Toll Free (800) 791-4080; TTY Users: Dial 711 (Maine Relay)

November 10, 2015

Jennifer Riggle
Bernstein Shur
PO Box 9729
Portland, ME 04104-5029

RE: Letter of Applicability: LOI- Coastal Eye Surgery Center, LLC

Dear Ms. Riggle:

This correspondence responds to yours dated November 6, 2015 in which Coastal Eye Surgery Center, LLC proposes sale of all or substantially all of the assets of the Eye Center to a newly-formed Maine limited liability company that will be owned 51% by Covenant Surgical Partners, Inc., and 49% by the Eye Center.

Based on the information you provided, the Department of Health and Human Services has determined that the proposal as written is subject to review. The applicable reason(s) this is a covered project are indicated below:

☒ This project is a transfer of ownership or acquisition of control of a health care facility.

☐ This project is an acquisition of major medical equipment where the expenditure exceeds $3,379,550.

☐ This project is a new health service where either:

    ☐ Capital expenditures do exceed $3,168,328 or,

    ☐ Third year annual expenditures do exceed $1,056,109.

☐ This project is a new health care facility where:

    ☐ Capital expenditure do exceed $5,280,547 for a nursing facility or

    ☐ Capital expenditures do exceed $3,168,328 for other covered facilities.

☐ The total capital costs associated with the project does exceed:

    ☐ $5,280,547 for nursing facilities.

    ☐ $10,561,095 for hospitals or other covered facilities.

☐ The project is an increase in a licensed bed category or in the case of hospitals greater than a 10% increase.

Sincerely,

Larry Carbonneau, CPA
Senior Health Care Financial Analyst

cc: File