



STATE OF WASHINGTON
DEPARTMENT OF HEALTH

November 19, 2013

Anniezyl Cielo-Brown, Manager
Plastic and Reconstructive Surgeons, Inc.
17930 Talbot Road South
Renton, Washington 98055

Dear Ms. Cielo Brown:

RE: DOR 14-15

The Department of Health has completed its review of your exemption request regarding the establishment of an ambulatory surgery center in Renton, within King County. Below is the information considered and the facts relied upon by the department's Certificate of Need Program in reaching its conclusion regarding your project.

INFORMATION CONSIDERED

- Ambulatory Surgery Center (ASC) exemption application submitted October 30, 2013
- Revised Code of Washington (RCW) 70.38
- Washington Administrative Code (WAC) 246-310
- Washington Secretary of State and Department of Revenue information obtained from the respective websites
- Department of Health external provider look-up
- Department of Health Integrated Licensing and Regulatory System (ILRS)

FACTS CONSIDERED

- On April 10, 1970, Melvin Struman established the professional services corporation with the Washington Secretary of State's office known as 'Melvin J. Sturman, Inc., PS.'
- On January 14, 1971, the corporation known as Melvin J. Sturman, Inc., PS changed to 'Plastic and Reconstructive Surgeons, Inc. PS.'
- Plastic and Reconstructive Surgeons, Inc. PS is governed by the following four persons: David Barker, president; Wallace Chang, vice-president; Jonathan Hutter, treasurer; and Patricia Briscoe, secretary. [source: Secretary of State website]
- Plastic and Reconstructive Surgeons, Inc. PS has been registered with the Washington State Department of Revenue since July 1, 1970. [source: Department of Revenue website]
- Plastic and Reconstructive Surgeons, Inc. PS has one operational practice site located at 17930 Talbot Road South in Renton, within King County.
- This application proposes to establish an exempt ASC in dedicated space at the clinical practice.



- The ASC will be operated under the practice corporation of Plastic and Reconstructive Surgeons, Inc. PS.
- At this time, only four physicians intend to use the ASC. Future owners or employees may have access to the ASC. Specific physician credentialing information is below.

Name	Credential Status	Practice Status
David Teter Barker	Active	Owner
Patricia A. Briscoe	Active	Owner
Wallace Han-Jen Chang	Active	Owner
Jonathan J. Hutter	Active	Owner

- The procedures proposed include those typically associated with plastic and reconstructive surgery. A listing of common procedures is included in the exemption application.
- The ASC will not be operated as a separate legal entity from the Plastic and Reconstructive Surgeons, Inc. PS practice.
- No management agreement is proposed.

CONCLUSION

Based on the totality of information considered, the department concludes the proposed ASC would be exempt from Certificate of Need review. This exemption is not transferable and the conclusions reached concerning this proposed ASC are based on the facts about this facility and it should not be assumed the department would reach the same conclusion in future exemption requests for other future ASCs.

If changes are made in the operation or ownership of this proposed ASC, the ASC may no longer be eligible for this exemption. In that case, prior Certificate of Need review and approval or new exemption would be required. Examples of such changes include the following. This list is not intended to be all inclusive.

- The scope of services is expanded to include services subject to Certificate of Need review under the provisions of WAC 246-310-020.
- The provision of any procedure as identified under WAC 246-310-705(4).
- The ASC is operated under a management agreement.
- The ASC is organized as a separate legal entity from the practice.
- The ASC is moved to a different site than identified in the exemption application.
- Use of the ASC is extended to any physician who is not a member/owner or employed by Plastic and Reconstructive Surgeons, Inc. PS.
- The ASC ceases operations or relinquishes its Medicare certification and then chooses to resume services as an ASC.
- The ASC or the practice is purchased or leased.
- ASC patients are routinely transferred from the ASC for observation care at one of the area's hospitals.

APPEAL OPTIONS

This decision may be appealed. The two appeal options are listed below.

Appeal Option 1:

You or any interested or affected person may request a public hearing to reconsider this decision. The request must state the specific reasons for reconsideration in accordance with Washington Administrative Code 246-310-560. A reconsideration request must be received within 28 calendar days from the date of the decision at one of the addresses below.

<u>Mailing Address:</u>	<u>Other Than By Mail</u>
Department of Health	Department of Health
Certificate of Need Program	Certificate of Need Program
Mail Stop 47852	111 Israel Road SE
Olympia, WA 98504-7852	Tumwater, WA 98501

Appeal Option 2:

You may request an adjudicative proceeding to contest this decision within 28 calendar days from the date of this letter. The notice of appeal must be filed according to the provisions of Revised Code of Washington 34.05 and Washington Administrative Code 246-310-610. A request for an adjudicative proceeding must be received within the 28 days at one of the addresses below.

<u>Mailing Address:</u>	<u>Other Than By Mail</u>
Department of Health	Department of Health
Adjudicative Service Unit	Adjudicative Service Unit
Mail Stop 47879	111 Israel Road SE
Olympia, WA 98504-7879	Tumwater, WA 98501

Please call me at (360) 236-2957 if you have any questions regarding this determination.

Sincerely,



Karen Nidermayer, Analyst
Certificate of Need Program
Community Health Systems

cc: Department of Health, Investigations and Inspections Office
Department of Health, Construction Review Services