



BALCH & BINGHAM LLP

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HEALTHCARE BULLETIN

May 16, 2007

ALABAMA CON REVIEW BOARD UPDATE

I. CONs

A. AL2007-022E, DVA Healthcare Renal Care, Inc., d/b/a Athens Dialysis, Athens, AL: The applicant requested an emergency review for one (1) home training dialysis station to the existing facility due to the length of time involved in the Contested Case (AL2006-017) and the increase in dialysis patients. One home training station will be deducted from the contested case hearing. CON 2201-ESRD-E was issued May 7, 2007. This project is being presented to the Board for ratification. Opposition: None.

Approved.

B. **Project Modification Request**

AL2005-020, Sand Mountain Recovery Center, Ft. Payne, AL: Proposal to change the original site shown in the Certificate of Need application to a different location. Opposition: Letters of opposition were received from District Attorney Michael E. O'Dell, Mayor William H. Jordan and Senator Lowell Barron.

Denied.

C. **Contested Case**

AL2004-008, Amedysis Home Health, Inc. of Alabama d/b/a Amedysis Home Health of Florence: Proposal to establish a Home Health Agency in Lauderdale County. Opposition: Alacare Home Health Services, Inc. and MidSouth Home Health Agency, Inc. filed intervention and opposition. Letters of opposition were received from Tri-County Home Health Agency, Southern Rural Home Health Agency, Colbert County Health Department and Community Home Care Agency. Amedysis Home Health, Inc. of Alabama filed for a contested case hearing on March 2, 2004. The ALJ recommended that Amedysis be granted the CON. Alacare and MidSouth filed exceptions to the ALJ's Order.

ALJ's Order is approved and adopted.



The Board's next meeting is scheduled for June 20, 2007.

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