



STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
Office of Health Care Access

November 21, 2012

VIA FACSIMILE ONLY

Elizabeth M. Neuwirth, Esq.
Murtha Cullina LLP
Two Whitney Avenue
P.O. Box 704
New Haven, CT 06503-0704

RE: Certificate of Need, Report No.: 12-31800-DTR
Eastern Connecticut Endoscopy Center, LLC (ECEC)
Physician Owners to Sell a 40% Ownership Interest in ECEC to AmSurg Holdings, Inc.

Dear Attorney Neuwirth:

On October 25, 2012, the Office of Health Care Access ("OHCA") received your determination request on behalf of Eastern Connecticut Endoscopy Center, LLC. ("ECEC") and AmSurg Holdings, Inc., with respect to whether a Certificate of Need ("CON") is required for ECEC to sell a 40% ownership interest of its endoscopy center to AmSurg Holdings, Inc.

ECEC is physician owned for-profit outpatient surgical facility located at 79 Wawecus Street, Suite 107, Norwich, CT. Following the transaction, the four physician owners will retain majority control (60%) over the operations of ECEC; AmSurg Holdings, Inc. will acquire a post-closing equity interest of 40%. ECEC's size and location, the population served and the services provided will remain the same.

Based on the representations and information provided to OHCA by the Petitioner, Connecticut General Statutes § 19a-493b(c) is applicable to this matter and since the ownership percentage of persons licensed pursuant to C.G.S. Section 20-13, will be greater than 60% after the proposed sale of the interest in the Center, a CON is not required.

If you have any questions regarding this letter, please contact Brian A. Carney, Associate Research Analyst, at (860) 418-7014.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kimberly R. Martone".

Kimberly R. Martone
Director of Operations, OHCA

C: Rose McLellan, License and Applications Supervisor, DPH, DHSR

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