

By FedEx

July 7, 2016

Ms. Kimberly Martone
Director of Operations
Office of Health Care Access
410 Capitol Avenue, MS#13HCA
P.O. Box 340308
Hartford, Connecticut 06134

Dear Ms. Martone:

This letter provides notification to the Office of Health Care Access that on June 22, 2016, St. Vincent's Medical Center ceased providing nuclear cardiac testing at its cardiology testing facility located at 115 Technology Drive, Trumbull, Connecticut 06611. The Medical Center will continue to provide non-nuclear stress tests and echocardiograms at this site.

Nuclear cardiac testing is currently provided at several Medical Center sites, including the Medical Center's main campus located at 2800 Main Street, Bridgeport, and 2979 Main Street, Bridgeport, located 8.9 and 9.4 miles, respectively, from 115 Technology Drive. As a result, there will not be any changes to the population served.

The Medical Center is in the process of decommissioning the 115 Technology Drive site for nuclear testing and expects this process to be completed in approximately 60 to 90 days.

If you require any further information, please contact me at 203-576-5584 or at peter.struzzi@stvincents.org.

Very truly yours,

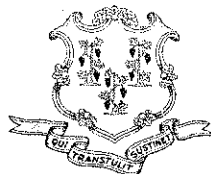
A handwritten signature in blue ink that reads "Peter H. Struzzi".

Peter H. Struzzi
Vice President and General Counsel

cc: Stuart G. Marcus, M.D., President and Chief Executive Officer

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH



Raul Pino, M.D., M.P.H.
Commissioner

Dannel P. Malloy
Governor
Nancy Wyman
Lt. Governor

Office of Health Care Access

July 13, 2016

VIA FACSIMILE ONLY

Peter H. Struzzi
Vice President and General Counsel
St. Vincent's Medical Center
2800 Main Street
Bridgeport, CT 06606

RE: Certificate of Need Determination Report Number 16-32101-DTR
Termination of Nuclear Cardiac Testing

Dear Attorney Struzzi:

Thank you for your notification dated July 7, 2016 regarding nuclear cardiac testing services offered by St. Vincent's Medical Center.

St. Vincent's Medical Center provided nuclear cardiac testing at its cardiology testing facility located at 115 Technology Drive, Trumbull, Connecticut. This site operated as a hospital outpatient service of St. Vincent's Medical Center. St. Vincent's Medical Center notified the Office of Health Care Access ("OHCA") that it ceased providing nuclear cardiac testing at this site on June 22, 2016.

Connecticut General Statutes § 19a-638(a)(5) requires a CON for the "termination of inpatient or outpatient services offered by a hospital...". Since the cardiac testing services provided by St. Vincent's Medical Center at the 115 Technology Drive, Trumbull, Connecticut location were terminated as of June 22, 2016, a **CON is required**.

Sincerely,

A handwritten signature in black ink, appearing to read "Kimberly R. Martone".

Kimberly R. Martone
Director of Operations

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



Phone: (860) 418-7001 • Fax: (860) 418-7053
410 Capitol Avenue, MS#13HCA
Hartford, Connecticut 06134-0308
www.ct.gov/dph

Affirmative Action/Equal Opportunity Employer

Olejarz, Barbara

From: Microsoft Outlook
To: Peter.struzzi@stvincents.org
Sent: Wednesday, July 13, 2016 10:48 AM
Subject: Relayed: CON determination

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Peter.struzzi@stvincents.org (Peter.struzzi@stvincents.org)

Subject: CON determination

Greer, Leslie

From: Martone, Kim
Sent: Friday, July 15, 2016 3:43 PM
To: Hansted, Kevin
Cc: Greer, Leslie
Subject: FW: On Behalf of Peter Struzzi
Attachments: K. Martone OHCA 7-15-2016.pdf

Kimberly R. Martone

Director of Operations, Office of Health Care Access
Connecticut Department of Public Health
410 Capitol Avenue, MS #13 CMN, Hartford, Connecticut 06134
Phone: 860-418-7029 Fax: 860-418-7053
Email: Kimberly.Martone@ct.gov Website: www.ct.gov/ohca



From: Bertanza, Joanne [<mailto:Joanne.Bertanza@stvincents.org>]
Sent: Friday, July 15, 2016 3:12 PM
To: Martone, Kim
Cc: Struzzi, Peter
Subject: On Behalf of Peter Struzzi

Dear Ms. Martone,

Please see the attached letter sent on behalf of Peter Struzzi. The original will be sent to you by FedEx overnight delivery.

Thank you.

Joanne Bertanza | Paralegal
P: 203.576.5060 | F: 203.576.5345
joanne.bertanza@stvincents.org

St. Vincent's Medical Center
2800 Main Street
Bridgeport, Connecticut 06606

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July 15, 2016

By Fedex and email
Kimberly.Martone@ct.gov

Ms. Kimberly Martone
Director of Operations
Office of Health Care Access
410 Capitol Avenue, MS#13HCA
P.O. Box 340308
Hartford, Connecticut 06134

Re: Certificate of Need Determination Report number 16-32101-DTR

Dear Ms. Martone:

St. Vincent's Medical Center has received your letter dated July 13, 2016, advising that a Certificate of Need pursuant to Connecticut General Statutes §19a-638(a)(5) is required to terminate nuclear cardiac testing services at its facility located at 115 Technology Drive, Trumbull, Connecticut.

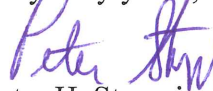
St. Vincent's submitted its letter to OHCA as a notification under Connecticut General Statutes §19a-639e(c) and Department of Public Health Regulations §19a-639e-2. Section 19a-639e(c) provides:

“Any health care facility that proposes to terminate the operation of a facility or service for which a certificate of need was not obtained shall notify the office not later than sixty days prior to termination the operation of the facility or service.”

Nuclear cardiac testing services at the Technology Drive site falls into this category. St. Vincent's will continue to offer non-nuclear stress testing and echocardiograms at the Technology Drive site and will continue to provide nuclear cardiac testing services at two other nearby locations.

St. Vincent's respectfully requests OHCA to reconsider its determination that a Certificate of Need is required for St. Vincent's to cease providing nuclear cardiac testing services at the Technology Drive site.

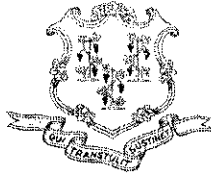
Very truly yours,

A handwritten signature in blue ink that reads "Peter Struzzi".

Peter H. Struzzi
Vice President/General Counsel

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH



Dannel P. Malloy
Governor
Nancy Wyman
Lt. Governor

Raul Pino, M.D., M.P.H.
Commissioner

Office of Health Care Access

July 19, 2016

VIA FACSIMILE ONLY

Peter H. Struzzi
Vice President and General Counsel
St. Vincent's Medical Center
2800 Main Street
Bridgeport, CT 06606

RE: Certificate of Need Determination Report Number 16-32101-DTR
Request to Reconsider

Dear Attorney Struzzi:

The Office of Health Care Access is in receipt of your letter dated July 15, 2016 requesting reconsideration of its Determination pertaining to nuclear cardiac testing services offered by St. Vincent's Medical Center.

The Supplement to Conn. Gen. Stat. § 19a-639e(c) states the following:

“(c) Unless otherwise required to file a certificate of need application pursuant to the provisions of subsection (a) of section 19a-638, any health care facility that proposes to terminate the operation of a facility or service for which a certificate of need was not obtained shall notify the office not later than sixty days prior to terminating the operation of the facility or service.”
(emphasis added)

Conn. Gen. Stat. § 19a-639e(c) only applies to those situations that do not require CON authorization pursuant to Conn. Gen. Stat. § 19a-638. As previously stated in OHCA's Determination, Conn. Gen. Stat. § 19a-638(a)(5) requires a CON for the “termination of inpatient or outpatient services offered by a hospital...”. Since St. Vincent's Medical Center is a hospital and the cardiac testing services at the 115 Technology Drive, Trumbull, Connecticut location were terminated as of June 22, 2016, a **CON is required**. Therefore, your request for reconsideration is denied.



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Hartford, Connecticut 06134-0308
www.ct.gov/dph

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Sincerely,

A handwritten signature in black ink, appearing to read "Kim Martone". The signature is fluid and cursive, with a large loop at the end.

Kimberly R. Martone
Director of Operations

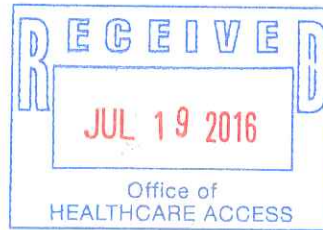
C: Rose McLellan, License and Applications Supervisor, DPH, DHSR



July 15, 2016

By Fedex and email
Kimberly.Martone@ct.gov

Ms. Kimberly Martone
Director of Operations
Office of Health Care Access
410 Capitol Avenue, MS#13HCA
P.O. Box 340308
Hartford, Connecticut 06134



Re: Certificate of Need Determination Report number 16-32101-DTR

Dear Ms. Martone:

St. Vincent's Medical Center has received your letter dated July 13, 2016, advising that a Certificate of Need pursuant to Connecticut General Statutes §19a-638(a)(5) is required to terminate nuclear cardiac testing services at its facility located at 115 Technology Drive, Trumbull, Connecticut.

St. Vincent's submitted its letter to OHCA as a notification under Connecticut General Statutes §19a-639e(c) and Department of Public Health Regulations §19a-639e-2. Section 19a-639e(c) provides:

“Any health care facility that proposes to terminate the operation of a facility or service for which a certificate of need was not obtained shall notify the office not later than sixty days prior to termination the operation of the facility or service.”

Nuclear cardiac testing services at the Technology Drive site falls into this category. St. Vincent's will continue to offer non-nuclear stress testing and echocardiograms at the Technology Drive site and will continue to provide nuclear cardiac testing services at two other nearby locations.

St. Vincent's respectfully requests OHCA to reconsider its determination that a Certificate of Need is required for St. Vincent's to cease providing nuclear cardiac testing services at the Technology Drive site.

Very truly yours,

A handwritten signature in blue ink that reads "Peter Struzzi".

Peter H. Struzzi
Vice President/General Counsel

Greer, Leslie

From: Struzzi, Peter <Peter.Struzzi@stvincents.org>
Sent: Tuesday, July 19, 2016 5:41 PM
To: Greer, Leslie
Subject: RE: St. Vincent's Medical Center CON Determination

Thank you.

From: Greer, Leslie [<mailto:Leslie.Greer@ct.gov>]
Sent: Tuesday, July 19, 2016 4:22 PM
To: Struzzi, Peter
Subject: St. Vincent's Medical Center CON Determination

Mr. Struzzi,
Attached is the decision for your request for reconsideration.

Leslie M. Greer
Office of Health Care Access
Connecticut Department of Public Health
410 Capitol Avenue, MS#13HCA, Hartford, CT 06134
Phone: (860) 418-7013 Fax: (860) 418-7053
Website: www.ct.gov/ohca



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