



**STATE OF CONNECTICUT**  
OFFICE OF HEALTH CARE ACCESS

M. JODI RELL  
GOVERNOR

CRISTINE A. VOGEL  
COMMISSIONER

September 28, 2005

Alan Kaye, M.D.  
President  
Advanced Radiology Consultants, LLC  
56 Quarry Road  
Trumbull, CT 06611

Re: Certificate of Need Determination, Report Number 05-30504-DTR  
Advanced Radiology Consultants, LLC  
Acquire a replacement CT scanner for existing Stamford practice location

Dear Dr. Kaye:

On May 10, 2005, the Office of Health Care Access ("OHCA") received a Certificate of Need ("CON") Determination request from Advanced Radiology Consultants, LLC ("Applicant") for the acquisition of a CT Scanner for the Applicant's Stamford practice location. Additional information was submitted on September 14, 2005. Please be advised that OHCA has reviewed your request and makes the following findings:

1. The Applicant currently operates a single-slice CT scanner at 1315 Washington Boulevard in Stamford, Connecticut. Other services at the Stamford practice location include general x-ray, ultrasound, MRI and mammography.
2. The estimated total capital expenditure related to the project is as follows:

Purchase of CT scanner *	\$370,000
Sales Tax	\$ 22,200
Renovations	<u>\$ 5,000</u>
Total	\$397,200

(\* includes shipping and delivery and installation as well as warranty. The price also includes removal of the old system)

3. The Applicant is planning to acquire a Toshiba Aquilion Super 4 Whole Body multi-slice CT scanner.
4. The replacement unit can be sited in existing space and equipment footprint, therefore minimal construction cost will be incurred for the project.

5. No facility fee will be charged.
6. The examinations performed on the unit will be supervised and interpreted by Advanced Radiology's sub-specialist radiologists.
7. A price quote/order summary has been provided for the CT scanner. The Quote has a date of June 29, 2005 and was executed by the Applicant and Toshiba on June 30, 2005. The Applicant received a budgetary quote for this equipment from Toshiba on April 28, 2005.
8. The Applicant is not required by Toshiba to pay for any portion of the unit until shipment is made.
9. The Quotation/Order Summary legally obligates the Applicant to purchase the specified CT scanning unit from Toshiba.
10. The Applicant has provided a letter from Toshiba which confirms that the Applicant is considered by Toshiba to have purchased the unit on June 30, 2005.

Based on the above findings, OHCA has determined that Advanced Radiology Consultants, LLC is not required to file a Certificate of Need request for the purchase of the CT scanner as the Applicant has made certain binding commitments related to this CT scanner acquisition prior to the implementation of Public Act 05-93. The Applicant has provided to OHCA satisfactory evidence that it entered into a legal purchase agreement for the CT scanning equipment for under \$400,000 prior to July 1, 2005 and further OHCA authorization is not required.

The Applicant is required to provide to OHCA, by December 31, 2005, evidence that the Applicant has, by that date, taken full possession of the replacement CT scanner. Any request to provide such evidence beyond that date, must be accompanied by a full and satisfactory explanation as to the specific and previously unforeseen barriers which have or do exist, which prevent the Applicant taking full possession by December 31, 2005.

If you have any questions concerning this letter, please contact Tillman Foster, Associate Health Care Analyst or Karen Roberts, Compliance Officer, at (860) 418-7001.

Sincerely,

*Signed by Commissioner Cristine A. Vogel on September 28, 2005*

Cristine A. Vogel  
Commissioner

CAV:kr

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