



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

M. JODI RELL  
GOVERNOR

CRISTINE A. VOGEL  
COMMISSIONER

November 12, 2008

Kolala Sridhar, MD  
President, Board of Directors  
Eastern Connecticut Endoscopy Center  
79 Wawecus Street, Suite 107  
Norwich, CT 06360

Re: CON Determination Request; Report Number: 08-31233-DTR  
Addition of Physician-Members  
Eastern Connecticut Endoscopy Center, LLC

Dear Dr. Sridhar:

On September 12, 2008, the Office of Health Care Access ("OHCA") received your Certificate of Need ("CON") Determination form regarding the addition of three physician-members to the Eastern Connecticut Endoscopy Center at no capital expenditure.

OHCA has reviewed the information contained in the submitted CON Determination form and makes the following findings:

1. Eastern Connecticut Endoscopy Center, LLC ("Center") is licensed by the State of Connecticut Department of Public Health as an Outpatient Surgical Facility.
2. Norwich GI Associates ("GI Associates") are the providers of the colonoscopy and gastroscopy procedures that are performed at the Center.
3. On June 29, 1999, under CON Determination Report Number 99-V, the GI Associates were allowed to proceed with the establishment of the Center without the requirement of Certificate of Need approval. At that time, Dr. Kolala Sridhar and Dr. You Sung Sang each owned a 50% interest in the Center.

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410 Capitol Ave., MS#13HCA, P.O. Box 340308, Hartford, CT 06134-0308  
Telephone: (860) 418-7001 Toll-Free: 1-800-797-9688  
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- On June 27, 2003, under CON Determination Report Number 03-30101-DTR, the Center received an exception from OHCA from needing a Certificate of Need by providing satisfactory evidence that the Center was in operation on or before July 1, 2003.
- Between June 2003 and July 2007, Dr. Ashan Manohar became a member of the Center with 12% ownership and Dr. Abera Abay became a member of the Center with 10% ownership. Until December 1, 2007, the Center was owned by the following physicians who were also partners in Norwich GI Associates:

<b>Physician Name</b>	<b>Ownership Interest, %</b>
Kolala Sridhar, MD	39%
You Sung Sang, MD	39%
Ashan Manohar, MD	12%
Abera Abay, MD	10%
<b>Total</b>	<b>100%</b>

- As of December 1, 2007, the Center has been owned by five physicians who are partners in Norwich GI Associates as shown in the following table:

<b>Physician Name</b>	<b>Ownership Interest, %</b>
Kolala Sridhar, MD	34%
You Sung Sang, MD	34%
Ashan Manohar, MD	12%
Abera Abay, MD	10%
Tonya Hall, MD	10%
<b>Total</b>	<b>100%</b>

- Subsection (c) of Section 19a-493b states, in part, that a transfer or change of ownership or control shall not be required if the outpatient surgical facility was owned and controlled exclusively by persons licensed pursuant to Section 20-13 and that after any such transfer or change of ownership or control, persons licensed pursuant to Section 20-13 shall own and control no less than a sixty per cent interest in the outpatient surgical facility.

OHCA finds that prior to the transfer of ownership the surgical practice was wholly owned and controlled by licensed physicians practicing within Norwich GI Associates and providers of services at the Center. After the transfer of ownership, the Center continues to be wholly owned and controlled by licensed physicians practicing within Norwich GI Associates.

OHCA concludes that at the time of the transfer of ownership on December 1, 2007, the surgical practice was in compliance with the requirements of Subsection (b) of Section 19a-493b of the Connecticut General Statutes. OHCA further concludes that the transfer of ownership does not require a Certificate of Need as the transfer satisfies the conditions of Subsection (c) of Section 19a-493b of the Connecticut General Statutes, as referenced above.

However, any change in scope or services from those presented may require that the Applicant file a Certificate of Need Determination from OHCA and OHCA should be notified in a timely manner regarding any such change. Thank you for providing OHCA with the information concerning the ownership of the Eastern Connecticut Endoscopy Center. If you have any questions regarding this letter, please contact Laurie K. Greci, Associate Research Analyst, at (860) 418-7001.

Sincerely,

*Signed by Commissioner Vogel on November 12, 2008*

Cristine A. Vogel  
Commissioner

CAV:lkg

C: Rose McLellan, Licensing Examination Assistant, DHSR, DPH