



State of Vermont
Department of Banking, Insurance
Securities and Health Care Administration
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November 17, 2011

Ms. Hedy Rubinger
Arnall Golden Gregory, LLP
171 17th Street, NW
Suite 2100
Atlanta, GA 30363

RE: Docket No. 11-100-H, Proposed Corporate Changes Relative to 46 Nichols Street Operations, LLC (Rutland facility) and 596 Sheldon Road Operations, LLC (St. Albans facility), Issued a Certificate of Need on June 8, 2010, Docket No. 08-101-H

Dear Ms. Rubinger:

By letter dated September 20, 2011, the Department determined that the proposed changes represented in your letters dated May 5, 2011, August 29, 2011 and September 14, 2011 constitute a material change pursuant to 18 V.S.A. § 9444(b) and Rule H-2010-01 § 3(9).

Given the nature of the transaction, as represented by the materials submitted and by representations made during our conference call on November 16, 2011, Health Resource Allocation Standards do not appear to apply. However, your application must show that the project is consistent with 18 V.S.A. § 9437(2-6). As outlined during the conference call on November 16, 2011, the Department also requires sufficient financial information to evaluate the impact of the project. Therefore, please complete financial Tables 1 and 2, Tables 3-7 A, B, and C and Table 9 A, B, and C. If there are difficulties in completing these tables, please contact the Department immediately. If you wish to request expedited review, please include this request in a separate letter with the application.

In responding to the statutory criteria, please restate the criteria verbatim in bolded font and respond to each in unbolded font. Please provide the original and six copies of the application and any attachments as well as two copies of the Verification Under Oath, Form A. Also, please file the application and any attachments electronically. My email address is: donna.jerry@state.vt.us.

If you have any further questions, do not hesitate to call me at (802) 828-2918.

Sincerely,

Donna Jerry
Health Policy Analyst

cc: Brian Martin

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