



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

November 20, 2009

IN THE MATTER OF:

A modification of a previous Certificate of Need authorization as allowed by Section 4-181a(b), Connecticut General Statutes

Notice of Modification Final Decision
Office of Health Care Access
Docket Number: 09-31282-MDF

**MC1 Healthcare, LLC d/b/a
Mountainside Treatment Center**

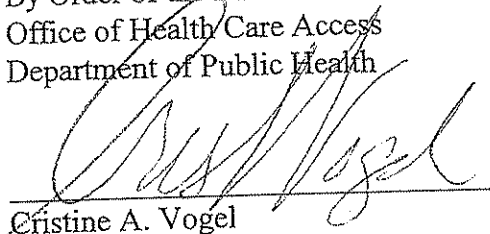
A request to modify a previous Certificate of Need authorization in order to allow a change in the Name of the Licensee of the facility from Artemis Partners, LLC to MC1 Healthcare, LLC., a related legal entity

To: Terence R. Dougherty
President and CEO
MC1 Healthcare, LLC d/b/a
Mountainside Treatment Center
187 South Canaan Road
Route 7, P.O. Box 717
Canaan, CT 06018

Dear Mr. Dougherty:

This letter will serve as notice of the Final Decision of the Office of Health Care Access in the above matter, as provided by Section 4-181a(b), C.G.S. On November 20, 2009, this Modification was rendered as the revised order of the Office of Health Care Access. A copy of the Final Decision is attached hereto for your information.

By Order of the Division of
Office of Health Care Access
Department of Public Health


Cristine A. Vogel
Deputy Commissioner

CAV: kr:tf



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

**A Modification of a Previously
Authorized Certificate of Need**

Applicant: MC1 Healthcare, LLC d/b/a Mountainside Treatment Center

Modification Docket Number: 09-31282-MDF

Modification Project Title: A request to modify a previous Certificate of Need authorization in order to allow a change in the Name of the Licensee of the facility from Artemis Partners, LLC to MC1 Healthcare, LLC., a related legal entity

Original Project Docket Number and Title: Docket Number 08-31282-CON;
Change in Ownership of Mountainside Foundation, Inc., Owner and Operator of Mountainside Lodge, an Inpatient Substance Abuse Treatment Facility, to Artemis Partners, LLC

Statutory Reference: Section 19a-638, Connecticut General Statutes

Filing Date: October 14, 2009

Decision Date: November 20, 2009

Staff: Tillman Foster

Project Description: MC1 Healthcare, LLC d/b/a Mountainside Treatment Center requests a modification of the Certificate of Need authorization under Docket Number 08-31282-CON in order to allow a change in the name of the licensee as stated in the previous Certificate of Need authorization from Artemis Partners, LLC to MC1 Healthcare, LLC, a related entity.

Findings of Fact

1. On May 18, 2009, under Docket Number 08-31282-CON, the Office of Health Care Access (“OHCA”) granted a Certificate of Need (“CON”) pursuant to Section 19a-638 of the Connecticut General Statutes to Mountainside Foundation, Inc. and Artemis Partners, LLC (“Applicants”) to change the ownership of Mountainside Lodge, an inpatient substance abuse treatment facility located in Canaan, CT, from the Mountainside Foundation, Inc. to Artemis Partners, LLC.
2. On October 14, 2009, MC1 Healthcare, LLC filed a request for modification of the CON decision in order to revise the authorization to change the licensee name from Artemis Partners, LLC to MC1 Healthcare, LLC. MC1 Healthcare, LLC would then be the Applicant to the authorized CON.
3. In the time leading up to the actual closing date for change of ownership, September 29, 2009, it was recommended by Applicants’ counsel that MC1 Healthcare, LLC be established as a limited liability company with Artemis Partners, LLC as a sole member. Martin Fedor is the sole owner of the entire entity which includes Artemis and MC1 Healthcare, LLC.
4. On October 1, 2009, a new Department of Public Health license was issued to MC1 Healthcare, LLC d/b/a Mountainside Treatment Center, which was also the same date Mountainside Treatment Center commenced its operations under its new name¹.
5. There has only been a change in the licensee of the facility: there have been no changes in staff, treatment program or services or any other information in the Applicants’ original application.

¹ The center was previously named Mountainside Lodge

Discussion

OHCA has reviewed this request for a modification to a previously authorized CON and finds that the relationship of the CON authorized under Docket Number 08-31282-CON, to Section 19a-637, C.G.S., is not altered by this request for a modification under Docket Number 09-31282-MDF. It is MC1 Healthcare, LLC d/b/a Mountainside Treatment Center's intent to comply with order authorized by OHCA in this matter and appears to be reasonable.

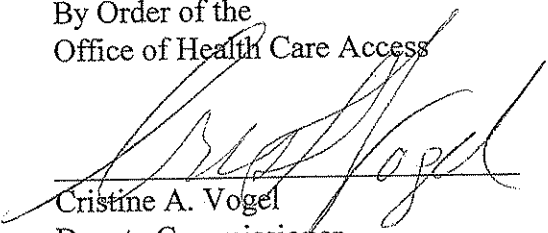
Order

Based on the above discussion and the reasons provided in the MC1 Healthcare, LLC d/b/a Mountainside Treatment Center modification request, OHCA hereby grants the request and modifies the order and Condition 4 as stated in Docket Number 08-31282-CON, as follows:

4. Should MC1 Healthcare, LLC d/b/a Mountainside Treatment Center intend to, or plan, any change or ownership, terminate any services or establish any new services, it shall file with OHCA a Certificate of Need Determination Request or Letter of Intent regarding the intended or planned change in ownership, termination, or services.

All other conditions set forth in the CON authorization issued under Docket Number 08-31282-CON, not further modified herein, will remain in full effect.

By Order of the
Office of Health Care Access


Cristine A. Vogel
Deputy Commissioner

11-20-09
Date

CAV/kr/tf