



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

M. JODI RELL  
GOVERNOR

CRISTINE A. VOGEL  
COMMISSIONER

October 18, 2007

Ms. Barbara Durdy  
Planning & Business Development  
Hospital of Saint Raphael  
1450 Chapel Street  
New Haven, CT 06511

Re: Certificate of Need Determination Report Number 07-31038-DTR  
Hospital of Saint Raphael  
Establishment of Two Surgical Subspecialty Faculty Practice Physician Offices

Dear Ms. Durdy:

The Office of Health Care Access ("OHCA") is in receipt of your request for a CON Determination Report regarding the establishment two surgical subspecialty faculty practice physician offices in Branford and Hamden with no associated capital expenditure. OHCA has reviewed the information contained in your request and makes the following findings:

1. The Hospital of Saint Raphael ("Hospital") is an acute care teaching hospital located in New Haven, Connecticut.
2. The Hospital serves the residents of 22 towns in and around the greater New Haven area.
3. Recently, the Hospital acquired a general surgery physician practice (Orchard Surgical Specialists) with offices in Branford and Hamden.
4. The Hospital is proposing to establish a surgical specialty consultation service at two locations, to be staffed 2 half days per week at each site:
  - 2200 Whitney Ave, Hamden, Connecticut; and
  - 84 North Main Street, Branford, Connecticut.

5. In this office setting the Hospital proposes to provide surgical consultation and follow-up, coordinate radiology imaging, and coordinate oncology and radiation treatment.
6. The Hamden and Branford offices will be staffed by a general surgeon with expertise in one of five areas: breast surgery, hepatobiliary surgery, bariatric surgery, colorectal surgery, or trauma surgery.
7. The proposed expansion of the surgical consult service will be operated under the Hospital of Saint Raphael's license.
8. Professional fees will be charged by the physician and will be billed through the Hospital's faculty practice plan. The Hospital will not charge a facility fee for the proposed service.
9. The proposal has no associated capital expenditure.
10. The proposal has an estimated start date of November 1, 2007.
11. Pursuant to Section 19a-638 (2) of the Connecticut General Statutes each health care facility or institution or state health care facility or institution, including any inpatient rehabilitation facility, which intends to introduce any additional function or service into its program of health care shall submit to the office, prior to the proposed date of the institution of such function or service, a request for permission to undertake such function or service.

Based on the above findings, OHCA has determined that the proposal to establish a surgical specialty consultation service at two new locations in Hamden and Branford, with no associated capital expenditure, represents the establishment of a new service in two new locations. Therefore, the proposal of the Hospital of Saint Raphael to establish a surgical specialty consultation service at two new locations in Hamden and Branford requires Certificate of Need authorization by OHCA pursuant to Section 19a-638 (2) of the Connecticut General Statutes.

If the Petitioner is agreeable, OHCA will consider the submission of information received on September 14, 2007, as the Letter of Intent for this matter; therefore The Hospital of Saint Raphael may file a completed CON application with OHCA between November 13, 2007 and January 12, 2008. The CON application is being mailed to your attention separately.

**If the Petitioner is not agreeable with this process and wishes to secure CON authorization for the establishment of a surgical specialty consultation service at two new locations in Hamden and Branford, The Hospital of Saint Raphael must immediately notify OHCA in writing of its position and submit a Letter of Intent to OHCA regarding its proposal.**

Thank you for providing information to OHCA regarding this proposal. If you have any questions concerning this letter, please contact Alexis G. Fedorjaczenko or Laurie K. Greci at (860) 418-7001.

Sincerely,

*Signed by Commissioner Vogel on October 18, 2007*

Cristine A. Vogel  
Commissioner

CAV:agf