



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

Via Facsimile Only

May 5, 2010

Andrea Rynn

Director of Public and Government Relations
The Danbury Hospital
24 Hospital Avenue
Danbury, CT 06810

Re: CON Determination Request; Report Number: 10-31592-DTR
Danbury Health Systems, Inc. d/b/a The Danbury Hospital and Ridgefield Surgical Center
Proposal to Perform Electro-Shockwave Lithotripsy at the Ridgefield Surgical Center
Pursuant to 19a-639(a) of the Connecticut General Statutes, as amended
by Public Act: 09-232, Section 93(f)

Dear Ms. Rynn:

On April 12, the Office of Health Care Access ("OHCA") received your completed Certificate of Need ("CON") Determination request on behalf of The Danbury Hospital and Ridgefield surgical Center to perform electro-shockwave lithotripsy at the Ridgefield Surgical Center rather than at The Danbury Hospital. OHCA has reviewed your request and makes the following findings:

1. The Danbury Hospital ("Hospital") is an acute care general hospital located at 24 Hospital Avenue, Danbury, Connecticut. The Hospital is a subsidiary of Danbury Health Systems, Inc.
2. The Hospital currently provides electro-shockwave lithotripsy ("lithotripsy service") one-half day, every other week. The service is scheduled for patents through the urologists' offices.
3. Ridgefield Surgical Center ("Center") is a multi-specialty ambulatory surgery center located at 901 Ethan Allen Highway, Ridgefield, CT. The Center is also a subsidiary of Danbury Health Systems, Inc.
4. The Hospital is seeking to establish the lithotripsy service at the Center by the same urologists that currently provide the service at the Hospital.

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5. The Hospital utilizes an operating room for the lithotripsy services. Having the lithotripsy service transferred to the Center will provide patients with a convenient outpatient setting.
6. The Hospital will benefit by having additional flexibility in the use of the Hospital's operating rooms.
7. Serbin Surgery Center Billing, LLC performs billing of all services provided at the Center and will also bill for the proposed lithotripsy service.
8. United Medical Systems is the company that will own the equipment and lease it to the Center. ~~It is the same company through which the Hospital currently leases the equipment.~~ The Hospital contends that the total capital expenditure associated with the proposal is \$195,000 for the per diem fee of the equipment.
9. Pursuant to 19a-639(a) of the Connecticut General Statutes ("C.G.S."), as amended by Public Act: 09-232, Section 93(f):

"Each short-term acute care general or children's hospital, chronic disease hospital or hospital for the mentally ill that on July 1, 2009, is providing outpatient services,that thereafter proposes to provide such services at an alternative location within the primary service area of the health care facility or institution, shall be exempt from the certificate of need requirements prescribed in subsection (a) of section 19a-638, as amended by this act, ..."

10. OHCA finds that the Hospital currently offers lithotripsy services and that the town of Ridgefield is within the Hospital's primary service area.

Based on these findings, OHCA has determined that The Danbury Hospital's and Ridgefield Surgical Center's proposal to transfer the lithotripsy service from the Hospital to the Center meets the exemption requirements under Public Act 09-232, Section 93(f) and therefore, a Certificate of Need is not required.

If you have any questions concerning this letter, please contact Laurie K. Greci at (860) 418-7001.

Sincerely,



Cristine A. Vogel
Deputy Commissioner

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

CAV:MD:lkg