



COMMONWEALTH of VIRGINIA

M. Norman Oliver, MD, MA
State Health Commissioner

Department of Health
P O BOX 2448
RICHMOND, VA 23218

TTY 7-1-1 OR
1-800-828-1120

August 3, 2020

Mr. Thomas J. Stallings
McGuireWoods LLP
Gateway Plaza
800 East Canal Street
Richmond, Virginia 23219

RE: **COPN No. VA-04714**
Appomattox Imaging, LLC
Introduce CT imaging with one CT scanner

Dear Mr. Stallings:

In accordance with Chapter 4, Article 1.1 of Title 32.1 of the Code of Virginia of 1950 (the Code), as amended, I reviewed the application and all supporting documents submitted by Appomattox Imaging, LLC (Appomattox) to introduce CT imaging with one CT scanner.

As required by Section 32.1-102.3B of the Code, I have considered all factors that must be taken into account in a determination of public need, and I have concluded that **conditional approval** of the request is warranted based on the following findings:

1. The Appomattox project is consistent with applicable provisions of the SMFP and the public interests and purposes to which the SMFP and the COPN law are dedicated.
2. The project would establish a non-hospital-based CT service in PD 19, thereby providing the only convenient, low cost alternative for residents.
3. The project is unlikely to have an effect on the utilization of existing providers of CT services.
4. The capital costs of the project are reasonable.

This certificate is valid for the period August 3, 2020 through August 2, 2021.
The total authorized capital cost of the project is \$872,704.

Mr. Thomas J. Stallings
Appomattox Imaging, LLC
August 3, 2020
Page 2

Please file two copies of the application for a certificate extension with the Department no later than 30 days before the expiration date of the certificate. Part VIII of the Virginia Medical Care Facilities Certificate of Public Need Rules and Regulations identifies the filing requirements and review procedure for certificate extension requests.

Sincerely,

A handwritten signature in blue ink that reads "M. Norman Oliver MD". The signature is fluid and cursive, with the "MD" at the end being more distinct.

M. Norman Oliver, MD, MA
State Health Commissioner

Enclosures

cc: Allyson Tysinger, Senior Assistant Attorney General, Commonwealth of Virginia
Erik Bodin, Director, Division of Certificate of Public Need
Deborah K. Waite, Operations Manager, Virginia Health Information
Alton Hart, Jr., MD, MPH, District Director, Crater Health District

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF HEALTH
MEDICAL CARE FACILITIES CERTIFICATE OF PUBLIC NEED

THIS CERTIFIES THAT Appomattox Imaging, LLC is authorized to initiate the proposal as described below.

NAME OF FACILITY: Appomattox Imaging Center

LOCATION: 930 South Avenue, Suite 1, Colonial Heights, Virginia 23834

OWNERSHIP AND CONTROL: Appomattox Imaging, LLC

SCOPE OF PROJECT: Introduce CT imaging with one CT scanner. The capital cost associated with the proposed project is \$872,704. The project is expected to be completed by February 3, 2021. This certificate is issued with the condition that appears on its reverse.



Pursuant to Chapter 4, Article 1:1 of Title 32.1, Sections 32.1-102.1 through 32.1-102.12 of the Code of Virginia (1950), as amended and the policies and procedures promulgated thereunder, this Medical Care Facilities Certificate of Public Need is issued contingent upon substantial and continuing progress towards implementation of the proposal within twelve (12) months from the date of issuance. A progress report shall be submitted to the State Health Commissioner within twelve (12) months from the date of issuance along with adequate assurance of completion within a reasonable time period. The Commissioner reserves the right not to renew this Certificate in the event the applicant fails to fulfill these conditions. This Certificate is non-transferable and is limited to the location, ownership, control and scope of the project shown herein.

Certificate Number: VA-04714

Date of Issuance: August 3, 2020

Expiration Date: August 2, 2021


M. Norman Oliver, MD, MA, State Health Commissioner

Appomattox Imaging, LLC will provide CT services to all persons in need of this service, regardless of their ability to pay, and will provide as charity care to all indigent persons free services or rate reductions in services and facilitate the development and operation of primary care services to medically underserved persons in an aggregate amount equal to at least 3.4% of

Appomattox Imaging, LLC's total patient services revenue derived from CT services provided at Appomattox Imaging Center as valued under the provider reimbursement methodology utilized by the Centers for Medicare and Medicaid Services for reimbursement under Title XVIII of the Social Security Act, 42 U.S.C. § 1395 et seq. Compliance with this condition will be documented to the Division of Certificate of Public Need annually by providing audited or otherwise appropriately certified financial statements documenting compliance with the preceding requirement. Appomattox Imaging, LLC will accept a revised percentage based on the regional average after such time regional charity care data valued under the provider reimbursement methodology utilized by the Centers for Medicare and Medicaid Services for reimbursement under Title XVIII of the Social Security Act, 42 U.S.C. § 1395 et seq. is available from Virginia Health Information. The value of charity care provided to individuals pursuant to this condition shall be based on the provider reimbursement methodology utilized by the Centers for Medicare and Medicaid Services for reimbursement under Title XVIII of the Social Security Act, 42 U.S.C. § 1395 et seq.

Appomattox Imaging Center will provide CT care to individuals who are eligible for benefits under Title XVIII of the Social Security Act (42 U.S.C. § 1395 et seq.), Title XIX of the Social Security Act (42 U.S.C. § 1396 et seq.), and 10 U.S.C. § 1071 et seq. Additionally, Appomattox Imaging Center will facilitate the development and operation of primary and specialty medical care services in designated medically underserved areas of the applicant's service area.