

**Holly S. Hosford**

hhosford@bradley.com

205.521.8376

**Bradley**

073-P2323

RECEIVED

May 07 2021

STATE HEALTH PLANNING AND  
DEVELOPMENT AGENCY

RV2021-017

May 5, 2021

Via Electronic Filing  
(shpda.online@shpda.alabama.gov)

Ms. Emily Marsal, Esq.  
Executive Director  
State Health Planning and Development Agency  
100 North Union Street, Suite 870  
Montgomery, Alabama 36104

Re: Affinity Acquisitions, LLC d/b/a Affinity Hospice  
SHPDA ID 073-P2323  
Request for Reviewability Determination to Establish Branch Office in Alabaster (Shelby County)

Dear Ms. Marsal:

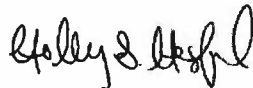
I am writing on behalf of Affinity Acquisitions, LLC d/b/a Affinity Hospice (the "Agency") to request your determination, pursuant to Section 401-1-7-.02 of the Alabama Certificate of Need Program Rules & Regulations ("CON Rules"), that the Agency is not required to obtain a new Certificate of Need ("CON") to establish a hospice branch office in Alabaster, Shelby County, which is located within the service area the Agency is permitted to serve pursuant to CON 2323-HPC. In order to assist with this determination, we offer the following information:

1. Pursuant to CON 2323-HPC, the Agency has CON authority to provide in-home hospice services in the following counties: Jefferson, St. Clair, Blount, Shelby, Bill, Talladega, Chilton and Walker.
2. The Agency seeks approval to establish a branch office in Alabaster, Shelby County. The branch office will operate under the Agency's Medicare Provider Number, 01-1624.
3. No services will be provided at the branch office because the services will be provided in the patients' homes.
4. The branch office will only serve patients in the counties the Agency is authorized to serve under CON 2323-HPC.
5. This request does not seek to alter the services provided by the Agency or to alter the Agency's authorized CON service area.
6. The establishment of the branch office does not involve the construction, development, acquisition, or other establishment of a new health care facility and does not involve any capital expenditures in excess of the threshold amounts set forth in CON Rule § 410-1-4-.01 (\$3,079,347 for major medical equipment, \$1,231,738 for new annual operating costs, and \$6,158,695 for other capital expenditures).

7. The establishment of the branch office does not involve the addition, relocation, or reallocation of beds and does not entail the acquisition of major medical equipment.
8. The establishment of the branch office does not involve the offering of a new health care service, as the Agency currently provides in-home hospice services to patients in Shelby County, as authorized by CON 2323-HPC.
9. The establishment of the branch office does not involve a new institutional health service subject to review under Ala. Code § 22-21-263 and/or CON Rule § 410-1-4-.01.

Based upon the above, we respectfully request your determination that Affinity Acquisitions, LLC d/b/a Affinity Hospice is not required to obtain a CON in order to establish a branch office in Shelby County. We appreciate your consideration of this request and welcome the opportunity to address any questions regarding this matter. The applicable filing fee will be delivered to the Agency via Fed Ex. Thank you very much.

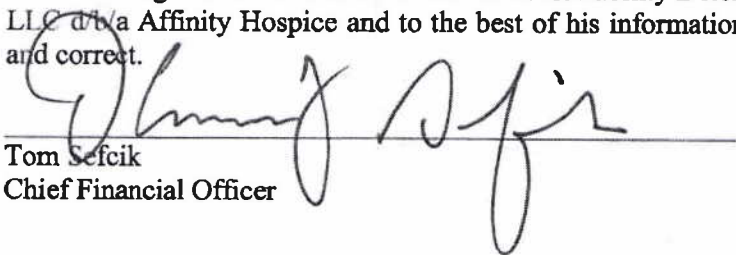
Best regards,



Holly S. Hosford

Affirmation of Requesting Party:

The undersigned, being first duly sworn, hereby makes oath or affirms that he, as Chief Financial Officer, has knowledge of the facts in the attached Reviewability Determination Request for Affinity Acquisitions, LLC d/b/a Affinity Hospice and to the best of his information, knowledge and belief, such facts are true and correct.

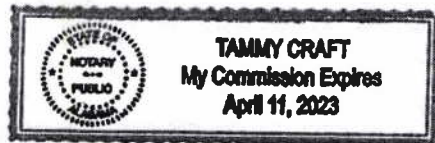
  
\_\_\_\_\_  
Tom Sefcik  
Chief Financial Officer

(SEAL)

SUBSCRIBED AND SWORN to before me this 5 day of May, 2021.

  
\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_



**Holly S. Hosford**  
hhosford@bradley.com  
205.521.8376



May 12, 2021

RV2021-017  
**RECEIVED**  
May 13 2021

STATE HEALTH PLANNING AND  
DEVELOPMENT AGENCY

Via Electronic Filing  
(shpda.online@shpda.alabama.gov)

Ms. Emily Marsal, Esq.  
Executive Director  
State Health Planning and Development Agency  
100 North Union Street, Suite 870  
Montgomery, Alabama 36104

Re: RV2021-017  
Affinity Acquisitions, LLC d/b/a Affinity Hospice  
Response to Request for Additional Information

Dear Ms. Marsal:

On behalf of Affinity Acquisitions, LLC d/b/a Affinity Hospice (the "Agency"), I write to respond to your letter dated May 11, 2021.

In your letter, you request the approximated annual operating costs and capital expenditures of the proposed project. The project does not involve new costs associated with the branch office exceeding the following expenditure thresholds: (i) \$3,079,347 for major medical equipment; (ii) \$1,231,738 for new annual operating costs; and (iii) \$6,158,695 for capital expenditures.

Your letter also requests a disclosure of financial interests in the entity requesting the reviewability determination held by any other healthcare facilities or groups. The entity requesting the reviewability determination, the Agency, is a wholly owned subsidiary of Affinity Hospice Holdings, LLC, which is owned by MBF Healthcare Partners II, L.P. and Ray Shrout. No other healthcare facilities or groups have any ownership interest in the Agency.

Please do not hesitate to contact me if you have any further questions or need any additional information.

Best regards,

A handwritten signature in cursive script that reads "Holly S. Hosford".

Holly S. Hosford