

Constantino, Mike

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11-119

From: Harris, Therese M. [THarris@atg.state.il.us]
Sent: Friday, May 11, 2012 11:26 AM
To: Constantino, Mike
Subject: Silver Cross sale of dialysis centers.
Attachments: SILVER CROSS LTR TO HFSRB DTD 5-11-12_05-11-2012_11-09-05.pdf

Hi Mike,
See attached "no objection" letter.

Therese M. Harris, Chief
Charitable Trusts Bureau
Office of the Illinois Attorney General
100 West Randolph Street, 11th Floor
Chicago, Illinois 60601
(312) 814-2533

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OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

May 11, 2012

Lisa Madigan
ATTORNEY GENERAL

Dale Galassie, Chairman
Illinois Health Facilities and
Services Review Board
525 West Jefferson Street
Springfield, Illinois 62761

Re: Permit Application for Change of Ownership of Silver Cross Renal Center

Dear Chairman Galassie:

We have reviewed the charitable trust aspects of the proposed sale of Silver Cross Renal Center to Total Renal Care, Inc., a subsidiary of DaVita, Inc., a for-profit entity. In conducting our review, we have considered not only the information and documentation provided to us by Silver Cross Renal Center and Silver Cross Hospital Medical Center, but also DaVita's agreement to continue to deliver the same level of unreimbursed care to uninsured dialysis patients for a period of seven years following closing. Specifically, DaVita has informed us that it has agreed to the following:

"For a period of seven years following the closing of DaVita's acquisition of the Centers, DaVita agrees to accept uninsured patients for dialysis treatment at the Centers (as long as those patients are medically appropriate for admission at an outpatient hemodialysis center) and to provide unreimbursed care to those uninsured patients whose household income does not exceed 200% of the Department of Health and Human Services poverty guidelines, up to the historical levels provided by Silver Cross Hospital at the Centers taking into account any adjustments (i.e., increases or decreases) in patient volumes."

Based on all of the above, we have no objection to this proposed sale of charitable assets.

Sincerely,

A handwritten signature in cursive script, appearing to read "Therese M. Harris".

Therese M. Harris, Chief
Charitable Trusts Bureau
100 West Randolph Street, 11th Floor
Chicago, Illinois 60601
(312) 814-2533