



Fresenius Medical Care

RECEIVED

February 19, 2013

FEB 25 2013

HEALTH FACILITIES &
SERVICES REVIEW BOARD

Mr. Mike Constantino
Illinois Health Facilities & Services Review Board
525 West Jefferson, 2nd Floor
Springfield, IL 62761

Re: Project #11-038, Fresenius Medical Care Naperville

Dear Mike:

Per your conversation with Clare Ranalli, I am writing to request an advisory opinion pertaining to whether the permit holder for the above referenced matter will need to obtain a CON to build out space identified as unfinished shell space in the original CON application with respect to the above-referenced project (the "Application"). The facts are as follows:

- On January 10, 2012 the establishment of the Naperville 16 station end stage renal disease treatment facility was approved (a copy of the permit letter is attached);
- The facility totals 8,000 GSF and 2,000 of the total GSF identified as shell space, when the Application was filed;
- The commitment was made within the Application to come back before the Health Facilities and Services Review Board ("Board") for a permit when the shell space was to be built out;
- The Naperville facility has a current need to build out the shell space for use for peritoneal dialysis (home training) at a cost of approximately \$495,000;
- When the space is built out for peritoneal dialysis, the facility would also like to have a portion of it built out for use for the future addition of dialysis stations if/when needed (note: no dialysis stations will be added without requesting approval from the Board, and we do not anticipate we would have a need to add stations for at least a year after the facility is certified - however, since the patients for this facility will transfer from the Naperville facility which is at 87% utilization currently, we are anticipating in advance the need to add stations):

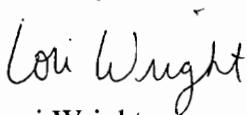
Fresenius Medical Services ♦ North Division

One Westbrook Corporate Center, Suite 1000 Westchester, IL 60154 708-562-0371

We would like an advisory opinion as to whether the anticipated build out for peritoneal dialysis use will require a CON permit. We are hopeful that a CON permit is not required simply to build out the space for the current intended use for peritoneal dialysis/home training (with the understanding we will obtain a permit for adding stations in this space if/when necessary).

Thank you, and should you have any questions to assist you in arriving at an advisory opinion do not hesitate to contact us. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Lori Wright".

Lori Wright
Senior CON Specialist

cc: Clare Ranalli