



**FRESENIUS  
MEDICAL CARE**

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**JUN 07 2016**

**HEALTH FACILITIES &  
SERVICES REVIEW BOARD**

June 6, 2016

Mike Constantino  
Illinois Health Facilities & Services Review Board  
525 West Jefferson, 2<sup>nd</sup> Floor  
Springfield, IL 62761

Re: Concerns - #16-020, Dialysis Care Center Oak Lawn

Dear Mike:

After reviewing the above application filed by Dialysis Care Center Oak Lawn, LLC & Dialysis Care Center Holdings, LLC we at Fresenius appreciate the fact that you have requested additional information from the applicant. We have similar concerns and in order to evaluate the application accurately this information is necessary. I would, however, also like to draw your attention to additional items regarding this application that we have found disconcerting that perhaps may require additional attention.

In attachment 26C (pages 107-109) the chart of zip codes within 30-minutes travel time as shown does not pertain to the applicant's site but rather is copied/cut/pasted directly from DaVita's application, #14-024 pages 88-90, to relocate its Stoney Creek facility. This site is over a mile away from the site of Dialysis Care Center Oak Lawn.

Also, in attachment 26C (pages 110-112) the chart of facilities within 30-minutes travel time as shown does not pertain to the applicant's site but rather is copied/cut/pasted directly from the same DaVita application, #14-024 pages 93-95, and pertains to the Stoney Creek application.

Responding to these two vital criteria by copying the data from a separate application skews the perception of the zip codes and clinics that lie within 30 minutes. It also invalidates comments made in the application regarding the 30-minute area surrounding the proposed clinic.

Another concern we have regarding this application is that it overlaps the service area of a simultaneously submitted application, #16-022, Dialysis Care Center Olympia Fields. Both applications are supported by the same physician practice, Kidney Care Center. This is even more problematic because Kidney Care Center nephrology practice physicians, specifically Tunji Morufu Alausa, M.D. and Mohammad Sameer Shafi, M.D. are also Joint Venture partners and supporting physicians for #14-042, DaVita Tinley Park, which is not yet in operation. The Tinley Park location is only 15 minutes away

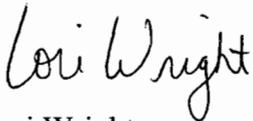
from the applicants Olympia Fields location. It appears that these two projects also have overlapping service areas. We are concerned that there may be duplication of patients, given these 3 projects are all within a short distance from each other and all supported by patients coming from the same practice. We would urge you to follow up on this issue also if possible.

In reading through the application there are multiple instances where it appears the applicant copied language from both DaVita and Fresenius applications to satisfy certain criteria, such as staff training. Due to the substantive nature of these projects it is concerning that the applicant is copying other applications, rather than conveying their own practices.

Lastly, in the Appendix, the applicant provided printed MapQuest travel times. The applicant utilized the MapQuest version that gives "real time" travel with most of the times conducted during the evening rush hour which is to the applicant's benefit. Travel analysis should utilize MapQuest Classic maps that show "normal" or shortest travel times, and then use the adjustment factor provided by Board rules, as do other applicants.

Thank you and please feel free to contact me should you have any questions.

Sincerely,

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

Lori Wright  
Senior CON Specialist

cc: Clare Ranalli