

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED
AHCA
AGENCY CLERK

2014 MAY 15 A 9:56

VITAS HEALTHCARE CORPORATION
OF FLORIDA,

Petitioner,

vs.

CASE NO. 14-1366CON
AHCA NO. 2014002825

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondent.

GREYSTONE HOSPICE OF
DISTRICT 6B, LLC,

Petitioner,

vs.

CASE NO. 14-1369CON
AHCA NO. 2014002494

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondent.

FINAL ORDER

THIS CAUSE came before the State of Florida, Agency for Health Care Administration ("the Agency") for the issuance of a final order.

1. On March 10, 2014, Greystone Hospice of District 6B, LLC, ("Greystone") requested a formal administrative hearing to contest the preliminary denial of Certificate of Need ("CON") Application No. 10206, which it submitted to establish a hospice program in the Service District 6B, and to contest the preliminary approval of VITAS Healthcare Corporation of Florida ("VITAS") CON Application No. 10207, to establish a hospice program in Hospice Service Area 6B.

2. The request was referred to the Division of Administrative Hearings (“DOAH”) where it was assigned Case No. 14-1369CON.

3. On March 13, 2014, VITAS requested a formal administrative hearing to challenge the co-batched CON Application filed by Greystone to establish a hospice program in Service District 6B, (CON No. 10206), and to support the preliminary approval of its application (CON No. 10207).

4. The request was referred to DOAH where it was assigned Case No. 14-1366CON.

5. On April 4, 2014, DOAH issued an Order of Consolidation.

6. On April 18, 2014, Greystone filed a Notice of Voluntary Dismissal.

It is therefore **ORDERED**:

7. The denial of Greystone’s CON Application No. 10206 is upheld.

8. The approval of VITAS’ CON Application No. 10207 is upheld subject to the conditions noted in the State Agency Action Report.

ORDERED in Tallahassee, Florida, on this 14 day of May, 2014.



Elizabeth Dudek, Secretary
Agency for Health Care Administration

NOTICE OF RIGHT TO JUDICIAL REVIEW

A party who is adversely affected by this Final Order is entitled to judicial review, which shall be instituted by filing one copy of a notice of appeal with the Agency Clerk of AHCA, and a second copy, along with filing fee as prescribed by law, with the District Court of Appeal in the appellate district where the Agency maintains its headquarters or where a party resides. Review of proceedings shall be conducted in accordance with the Florida appellate rules. The Notice of Appeal must be filed within 30 days of rendition of the order to be reviewed.

CERTIFICATE OF SERVICE

I CERTIFY that a true and correct copy of this Final Order was served on the below-named persons by the method designated on this 15th day of May, 2014.



Richard J. Shoop, Agency Clerk
Agency for Health Care Administration
2727 Mahan Drive, Mail Stop #3
Tallahassee, Florida 32308
(850) 412-3630

R. Bruce McKibben Administrative Law Judge Division of Administrative Hearings (Electronic Mail)	Lorraine M. Novak, Esquire Office of the General Counsel Agency for Health Care Administration (Electronic Mail)
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