

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED
AHCA
AGENCY CLERK

CCRC OPCO-FREEDOM SQUARE,
LLC d/b/a FREEDOM SQUARE
REHABILITATION AND NURSING
SERVICES,

2015 MAY 28 A 9 16

Petitioner,

DOAH NO. 15-1787CON

AHCA NO. 2015002589

vs.

CON NO. 10286

RENDITION NO.: AHCA- 15 -0314 -S-OLC

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondent.

FINAL ORDER

THIS CAUSE comes before the Agency for Health Care Administration (“the Agency”) concerning the Petition which was filed by CCRC OPCO-Freedom Square, LLC d/b/a Freedom Square Rehabilitation and Nursing Services (hereinafter “Freedom Square”) challenging the preliminary denial of a certificate of need (“CON”) by the Agency to add 56 community nursing home beds through the conversion of 56 sheltered nursing home beds.

1. In the October 3, 2014, Florida Administrative Register, Volume 40, Number 193, the Agency published its intent to preliminarily deny CON Application 10286 filed by Freedom Square.

2. On March 13, 2015, Freedom Square filed a Petition for Formal Administrative Hearing with the Agency Clerk.

3. The Parties have since entered into a settlement agreement (Exhibit A) resolving this litigation.

Based upon the foregoing, it is **ORDERED**:

1. The Agency shall issue a CON for 56 community nursing home beds, which shall contain a condition that Freedom Square will make a nursing home bed available at Freedom Square nursing home facility to any resident for any such resident requiring a nursing home.

2. Each party will be responsible for its own respective costs and attorney's fees.

3. Each party shall comply with the terms and condition of the settlement agreement the terms of which are incorporated herein by reference.

ORDERED in Tallahassee, Florida, on this 27 day of May, 2015.



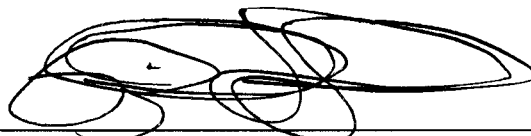
Elizabeth Dudek, Secretary
Agency for Health Care Administration

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 the original notice of appeal with the agency clerk of AHCA, and a copy along with the filing fee 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 the rendition of the order to be reviewed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been furnished by electronic mail to the persons named below on this 28th day of May, 2015.



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

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