

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED
AHCA
AGENCY CLERK

2018 JUN 15 A 11: 01

MUNROE HMA HOSPITAL, LLC, d/b/a
MUNROE REGIONAL MEDICAL CENTER,

Petitioner,

DOAH CASE NO. 18-0071CON

AHCA CASE NO. 2017015683

vs.

CON NO. 10498

FLORIDA HOSPITAL WATERMAN, INC.,
d/b/a FLORIDA HOSPITAL WATERMAN,
and STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondents.

FINAL ORDER

This matter concerns the denial of the certificate of need application (“CON”) filed by Munroe HMA Hospital, LLC, d/b/a Munroe Regional Medical Center (“Munroe”) to establish a 12-bed comprehensive medical rehabilitation (“CMR”) unit or a partial unit of six beds.

1. For the Hospital Beds and Facilities Batching Cycle of August 2017, three entities sought CON approval for CMR beds. Marion Community Hospital (“Marion”) sought approval to add 12 CMR beds to its existing hospital. Florida Waterman Hospital (“Waterman”) sought to add 12 CMR beds to its existing hospital. Munroe sought to add 12, or alternatively 6, CMR beds to a CON approved, but not existing, hospital.

2. On December 1, 2017, the Agency issued a decision preliminarily denying Munroe’s CON application 10498 to establish a 12-bed comprehensive medical rehabilitation unit or a partial unit of six beds. Munroe sought to add these CMR beds to the TimberRidge Hospital, which had been approved in CON 10449. The CMR unit was to be located within the approved, but not existing, TimberRidge Hospital.

3. On December 18, 2017, Munroe filed a petition for formal administrative hearing challenging the denial of CON 10498 (and 10498P).

4. On January 11, 2018, an order of consolidation was entered consolidating DOAH Case Nos. 18-0068CON, 18-0071CON, and 18-0075CON.

5. On March 30, 2018, Waterman filed a motion to dismiss Munroe's petition on grounds that the TimberRidge Hospital had been rejected by the DOAH and the Agency through an Agency Final Order. The Final Order was issued by the Agency on February 21, 2018, denying CON 10449, which was not appealed.

6. On May 3, 2018, the Administrative Law Judge entered an order on the motion to dismiss severing Case No. 18-0071CON, closing the file and relinquishing jurisdiction to the Agency for an appropriate order. (Exhibit A)

It is therefore **ORDERED**:

1. The petition for formal administrative hearing filed by Munroe is dismissed.

ORDERED in Tallahassee, Florida, on this 14th day of June, 2018.



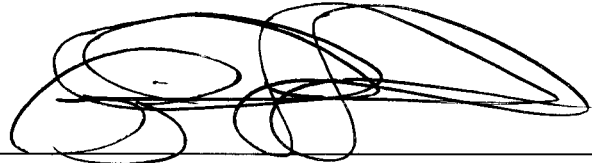
Justin M. Senior, Secretary
Agency for Health Care Administration

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 this Final Order has been furnished by the method designated to the persons named below on this 15th day of June, 2018.



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Administrative Law Judge
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