

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED
AHCA
AGENCY CLERK

2019 JAN 31 P 12:49

NAPLES COMMUNITY HOSPITAL, INC.,

Petitioner,

DOAH CASE NO. 18-3367CON

vs.

AHCA CASE NO. 2018009298

BRADEN CLINIC, LLC, AND
STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondents.

FINAL ORDER

THIS CAUSE is before the State of Florida, Agency for Health Care Administration (“Agency”) concerning the Petition filed by Naples Community Hospital, Inc. (“NCH”) contesting the preliminary approval of the application for a certificate of need (“CON”) 10522 filed by Braden Clinic, LLC (“Braden Clinic”) seeking to establish a 25-bed acute care hospital to be located in Collier County, District 8, Subdistrict 2.

1. On June 4, 2018, the Agency published a notice in the Florida Administrative Register of its preliminary approval of Braden Clinic’s application for CON 10522.
2. On June 22, 2018, NCH filed a Petition contesting the Agency’s approval of CON 10522, and this Petition was forwarded to the Division of Administrative Hearings.
3. On January 25, 2019, NCH filed a Notice of Voluntary Dismissal of its Petition challenging the approval of CON 10522.

It is therefore, **ORDERED**

1. The approval of CON 10522 is UPHELD.

ORDERED in Tallahassee, Florida, this 30 day of January,

2019.



Mary C. Mayhew, 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 the method designated to the persons named below on this 31st day of

January, 2019.



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