



STATE OF WASHINGTON
DEPARTMENT OF HEALTH

October 1, 2012

Jean Stevens, Regional Vice President
Fresenius Medical Care
2121 Southwest Broadway, #111
Portland, Oregon 97201

Dear Ms. Stevens:

As we discussed during our telephone conversation today, the department agrees to allow Pacific Northwest Renal Services, Inc. (PNRS) temporary operation of three dialysis stations at its Fort Vancouver Dialysis Center while its Battle Ground facility is being constructed and equipped as approved under Certificate of Need (CN) #1484.

Enclosed is an "Agreement for Temporary Operation of Kidney Dialysis Stations" allowing the three temporary stations at the Fort Vancouver facility. Please sign at the highlighted space on the agreement, and return to me. Once the CN Program representative has signed the document, I will forward a copy back to you for your files.

We monitor projects until completed or the expiration date, whichever occurs last. We do this with quarterly progress reports. We will monitor progress of the Clark County Dialysis Clinic using the progress reports submitted under CN #1484. Beginning December 30, 2012, we will also monitor progress of the temporary stations at the Fort Vancouver facility using a separate progress report. At least 30 days before the report's due date, you will receive a form to complete and return.

If you have any questions, please call me at 360-236-2955.

Sincerely,

Janis Sigman, Manager
Certificate of Need Program
Office of Certification and Technical Support

Enclosure



AGREEMENT FOR TEMPORARY OPERATION OF KIDNEY DIALYSIS STATIONS

THIS AGREEMENT is entered into this ____ day of _____, 2012, between Pacific Northwest Renal Services, LLC ("PRNS") and the Washington State Department of Health, Health Professions and Facilities, Certificate of Need Program, located at 111 Israel Road SE, Tumwater, Washington 98501 ("the Department").

WHEREAS, on August 16, 2012, the Department issued Certificate of Need #1484 to PRNS for the establishment of a new 24-station dialysis center in Clark County, to be known as PNRS Clark County Dialysis Clinic. The address of the dialysis center is not yet assigned, however the center would be located on specific property in Battle Ground.

WHEREAS, PRNS requests to operate three new dialysis stations at its Fort Vancouver Dialysis Center located at 312 Southeast Stonemill Drive, #150 in Vancouver, Washington 98684. The three stations would be operated on a temporary basis while PNRS Clark County Dialysis Clinic is constructed and operational.

NOW, THEREFOE, the Department and PNRS agree as follows:

- 1. PERMIT The Department hereby authorizes and approves the temporary use of no more than three kidney dialysis stations to be located at Fort Vancouver Dialysis Center while the project approved under Certificate of Need #1484 is complete and operational.
- 2. STIPULATION PNRS agrees that it will discontinue the use of the temporary kidney dialysis stations within 30 days of operation of the Battle Ground Dialysis Center, or on August 16, 2014, whichever is first. **In no case, will PNRS operate the temporary stations beyond August 16, 2014.**
- 3. NOTICE PNRS agrees to provide written notice to the Certificate of Need Program that the PNRS Clark County Dialysis Clinic is operational and the use of the temporary stations is terminated. PNRS further agrees to provide the Department with other information reasonably requested in connection with the operation of the temporary stations.
- 4. PROGRESS The Department will monitor continuing progress of the PNRS Clark County Dialysis Clinic project. PNRS agrees to complete the written progress reports at least quarterly and explain all delays in the progress toward completion of the dialysis center.

PACIFIC NORTHWEST RENAL SERVICES
PNRS CLARK COUNTY DIALYSIS CLINIC

WASHINGTON STATE DEPARTMENT OF HEALTH
HEALTH PROFESSIONS AND FACILITIES
CERTIFICATE OF NEED PROGRAM

By: _____

By: _____

Its: _____

Its: _____