

February 10, 2026

Lucky Adike, Practice Manager
Kitsap Gastro & Liver Clinic
Sent only via email: admin@kitsapgastro.com

RE: Determination of Reviewability #26-10 – Department’s Decision

Lucky Adike:

The Department of Health has completed its review of the determination of reviewability (DOR) request submitted by Kitsap Gastro & Liver Clinic. The request asks for confirmation that the establishment of a new ambulatory surgical facility in Poulsbo within Kitsap County is not subject to the Certificate of Need requirements in Washington Administrative Code (WAC) 246-310.

Below is the information considered and the facts relied upon by the Certificate of Need (CN) Program in reaching its conclusion regarding your DOR request.

RELEVANT CRITERIA

The department reviews requests for compliance with the following:

- [Revised Code of Washington 70.38](#),
- [Washington Administrative Code 246-310](#), and
- [Washington State Department of Health’s Interpretive Statement CN 01-18](#)¹

SOURCE INFORMATION CONSIDERED

- Kitsap Gastro & Liver Clinic’s Determination of Reviewability application received December 19, 2025
- Kitsap Gastro & Liver Clinic’s screening response letter received January 29, 2026
- Washington Secretary of State information obtained from <https://ccfs.sos.wa.gov/>
- Department of Health Integrated Licensing and Regulatory System (ILRS)

BACKGROUND INFORMATION AND FACTS CONSIDERED

- This determination of reviewability requests exemption from CN review for Kitsap Gastro & Liver Clinic to establish a new gastrointestinal ASF. Currently, surgical cases are performed at a third-party multi-specialty facility and which the applicant states cannot accommodate Kitsap Gastro & Liver Clinic’s growth needs.

¹ Approved by the Washington State Secretary of Health, John Wiesman, DrPH, MPH, effective January 19, 2018

- Kitsap Gastro & Liver Clinic does not yet have an address for the new clinic, but the parcel number is 102601-2-057-2001.
- Kitsap Gastro & Liver Clinic's new facility will have two operating rooms.
- Use of the surgery center will be limited to owners and employees of Kitsap Gastro & Liver Clinic.
- The surgical services provided at the ASC will be limited to gastroenterology.

THE PRIMARY PURPOSE OF THE FACILITY

These percentages are based on the increased volume of surgical services establishing a new ASC as well as the historical clinical volumes and revenues at Kitsap Gastro & Liver Clinic.

- The anticipated revenue from surgical services provided at surgery center will be approximately 43.3% of the total revenue generated by the facility.
- The anticipated patient visits for surgical services provided at the surgery center will be approximately 13.8% of the total patient visits to the facility.

CONCLUSION

Based on the totality of information in the request for determination of reviewability and resulting research, the department concludes the operation of Kitsap Gastro & Liver Clinic does not require a Certificate of Need at this time.

CHANGES THAT MAY AFFECT THIS DECISION

A facility can make changes that may impact the primary purpose of the facility. Such as if the revenues or patient visits related to surgical services begin to regularly exceed half of the facility's operations. Changes, including but not limited to the following, will likely either prompt Certificate of Need review or necessitate a new determination of reviewability:

- A change of ownership;
- Operational changes;
- Expansion of services;
- The addition of operating rooms;
- A change in location; or
- If the physicians or use of the facility change, resulting in different total revenues or visits.

APPEAL OPTION

This decision may be appealed. You or any person with standing may request an adjudicative proceeding to contest this decision within 28 calendar days from the date of this letter. The notice of appeal must be filed according to the provisions of chapter 34.05 RCW and WAC 246-310-610. A request for an adjudicative proceeding must be received within the 28-day timeframe at one of the following addresses.



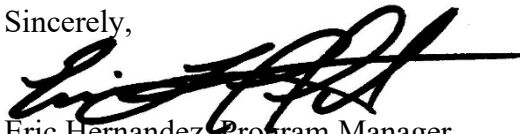
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Mailing Address:
Department of Health
Adjudicative Service Unit
Mail Stop 47879
Olympia, WA 98504-7879

Physical Address
Department of Health
Adjudicative Service Unit
111 Israel Road SE
Tumwater, WA 98501

If you have any questions or would like to arrange for a meeting to discuss this determination, please call (360) 236-2955.

Sincerely,



Eric Hernandez, Program Manager
Office of Community Health Systems

