



STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
*Olympia, Washington 98504*

February 6, 2020

Rudy Lai - Director, Special Projects  
DaVita Healthcare Partners Inc. - North Star Division  
32275 32nd Ave S  
Federal Way, WA 98001

Dear Mr. Lai:

Thank you for the Certificate of Need application received on Monday, December 2, 2019. The application proposed to establish a new 26 station dialysis facility in Clark County.

The department screened your application and sent a letter with questions on December 31, 2019 per Washington Administrative Code (WAC) 246-310-806. Responses were due back to the department on January 31, 2020. We did not receive responses by the due date. You confirmed in your February 5, 2020 email to the department that you did receive the screening questions on January 31, 2020.

WAC 246-310-090 outlines relevant procedures for the submission and withdrawal of applications, including kidney dialysis applications. It give specific instruction for the department in the event we do not receive timely screening responses under WAC 246-310-090(2)(b):

*“(b) The department shall return an incomplete certificate of need application to the person submitting the application if the department has not received a response to a request for the supplemental information sent in accordance with subsection (1)(c) of this section within forty-five days for emergency, expedited, and regular reviews unless extended by mutual agreement, and within one month for concurrent review after such request was sent.” [emphasis added]*

Based on the facts above, the Department is returning your 2019 Cycle 2 Clark County application with no further action.

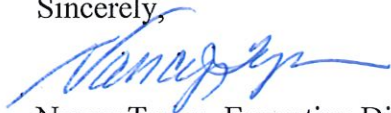
The department will be refunding DaVita, Inc. 75% of the \$25,054 review fee submitted with the application per WAC 246-310-990(3). The refund will be sent separately to you at the following address.

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Page 2 of 2

If you have any questions regarding the return of your application, you may contact the program directly at (360) 236-2955.

Sincerely,



Nancy Tyson, Executive Director  
Health Facilities and Certificate of Need  
Washington State Department of Health

CC: Casey Stowell, Fresenius Medical Care