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July 10, 2017

VIA EMAIL (paul.parker@maryland.gov)
& HAND DELIVERY

Mr. Paul Parker
Director, Center for Health Care Facilities
Planning & Development
Maryland Health Care Commission
4160 Patterson Avenue
Baltimore, Maryland 21215

Re: BAYADA Hospice Comment on Carroll Hospice CON
Application: Docket No. 16-24-2388

Dear Mr. Parker:

Enclosed please find BAYADA Home Health Care, Inc.'s written comments to the Certificate of Need application of Carroll Hospice.

Respectfully Submitted,



Jonathan Montgomery

Enclosures

cc: Mr. Kevin McDonald, Chief, Certificate of Need (via email)
Ms. Suellen Wideman, Esq., Assistant Attorney General (via email)
Ms. Ruby Potter, Health Facilities Coordination Officer, MHCC (via email)
Dr. Leana S. Wen, Baltimore City Department of Health
BAYADA Home Health Care, Inc. (internal distribution)

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Re: BAYADA Hospice Comment on Carroll Hospice
Certificate of Need Application: Docket No. 16-24-2388

Dear Mr. Parker:

Pursuant to COMAR 10.24.01.08(D)(2)(b), BAYADA Home Health Care Inc., d/b/a BAYADA Hospice (“**BAYADA**”) hereby submits to the Maryland Health Care Commission (the “**Commission**”) the following written comment to the December 9, 2016 Certificate of Need (“**CON**”) application of Carroll Hospice (“**Carroll Hospice**”) to establish a new general hospice program in Baltimore City (the “**Carroll Hospice Application**”).¹

¹ BAYADA qualifies as an interested party in this review because BAYADA has also applied to establish a new general hospice program in Baltimore City. *See* COMAR 10.24.01.01(B)(20)(a). Alternatively, BAYADA qualifies under COMAR 10.24.01.01(B)(20)(e): a new hospice program would potentially compete with BAYADA for volume or for personnel or other resources. *See* COMAR 10.24.01.01(B)(2)(c), (d).

The Commission's most recent hospice need projection for Baltimore City identifies a net need in Baltimore City for 2019 amounting to 1,233 cases.² BAYADA's 2019 volume projections anticipate 167 patient admissions to BAYADA's proposed hospice program in Baltimore City.³ Carroll Hospice anticipates 482 patient admissions for Carroll Hospice's Baltimore City operations in 2019.⁴ Together, these projections represent 52.6% of the total projected net need in 2019 under the Commission's most recent projections for 2019.

Therefore, if the Commission determines that both BAYADA's application and Carroll Hospice's application meet the CON standards, based on the aforementioned need projections, BAYADA believes that the Commission could approve both applications.

Thank you for your attention to this matter.

Sincerely,



Jonathan Montgomery

² BAYADA Application at Exhibit 21.

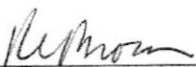
³ BAYADA Application at Table 2b.

⁴ Carroll Hospice Application at p. 43.

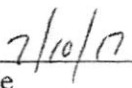
BAYADA HOME HEALTH CARE, INC.
GENERAL HOSPICE SERVICES CON APPLICATION
COMMENT ON APPLICATION DATED DECEMBER 9, 2016

Attestation by Randolph L. Brown

Affirmation: I hereby declare and affirm under the penalties of perjury that the facts stated in the July 10, 2017 response, and its attachments, of BAYADA Home Health Care, Inc. to the application of Carroll Hospice are true and correct to the best of my knowledge, information, and belief.



Randolph L. Brown
Division Director



Date