



February 22, 2023

**Via E-mail and USPS**

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**Re: Pascal Crisis Services, Inc.  
Intermediate Care Facility  
Docket # 22-02-2459**

Dear Ms. Jacobs, Mr. D'Souza and Ms. Bonincontri:

I have been appointed, pursuant to COMAR 10.24.01.09A(1)(b), to serve as Reviewer of the application of Pascal Crisis Services, Inc. (Pascal) for Certificate of Need (CON) to establish a 20 bed Track Two Intermediate Care Facility (ICF) in Crownsville (Anne Arundel County), Maryland. Gaudenzia Inc. (Gaudenzia) and Hope House Treatment Center (Hope House) each sought interested party status and filed comments opposing the application as provided in COMAR 10.24.01.03F. I find that, pursuant to COMAR 10.24.01.01B(2) and (20), Gaudenzia and Hope House are recognized as interested parties in this review because each is authorized to provide the same service as that proposed by the applicant in the same planning region.

I reviewed Pascal's CON application, responses to completeness questions, the interested party comments, and Pascal's response to the interested party comments. Additionally, on February 1, 2023, Gaudenzia filed a Motion for Oral Argument and renewed

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the same motion on February 21, 2023. I am taking the Motion for Oral Argument under advisement and am deferring my decision at this time. Please do not submit additional replies unless I approve such filings in advance.

I have determined that the application is not complete and requires additional information regarding the following areas:

1. Bed projections

- a.) In Pascal’s November 16, 2022, response, Table A shows the physical bed total decreasing from 50 to 42. Tables C and E, which should be identical in this submission, show a projected increase in total licensed beds from either 21 to 41 or 31 to 41. Please explain this discrepancy and the difference in the total physical bed count from the licensed bed count.

Table	Two Most Recent Years	Projected Years
Table A: Physical Bed Count	50	42
Table C: Statistical Projections	21	41
Tale E: Statistical Projections	31	41

- b. Please update the licensed number of beds in Table C and Table E. Please carefully review the tables to ensure they are consistent with one another.

- c. To the extent the bed count impacts the assumptions and projections submitted in any other table (e.g. revenues, expenses, staffing), please provide updated tables.

2. Viability

- a. In terms of the billing dispute with Optum, is Pascal currently participating in the reconciliation process? If yes, what is the status of this process? If no, explain why Pascal is not participating and provide a status of this dispute.
- b. Please provide a clear and complete answer of the financial implications if Pascal must pay this alleged debt. I note that MHCC staff has asked this question in several completeness questions, and Pascal has not responded sufficiently.

All filings in this review shall continue to be submitted in Portable Document Format (PDF) by email to the parties in this review, to Ms. Ruby Potter, and others copied on the e-mail by which this letter is sent. In addition, please send a copy of all filings to Ms. Potter in



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Word format, since having filings in that format will assist me in this review. I request that Pascal provide a response to these questions on or before March 8, 2023.

I remind all parties that this remains a contested case and that the *ex parte* prohibitions in the Administrative Procedure Act, Maryland Code Ann., State Gov't §10-219, apply to this proceeding until the Commission issues a final decision.

Sincerely,



Marcus L. Wang, Esq.  
Commissioner/Reviewer

cc: Paul Parker, Director, Center for Health Care Facilities Planning and Development  
Wynee Hawk, Chief, Certificate of Need  
Caitlin Tepe, Assistant Attorney General  
Alexa Bertinelli, Assistant Attorney General  
Nilesh Kalyanaraman, MD, Health Officer, Anne Arundel County



This is a test document