

BEFORE THE MARYLAND HEALTH CARE COMMISSION

_____)
IN THE MATTERS OF)
)
APPLICATION OF MEDSTAR)
FRANKLIN SQUARE MEDICAL)
CENTER FOR A KIDNEY)
TRANSPLANT SERVICE)
)
Docket No. 17-03-2405)
)
and)
)
APPLICATION OF MEDSTAR)
FRANKLIN SQUARE MEDICAL)
CENTER FOR A LIVER)
TRANSPLANT SERVICE)
)
Docket No. 17-03-2406)
_____)

MEDSTAR FRANKLIN SQUARE MEDICAL CENTER’S UNIFIED REPLY IN SUPPORT OF ITS MOTION TO SUBMIT ADDITIONAL DATA AND SET BRIEFING SCHEDULE, AND RESPONSE TO UNIVERSITY OF MARYLAND MEDICAL CENTER’S RENEWED MOTION TO STAY

MedStar Franklin Square Medical Center (“MFSMC”), in support of its Motion to Submit Additional Data and Set Briefing Schedule, and in response to the University of Maryland Medical Center’s (“UMMC”) Renewed Motion to Stay, states as follows:

Although there is much in Johns Hopkins Hospital’s (“JHH”) and UMMC’s Responses and in UMMC’s Renewed Motion with which MFSMC disagrees, those disagreements are irrelevant to the underlying argument: MFSMC and UMMC both appear to agree that further information is needed before this Commission can fairly and fully evaluate the pending transplantation services applications. JHH, while disputing the weight of the additional information cited in MFSMC’s motion, does not deny that it exists. The Commission is best suited to determine the impact and significance of this information and is requested to do so.

For those reasons, and for the reasons discussed in its original Motion, MFSMC respectfully requests that its Motion be granted.

Respectfully submitted,



David C. Tobin, Esq.
Larry E. Tanenbaum, Esq.
Tobin, O'Connor & Ewing
5335 Wisconsin Ave., N.W.
Suite 700
Washington, D.C. 20015
202-362-5900
*Attorneys for MedStar Franklin Square
Medical Center*

December 30, 2019

CERTIFICATE OF SERVICE

I hereby certify that on December 30, 2019, a copy of the foregoing Motion was served

by e-mail and first-class mail on:

Suellen Wideman, Esq.
Assistant Attorney General
Maryland Health Care Commission
4160 Patterson Avenue
Baltimore MD 21215-2299
suellen.wideman@maryland.gov

Conor B. O'Croinin, Esq.
Zuckerman Spaeder LLP
100 E. Pratt Street, Suite 2440
Baltimore MD 21202-1031
cocroinin@zuckerman.com

Gregory W. Branch, M.D.
Health Officer | Director of Health and Human Services
Baltimore County Health Department
6401 York Road, 3d Floor
Baltimore MD 21212-2130
gbranch@baltimorecountymd.gov

Thomas C. Dame
Ella R. Aiken
Hannah L. Perng
Gallagher Evelius & Jones LLP
218 North Charles Street, Suite 400
Baltimore MD 21201
eaiken@gejlaw.com
tdame@gejlaw.com
hperng@gejlaw.com



David C. Tobin