
THE NOTICE

Oklahoma State Department of Health

February 1, 2004

HEALTH RESOURCES DEVELOPMENT SERVICE REPORT

Certificate of Need, Workplace Medical Plan, Health Maintenance Organization and Independent Review Organization matters considered by the Health Resources Development Service are reported in The Notice. Your comments, evidence, and requests regarding these projects should be sent to the Oklahoma State Department of Health, Protective Health Services-0511, Health Resources Development Service, 1000 N. E. 10th, Oklahoma City, OK 73117-1299. The telephone number is (405) 271-6868.

I. Actions taken by the Oklahoma State Department of Health from December 24, 2003 to January 23, 2004 were as follows.

Certificate of Need Applications Approved:

Colonial Lodge Care Center, McAlester, #03-044. Contact Person: Jack Atkinson, 405/330-1889. Reversion of lease of this 100 bed licensed nursing facility by Lakeview Terrace, L.L.C. with subsequent management agreement by Southeast Management Company, L.L.C., which is owned 100% by Rustin Enterprises L.L.C. Cost: \$8,000.00 annually for one year. Approved: 01/21/04.

Colonial Park Care Center, McAlester, #03-045. Contact Person: Jack Atkinson, 405/330-1889. Reversion of lease of this 55 bed licensed nursing facility by Lakeview Terrace, L.L.C. with subsequent management agreement Southeast Management Company, L.L.C., which is owned 100% by Rustin Enterprises L.L.C. Cost: \$5,000.00 annually for one year. Approved: 01/21/04.

Hillcrest Nursing Home, Tishomingo, #03-047. Contact Person: Bill Hix, 580/371-2636. Purchase of this 70 bed licensed nursing facility by Blue River Healthcare, which is owned by Bill Hix (49%) and Kenneth J. Walker (51%). Cost: \$1,300,000.00. Approved: 12/31/03.

Certificate of Need Withdrawn/Denial/ Reconsideration:

Heaven S'ent Mansion, El Reno, #98-071. Contact Person: Robert Cole, 1020 NW 21st, Okla. City. Construction of a 100 bed nursing facility by Nell Lusty. Cost: \$4,836,600.00. Disapproved 12/30/98. Canadian County District Judge remanded case to the OSDH, hearing was held 09/19/00. Reconsideration denied 09/25/00. Case pending in Canadian County District Court.

Creekwood Healthcare, f/k/a Heartland at Cedar Creek, Norman, #03-011. Contact Person: John Doneti, 405/721-2517. Lease of this 89 bed licensed nursing facility by Creekwood Nursing Center, LLC, which is owned 100% by John Doneti. Cost: \$288,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Norman Nursing Center, f/k/a Whispering Pines, Norman, #03-012. Contact Person: John Doneti, 405/721-2517. Lease of this 200 bed licensed nursing facility by Norman Nursing Center, LLC, which is owned 100% by John Doneti. Cost: \$408,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Parkwood Nursing Center, f/k/a Healdton Nursing Center, Healdton, #03-014. Contact Person: John Doneti, 405/721-2517. Lease of this 71 bed licensed nursing facility by Parkwood Manor LLC, which is owned 100% by John Doneti. Cost: \$105,996.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Pinewood Nursing Center, f/k/a Wilson Nursing Center, Wilson, #03-015. Contact Person: John Doneti, 405/721-2517. Lease of this 70 bed licensed nursing facility by Pinewood Nursing Center, LLC, which is owned 100% by John Doneti. Cost: \$120,576.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Palm Villa, f/k/a Duncan Nursing Center, Duncan, and #03-017. Contact Person: John Doneti, 405/721-2517. Lease of this 180 bed licensed nursing facility by Palm Villa Nursing Center, which is owned 100% by John Doneti. Cost: \$180,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Walnut Villa Nursing Center, f/k/a Cottonwood Manor, Yukon, #03-019. Contact Person: John Doneti, 405/721-2517. Lease of this 130 bed licensed nursing facility by Walnut Villa Nursing Center LLC, which is owned 100% by John Doneti. Cost: \$99,857.88 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Madison Villa, f/k/a Marlow Manor, Marlow, #03-020. Contact Person: John Doneti, 405/721-2517. Lease of this 69 bed licensed nursing facility by Madison Villa LLC, which is owned 100% by John Doneti. Cost: \$72,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Morris Health & Rehab, f/k/a McAlester Nursing Center, McAlester, #03-021. Contact Person: John Doneti, 405/721-2517. Lease of this 63 bed licensed nursing facility by Morris Health & Rehab, LLC, which is owned 100% by John Doneti. Cost: \$72,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

This publication is issued by the Oklahoma State Department of Health, as authorized by the Commissioner of Health. 2,200 copies were printed and distributed at a cost of \$660.00. Copies have been deposited with the Publications Clearinghouse of the Department of Libraries. The Notice is now available on our website at www.health.state.ok.us. If you wish to be placed on the mailing list for The Notice or if you have a change of address, you may notify us by mail at the address shown above, by FAX at (405) 271-3442 to the Attention of Kay Determan, or by E-mail at KAY@HEALTH.STATE.OK.US.

Washington Villa Nursing Center, f/k/a Silvercrest Nursing Center, Anadarko, #03-024. Contact Person: John Doneti, 405/721-2517. Lease of this 92 bed licensed nursing facility by Washington Villa Nursing Center LLC, which is owned 100% by John Doneti. Cost: \$276,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Colonial Villa, f/k/a Hennessey Nursing Center, Hennessey, #03-026. Contact Person: John Doneti, 405/721-2517. Lease of this 50 bed licensed nursing facility by Colonial Villa LLC, which is owned 100% by John Doneti. Cost: \$6,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Sanderson Nursing Center, f/k/a Crescent Care Center, Crescent, #03-027. Contact Person: John Doneti, 405/721-2517. Lease of this 47 bed licensed nursing facility by Sanderson Nursing Center LLC, which is owned 100% by John Doneti. Cost: \$79,073.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Broadway Nursing Center, f/k/a Hillcrest Living Center, Moore, #03-028. Contact Person: John Doneti, 405/721-2517. Lease of this 141 bed licensed nursing facility by Broadway Nursing Center LLC, which is owned 100% by John Doneti. Cost: \$360,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Bell Manor, f/k/a Bell Avenue Nursing Center, Elk City, and #03-030. Contact Person: John Doneti, 405/721-2517. Lease of this 90 bed licensed nursing facility by Bell Manor, LLC, which is owned 100% by John Doneti. Cost: \$378,000.00 annually for 30 years. Denied: 06/27/03. Reconsideration request filed 07/07/03, and granted 07/09/03. Hearing set for 11/10/03 will resume on 12/02/03 at 9:00 am in Room 1102.

Bryant Nursing Center, Edmond, #03-040. Contact Person: Gregory Frogge, 405/319-3500. Lease of this 60 bed licensed nursing facility by THI of Oklahoma at Bryant, LLC. Cost: \$514,805.00 annually for 15 years. Denied: 12/15/03. Reconsideration request filed 12/30/03, and granted 01/05/04. Hearing set for 01/22/04 at 1:30 pm in Room 1102.

II. The following Certificate of Need applications are complete and ready for review under the Long Term Care Certificate of Need Act, Certificate of Need Hearing Rules, and the Psychiatric and Chemical Dependency Facility Certificate of Need Act. The reviews below rely on submission of written evidence and argument instead of public hearings. This list was prepared on January 23, 2004.

Pioneer Estates Nursing Home, Chandler, #03-053. Contact Person: David Rising, 405/521-1507. Replace 24 beds of this 49 bed licensed nursing facility. Cost: \$350,000.00. Deadline for filing notices of intent to participate is 01/15/04, and a final decision is due 03/01/04.

Thomas Nursing Center, Thomas, #03-054. Contact Person: Scott Pilgrim, 405/789-9483. Lease of this 60 bed licensed nursing facility by Servant Living Center-Thomas, LLC, which is owned by Diakonos Group, who is owned by Otis Foshee (50%) and Scott Pilgrim (50%). Cost: \$343,236.48. Deadline for filing notices of intent to participate is 02/12/04, and a final decision is due 03/28/04.

III. Applications filed with the State Department of Health under the Certificate of Need Program but not determined complete as of January 23, 2004, and which may be scheduled for reviews at later dates are:

K.D.&S. Homes, Inc., fka The King's Daughters and Sons Nursing Home, Durant, #03-049. Contact Person: Floyd Propps, 405/942-8222. Purchase of this 65 bed licensed nursing facility by KD&S Homes, Inc., which is owned 100% by Gregory W. Seay. Cost: 730,000.00. Additional information requested and due by 02/15/04.

Sequoyah East Nursing Center, Roland, #03-050. Contact Person: Jack Atkinson, 405/330-1889. Acquisition by assignment of this 80 bed licensed nursing facility by appointment of Virginia Kaye Ronk, as Successor Trustee for the Fred B. Oliver Family Trust. Cost: \$0. Additional information requested and due by 03/02/04.

Sequoyah Manor, Roland, #03-051. Contact Person: Jack Atkinson, 405/330-1889. Acquisition by assignment of this 162 bed licensed nursing facility by appointment of Virginia Kaye Ronk, as Successor Trustee for the Fred B. Oliver Family Trust. Cost: \$0. Additional information requested and due by 03/02/04.

Muldrow Nursing Home, Muldrow, #03-052. Contact Person: Jack Atkinson, 405/330-1889. Acquisition by assignment of this 75 bed licensed nursing facility by appointment of Virginia Kaye Ronk, as Successor Trustee for the Fred B. Oliver Family Trust. Cost: \$0. Additional information requested and due by 03/02/04.

Newkirk Nursing Center, Inc., Newkirk, #03-055. Contact Person: Sue Ellen Worstell, 580/362-3277. Acquisition through stock transfer in this 43 bed licensed nursing facility.

OKLAHOMA STATE DEPARTMENT OF HEALTH LICENSURE ACTION REPORT

Enforcement actions initiated against facilities licensed under the Nursing Home Care Act, the Residential Care Act, or Title 63 O.S. Article 7 (hospitals and related institutions) are reported below. This list does not include certification sanctions under Medicare or Medicaid. Questions about the status of enforcement actions or scheduling of hearings should be sent to: Oklahoma State Department of Health, Protective Health Services-0511, Enforcement Hearing Clerk, 1000 Northeast Tenth, Oklahoma City, OK 73117-1299. The telephone number is (405) 271-9444 ext. 56212. This list was prepared on January 23, 2004.

Anadarko Nursing Center, Inc., Anadarko, OK, and Binger Health Care, Inc., Binger, OK, (LTC-2000-14). The actions against these Nursing Home facilities arose out of the Oklahoma Department of Health's charges of violations of the Nursing Home Care Act, and Regulations for Licensure of Nursing and Specialized Facilities. Case pending.

Cottonwood Manor (LTC-2001-139). A pretrial conference is scheduled for January 29, 2004, at 9:00 a.m., in Room 1102 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Drumright Nursing Home (LTC-2002-078). Settlement discussions ongoing.

Autumn Terrace (LTC-2002-097). An agreed order is to be prepared.

Lakewood Care Center (LTC-2002-115). An agreed order is to be prepared.

Sunset Residential Care (LTC-2002-117). The action against this facility arose out of the Oklahoma Department of Health's charges of violations of the Residential Care Act. Decision appealed in Sequoyah County District Court. Case pending.

Northside Nursing Home (LTC-2002-148). Briefs being reviewed for decision.

Magnolia Manor (LTC-2003-011). Oral argument is scheduled for January 27, 2004, at 1:30, in Room 307 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Caddo Nursing Center (LTC-2003-012). A hearing is scheduled for February 3, 2004, at 9:00 a.m., in Room 1102 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Eidetik of Weleetka (LTC-2003-015). An agreed order is to be prepared.

Mt. View Health Care, Inc. (LTC-2003-038). A hearing is scheduled for March 1--5, 2004, at 9:00 a.m., in Room 1102 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Cordell Manor (LTC-2003-050). Briefs to be submitted.

Cole's Nursing Home, L.L.C. (LTC-2003-052). Discovery in process.

Billings Fairchild Center, Inc. (LTC-2003-054). Discovery in process.

Cottonwood Manor Holding Company, Inc., an Oklahoma Corporation and Cottonwood Nursing Center, Inc., an Oklahoma Corporation (LTC-2003-062). An order is to be submitted.

Meadow Brook Residential Facility, L.L.C. d/b/a Meadow Brook Residential Care (LTC-2003-065). Discovery in process.

Stilwell Nursing Home (LTC-2003-067). Discovery in process.

Walnut Villa Nursing Center, LLC, an Oklahoma Limited Liability Company, d/b/a Cottonwood Manor (LTC-2003-068). (Comprehensive Consulting, Inc., et al, case numbers LTC-2003-117 thru LTC-2003-132, administratively consolidated into LTC-2003-068.) A hearing is scheduled for February 23, 2004, at 9:00 a.m., in Room 1102 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Edna Lee Keaton (LTC-2003-105). Discovery in process.

Mid-South Health, Inc. – Atoka Property Management, L.L.C. d/b/a Colonial Living Center (LTC-2003-116). Discovery in process.

Comprehensive Consulting, Inc., a Texas Corp; Norman Nursing Center, L.L.C., an OK LLC, d/b/a Whispering Pines Living Center a/k/a Whispering Pines a/k/a Norman Nursing Center (LTC-2003-117). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Cypress Oaks Health Care, LLC, an OK LLC, d/b/a Colonial Living Center a/k/a Cypress Oaks Health Care (LTC-2003-118). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Madison Villa, LLC, an OK LLC, d/b/a Marlow Manor, a/k/a Madison Villa (LTC-2003-119). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Morris Health & Rehab, LLC, an OK LLC d/b/a McAlester Nursing Center, a/k/a Morris Health & Rehab (LTC-2003-120). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Blossom Villa Nursing Center, LLC, an OK LLC, d/b/a Heartland Health Care Center of Edmond a/k/a Blossom Villa Nursing Center (LTC-2003-121). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Oakwood Nursing Center, LLC, an OK LLC, d/b/a Ringling Nursing Center a/k/a Oakwood Nursing Center (LTC-2003-122). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Parkwood Nursing Center, LLC d/b/a Healdton Nursing Center, a/k/a Parkwood Nursing Center (LTC-2003-123). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Pinewood Nursing Center, LLC, an OK LLC, d/b/a Wilson Nursing Center a/k/a Pinewood Nursing Center (LTC-2003-124). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Cyril Manor, LLC, an OK LLC, d/b/a Cyril Nursing Center, a/k/a Cyril Manor (LTC-2003-125). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Palm Villa, LLC, an OK LLC, d/b/a Duncan Nursing Center a/k/a Palm Villa (LTC-2003-126). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Bethany Health & Rehab, LLC, an OK LLC, d/b/a Heritage Park a/k/a Bethany Health & Rehab (LTC-2003-127). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Washington Villa Nursing Center, LLC, d/b/a Silvercrest Nursing Center a/k/a Washington Villa Nursing Center (LTC-2003-128). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Barr Villa Nursing Center, LLC, d/b/a Heritage Manor a/k/a Bently Manor (LTC-2003-129). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Colonial Villa, LLC, an OK LLC, d/b/a Hennessey Care Center a/k/a Colonial Villa (LTC-2003-130). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Sanderson Nursing Center, LLC d/b/a Crescent Care Center a/k/a Sanderson Nursing Center (LTC-2003-131). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Comprehensive Consulting, Inc., a Texas Corp; Manor Nursing Center, LLC, an OK LLC, d/b/a Heartland Health Care of Bethany a/k/a Manor Nursing (LTC-2003-132). Administratively consolidated into LTC-2003-068 on January 15, 2004.

Farwest Healthcare, Inc., d/b/a Bell Avenue Nursing Center (LTC-2003-140). A hearing is scheduled for March 9, 2004, at 9:00 a.m., in Room 1102 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Muldrow Nursing Home (LTC-2003-151). Settlement discussions ongoing.

Amos T. Stevenson and Helen A. Stevenson d/b/a Stevenson's Residential Care Home (LTC-2003-163). Discovery in process.

Meadow Brook ICF/MR (LTC-2003-198). A hearing is scheduled for February 27, 2004, at 10:00 a.m., in Room 507 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Winlen Oaks Living Center (LTC-2003-201). A pretrial conference is scheduled for February 11, 2004, at 10:00 a.m., in Room 1102 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Alterra Healthcare Corporation d/b/a Alterra Sterling of Tulsa South (LTC-2003-207). A pretrial conference is scheduled for February 17, 2004, at 1:30 p.m., in Room 1102 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

Elk City Nursing Center (LTC-2004-001). A pretrial conference is scheduled for February 10, 2004, at 10:30 a.m., in Room 1102 at the Oklahoma State Department of Health, 1000 N.E. 10th, Oklahoma City, Oklahoma.

The State Department of Health has an Internet page, which may be accessed at <http://www.health.state.ok.us>. Electronic copies of rules and certain forms and reports are available at that site. From the OSDH home page, click on the "Programs" icon, then scroll down to "Protective Health Services."

OKLAHOMA STATE DEPARTMENT OF HEALTH

Special Health Services - 0511

1000 NE 10th Street

Oklahoma City, OK 73117-1299

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