

**Constantino, Mike**

---

**From:** Anne Cooper [ACooper@Polsinelli.com]  
**Sent:** Monday, March 12, 2012 10:30 AM  
**To:** Avery, Courtney  
**Cc:** Constantino, Mike; Penny Davis; Kara Friedman  
**Subject:** Lake County Dialysis (Proj. No. 11-114)  
**Attachments:** Lake County Dialysis Request to Appear (03-12-2012).pdf

Courtney,

Attached please find the Request to Appear Before the Board and Submit Additional Information for Lake County Dialysis (Proj. No. 11-114).

If you need any additional information, please feel free to contact me.

Anne



**Anne M. Cooper** 161 N. Clark Street  
*Attorney* Suite 4200  
Chicago, IL 60601

tel: 312.873.3606  
fax: 312.873.2957

acooper@polsinelli.com  
*Add me to your address book.*



please consider the environment before printing this email.

This electronic mail message contains CONFIDENTIAL information which is (a) ATTORNEY - CLIENT PRIVILEGED COMMUNICATION, WORK PRODUCT, PROPRIETARY IN NATURE, OR OTHERWISE PROTECTED BY LAW FROM DISCLOSURE, and (b) intended only for the use of the Addressee(s) named herein. If you are not an Addressee, or the person responsible for delivering this to an Addressee, you are hereby notified that reading, copying, or distributing this message is prohibited. If you have received this electronic mail message in error, please reply to the sender and take the steps necessary to delete the message completely from your computer system.

-----  
IRS CIRCULAR 230 DISCLOSURE: Unless expressly stated otherwise, any U.S. federal tax advice contained in this e-mail, including attachments, is not intended or written by Polsinelli Shughart PC (in California, Polsinelli Shughart LLP) to be used, and any such tax advice cannot be used, for the purpose of avoiding penalties that may be imposed by the Internal Revenue Service.



Anne M. Cooper  
(312) 873-3606  
acooper@polsinelli.com

161 N. Clark Street, Suite 4200  
Chicago, IL 60601  
(312) 819-1900  
Fax: (312) 819-1910  
www.polsinelli.com

March 12, 2012

**ELECTRONIC MAIL**

Ms. Courtney R. Avery  
Administrator  
Illinois Health Facilities and Services Review  
Board  
525 West Jefferson Street, 2nd Floor  
Springfield, Illinois 62761

**Re: Lake County Dialysis (Proj. No. 11-114)  
Request to Appear before the Board and Submit Additional Information**

Dear Ms. Avery:

This office represents DaVita Inc. and Total Renal Care, Inc. (collectively, the "Applicants"). In this capacity, we are writing in response to the Illinois Health Facilities and Services Review Board's (the "Board") issuance of an intent to deny the Applicants' proposal to discontinue their existing 16-station dialysis facility located at 918 South Milwaukee Avenue, Libertyville, Illinois 60048 and to establish a 20 station in-center hemodialysis facility to be located at 565 Lakeview Parkway, Vernon Hills, Illinois (the "Proposed Project"). Pursuant Section 1130.670 of the Board's Procedural Rules, the Applicants respectfully request to appear before the Board. The Applicants intend to submit their supplemental information to the Board on or before March 29, 2012.

Thank you for your time and consideration of our request. If you need any additional information regarding the Proposed Project, feel free to contact me at 312-873-3606 or acooper@polsinelli.com.

Sincerely,

Anne M. Cooper

cc: Mike Constantino, HFSRB  
Penny D. Davis, DaVita

Chicago Dallas Denver Edwardsville Jefferson City Kansas City Los Angeles New York  
Overland Park Phoenix St. Joseph St. Louis Springfield Topeka Washington, DC Wilmington

*In California, Polsinelli Shughart LLP.*