



Juan Morado, Jr.
71 South Wacker Drive, Suite 1600
Chicago, IL 60606
Direct Dial: 312.212.4967
Fax: 312.757.9192
jmorado@beneschlaw.com

November 25, 2020

VIA EMAIL

Courtney Avery
Board Administrator
Health Facilities and Services Review Board
Illinois Department of Public Health
525 West Jefferson Street, Second Floor
Springfield, Illinois 62761

RECEIVED

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**HEALTH FACILITIES &
SERVICES REVIEW BOARD**

Re: Permit Renewal Request-Illinois Back & Neck Institute, Project #17-073

Dear Ms. Avery:

On July 23, 2018, the Illinois Health Facilities and Services Review Board ("HFSRB") approved Project #17-073, an application to establish an Ambulatory Surgical Treatment Center ("ASTC") that will provide orthopedic and pain management surgical services. The facility will be located at 360 West Butterfield Road, Suite 100, Elmhurst, Illinois 60126. A permit renewal request was submitted to the HFSRB and was approved on August 6, 2019, establishing a new completion date of June 30, 2020. A subsequent request was submitted on May 14, 2020 and approved establishing November 30, 2020 as the new project completion date. The purpose of this letter is to request a Permit Renewal pursuant to 77 Ill. Admin. Code 1130.740. Enclosed you will find a check with the permit renewal fee. This is our third renewal request.

Request Project Completion Date

The permit holder requests that the HFSRB grant a permit renewal and establish Monday, May 31, 2020 as the project completion date for this project.

Status of the Project

This project involves the conversion of an existing medical office practice into an limited specialty ASTC. The Illinois Department of Public Health ("IDPH") requires any ASTC that provides more than one category of service to meet the standards and requirements of a multi-specialty ASTC. The permit holders completed an ASTC project submission form and submitted the form and architectural rendering of the facility it to the IDPH Life Safety and Construction Division for review. After receiving multiple requests for changes to the initial set of plans, IDPH approved the mechanical, plumbing, medical gas, and fire protection aspects of the building.

A general contractor for the project was selected and they applied for permits with the Village of Elmhurst. The building permits from the Village have been approved and are in hand. The Village has completed their inspection of the space and granted a certificate of occupancy. We have submitted a request to IDPH for a life safety code survey and it has not been scheduled by IDPH as of this filing.

Statement Regarding Project Completion

Given the delays associated with obtaining approval from IDPH for the modifications necessary to bring the facility in compliance with IDPH regulation, the delays associated with village inspections and life safety and licensure surveys by IDPH, the permit holder is in the unfortunate position of needing to seek a permit renewal for the project. We are requesting additional time to ensure appropriate completion of the project and licensure consistent with Board rules. Although we anticipate being able to schedule and complete the licensure in early 2021, because of the uncertainty related to COVID-19 and at the advice of Board Staff we are seeking a renewal for several months out of an abundance of caution.

To date approximately \$305,000 of the approved \$790,000 has been expended on the project.

Confirmatory Evidence of Permit Compliance

Enclosed is a verified statement from Neema Bayran, M.D. that confirms the permit holders are currently complying with the scope, costs, and conditions of the project approved by the HFSRB, pursuant to the permit letter issued for this project. Additionally, the aforementioned verified statement confirms that there are sufficient financial resources available to complete this project.

If you have any questions or need any additional information regarding the project or this permit renewal request, please feel free to contact me at 312-212-4967.

Very truly yours,

BENESCH, FRIEDLANDER,
COPLAN & ARONOFF LLP



Juan Morado, Jr.

JM:
Enclosures

State of Illinois
County of Cook

Verification

I, Neema Bayran, M.D., being first duly sworn, on oath, depose and state as follows:

1. I serve as Chief Executive Office for Illinois Back & Neck Institute, LLC ("IBNI").
2. This project involves the establishment of an ASTC at 360 Butterfield Road, in Elmhurst, Illinois 60126. The delays to date have been associated with obtaining approval from the Illinois Department of Public Health ("IDPH") for approval of our modification plans and obtaining building permits from the Village of Elmhurst.
3. We have successfully obtained building permits, completed construction and obtained a certificate of occupancy from the Village of Elmhurst for the facility.
4. Successful passage of an IDPH life safety code survey and licensure survey are the only remaining steps needed to complete the project.
5. At this time the project's costs and scope currently comply with the application the HFSRB approved for Project # 17-073.
6. Sufficient financial resources remain available for IBNI to complete Project #17-073.

Under penalties as provided by law pursuant to § 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct.

Neema Bayran (signature)

November 20, 2020 (date)