

SAUL EWING
ARNSTEIN
& LEHR^{LLP}

Joe. Ourth
Phone: 312.876.7815
Fax: 312.876.6215
joe.ourth@saul.com
www.saul.com

July 7, 2021

Via Electronic Mail

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

Re: Ortho Illinois Ambulatory Surgery Center, Elgin, Illinois
Project #20-040
Request Regarding New Information

Dear Ms. Avery:

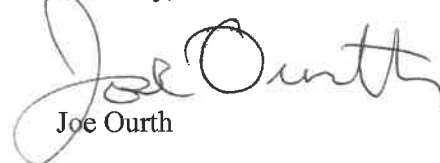
The Review Board has traditionally had the practice that prevented Applicants from submitting new information at the Review Board meeting. Testimony was limited to facts that were already contained in the record. The reason for this practice was so that staff, board members, and other interested parties could “vet” the information and present a response.

I am asking that the Board continue the practice of not allowing Applicants to submit new information on the day of the meeting. At the May 4, 2021 meeting on the referenced project substantial amounts of information was presented for the first time. This included infection rates, financial information, criticisms of other facilities and other information. Presenting new information is particularly troubling when the information portrays others negatively. There is no opportunity to rebut or present countering information. It is even more unfair when the new information presented is incorrect or worse, misleading.

We ask that you or our legal counsel continue the long held practice of not allowing new information at the hearing.

Thank you for your consideration.

Sincerely,



Joe Ourth

JRO/eka

161 North Clark ♦ Suite 4200 ♦ Chicago, IL 60601
Phone: (312) 876-7100 ♦ Fax: (312) 876-0288

DELAWARE FLORIDA ILLINOIS MARYLAND MASSACHUSETTS MINNESOTA NEW JERSEY NEW YORK PENNSYLVANIA WASHINGTON, DC

A DELAWARE LIMITED LIABILITY PARTNERSHIP

38711851.1