

**Contested Cases
January 2020**

**Baptist Memorial Hospital
CN1701-005D
CN 1705-018DA**

&

**Saint Francis Hospital-Bartlett, Inc.
CN1701-004D**

Consolidated Docket No.: 25.00-144364J

Baptist Memorial Hospital [BMH] and Saint Francis Hospital-Bartlett [SFH-B] appealed the *Denial* of their applications for the establishment of a freestanding emergency department in Arlington (Shelby County). Their petitions to intervene in each other's appeals have been granted, as well as Methodist Healthcare's petitions to intervene in (in opposition to) all three.

BMH has voluntarily dismissed the appeal of its first application, CN1701-005D; SFH-B has voluntarily dismissed the appeal of its application, CN1701-004D. The remaining application, BMH CN 1705-018, is to be considered in the contested case.

An Initial Order has been issued, *Approving* CN1705-018. At its June 26, 2019 meeting, the HSDA denied SFH-B and Methodist Healthcare's request for Agency review of the Initial Order. The Final Order has been appealed to the Davidson County Chancery Court by SFH-B and Methodist Healthcare.

Brian Jackson and Travis B. Swearingen of Butler Snow represent Baptist Memorial Hospital.

Kim Harvey Looney and J.D. Thomas of Waller Lansden Dortch & Davis represent Saint Francis Hospital-Bartlett.

Methodist Healthcare is represented by Byron Trauger, Kate Stephenson and Paul W. Ambrosius of Trauger & Tuke; and Tom Wiseman of Wiseman Ashworth Law Group.

**Eye Surgery Center of Lenoir City, LLC
CN1807-033A
Docket No.: 25.00-155713J**

Covenant Health has appealed the *Approval* of the establishment of an ASTC that will be limited to ophthalmic surgery, to be located in Lenoir City (Loudon County).

The contested case is scheduled to be held on November 2-5, 2020.

Covenant Health is represented by Dan H. Elrod, G. Brian Jackson, Travis B. Swearingen, and Beau C. Creson of Butler Snow, LLP

Eye Surgery Center of Lenoir City, LLC is represented by Patti T. Cotton and Dan Swanson of London Amburn

**Methodist Healthcare-Memphis Hospitals
d/b/a Methodist Le Bonheur Germantown Hospital
CN1810-045A
DOCKET NO. 25.00-157856J**

Baptist Memorial Hospital has appealed the *Approval* of the relocation of an approved but unimplemented CON for a linear accelerator, from the Methodist University campus to the Methodist Le Bonheur Germantown Hospital campus at 7655 Poplar Avenue in Germantown (Shelby County).

The contested case is scheduled to be held at Nashville School of Law on April 6-15, 2020.

Methodist Healthcare is represented by Byron Trauger, Kate Stephenson and Paul W. Ambrosius of Trauger & Tuke; and W. Brantley Phillips, Jr. of Bass, Berry & Sims

Baptist Memorial Hospital is represented by Dan H. Elrod, G. Brian Jackson, Travis B. Swearingen, and Beau C. Creson of Butler Snow, LLP

**Northridge Surgery Center, LP
CN1806-023A
Docket No.: 25.00-155712J**

Sumner Regional Medical Center has appealed the *Approval* of the relocation of an existing multi-specialty ambulatory surgical treatment center (ASTC) with 5 operating rooms and 1 procedure room from 647 Myatt Drive in Madison (Davidson County), Tennessee, 37115 to leased space in a new facility to be constructed on a 1.87-acre site that is part of a 17-acre parcel located at 601 Saundersville Road, Hendersonville (Sumner County), TN, 37075, a distance of approximately 9.5 miles.

The contested case is scheduled to be held on March 2-6, 2020.

Sumner Regional Medical Center is represented by Christi D. Griffin of Griffin Law Office

Northridge Surgery Center, LP is represented by Warren L. Gooch and John E. Winters of Kramer Rayson LLP

Premier Radiology
CON #1803-014A
Docket No.: 25.00-154055J

Sumner Regional Medical Center has appealed the *Approval* of the establishment of an outpatient diagnostic center and the initiation of magnetic resonance imaging services at 110 St. Blaise Road, Gallatin (Sumner County).

The contested case hearing was held on September 16-20, 2019.

The parties have until December 20, 2019 to submit proposed findings of fact and conclusions of law. The ALJ will have 60 days thereafter to issue an Initial Order.

Sumner Regional Medical Center is represented by Byron R. Trauger, Kathryn A. Stephenson and Paul W. Ambrosius of Trauger & Tuke

Premier Radiology is represented by Warren L. Gooch and John E. Winters of Kramer Rayson LLP

Vanderbilt Wilson County Hospital
CON No. CN1905-021A
Docket No.: 25.00-191421J

Tristar Summit Medical Center has appealed the *Approval* of linear accelerator services at Vanderbilt Wilson County Hospital in Lebanon.

Brian Jackson and Travis B. Swearingen of Butler Snow represent Vanderbilt Wilson County Hospital.

Jerry W. Taylor, M. Clark Spoden and J. Matthew Kroplin of Burr & Forman represent Tristar Summit Medical Center