



KAREN L. SMITH, MD, MPH
Director and State Public Health Officer

State of California—Health and Human Services Agency
California Department of Public Health



EDMUND G. BROWN JR.
Governor

Attachment C to Settlement Agreement Dated July 1, 2016

CCN: 05-G022

Ms. Cheryl Bright, Administrator
Fairview Developmental Center D/P ICF/IID
2501 Harbor Boulevard
Costa Mesa, CA 92626-6143

Dear Ms. Bright:

As you are aware, by notice dated August 3, 2015, the California Department of Public Health, Licensing and Certification (CDPH-L&C), Provider Certification Unit (PCU) terminated the ICF/IID Provider Agreement for Fairview Developmental Center D/P ICF/IID (FDC) effective November 1, 2015, based on a re-certification survey completed on July 1, 2015.

On August 31, 2015, FDC appealed the termination of its ICF/IID Provider Agreement pursuant to the California Code of Regulations, Title 22, §51048.1 et seq., the appeals procedures provided by the State of California in accordance with the requirements in 42 CFR §431(D).

CDPH provided informal reconsideration of the July 1, 2015, certification survey and the November 1, 2015, termination in accordance with 42 CFR §431.154. A review of information submitted by FDC and the July 1, 2015, Statement of Deficiencies, CMS Form-2567, the results of which are specifically incorporated by reference, was conducted. After careful consideration of all material presented, CDPH-L&C, PCU hereby confirms that FDC does not meet the applicable Conditions of Participation as an intermediate care facility for individuals with intellectual disabilities in the Medi-Cal program. Accordingly, CDPH-L&C, PCU affirms the termination of your provider agreement.

However, based on the submission of new information, and after consultation with the Centers for Medicare & Medicaid Services (CMS), CDPH-L&C, PCU is exercising its authority under 42 CFR §431.154 to revise the effective date of the termination of FDC's ICF/IID Provider Agreement to December 31, 2016.



Ms. Cheryl Bright
Page 2
July 1, 2016

If you have any questions, please feel free to contact Paul Romero, Certification Specialist at (916) 552-8678.

Sincerely,



Jean Iacino
Deputy Director

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Ms. Cheryl Bright
Page 3
July 1, 2016

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Page 4

July 1, 2016

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Ms. Cheryl Bright
Page 5
July 1, 2016

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