

MEETING MINUTES

Full SHCC Meeting

June 10, 2020

ATTENDEES

SHCC Members

Christopher Ullrich, MD
 Lyndon Jordan, MD
 Cooper Linton
 Sandra Greene, PhD
 Glendora Brothers
 Charul Haugan, MD
 James Martin
 Brian Floyd
 Quintana Stewart
 John Young

Alan Feezor
 Robert McBride, MD
 Tim Rogers
 Pam Oliver, MD
 Vincent Morgus
 Kelli Collins
 Valerie Jarvis
 Dwight Perry, MD
 Mark Werner
 Barbara McCoy

Staff

Amy Craddock
 Martha Frisone
 Fatimah Wilson
 Andrea Emmanuel, PhD
 Gloria Hale
 Melinda Boyette

Elizabeth Brown
 Tom Dixon
 Derrick Hunter (AG)
 Bethany Burgeon (AG)
 Lisa Pittman
 Trenesse Michael

PDA, Inc.

Kelly Ivey

Issue	Discussion
<p>Business Meeting Introduction</p>	<p>Dr. Ullrich called the meeting to order at 10am.</p> <p>Introductions of all Division of Health Service Regulation staff members in attendance.</p> <p>Former SHCC member Pat Leonard passed away from cancer last week. Appointed to SHCC in January 2019 but resigned her position due to health. The SHCC took a moment of silence in her honor.</p> <p>Review of Executive Order Nos. 46 and 122.</p> <ul style="list-style-type: none"> • No recusals for this meeting. <p>Dr. Craddock reviewed some housekeeping items for participating in the WebEx conference.</p> <p>Motion made by Dr. Perry and seconded by Mr. Rogers for approval of meeting minutes from March 4, 2020; the motion carried unopposed.</p> <p>Dr. Ullrich explained that because of the requirement to do roll call during each vote, the committee will wait until the each committee has presented it report and vote on the proposed plan in its entirety. At that time, if any member would like to discuss an item, they can do so.</p>
<p>Acute Care Services Committee Report</p>	<p>Dr. Ullrich recognized Dr. Sandra Greene to present the Acute Care Services Committee Report. See the published report here.</p> <p>The committee reviewed methodologies and changes to the chapters, as well as four petitions.</p> <p><u>Chapter 5</u></p> <p>The committee discussed the effect of data discrepancies on proposed need determinations for this chapter. Dr. Greene reviewed the need determinations in Chapter 5 explaining that updated data resulted in removal of the need determination in Hoke County for acute care beds.</p>

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	<p style="text-align: center;">Table 5B: Acute Care Bed Need Determination</p> <table border="1" data-bbox="483 336 1468 676"> <thead> <tr> <th>Service Area</th> <th>Acute Care Bed Need Determination*</th> <th>Certificate of Need Application Due Date**</th> <th>Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td>Cabarrus</td> <td>22</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Cumberland</td> <td>53</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Durham/Caswell</td> <td>40</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Hoke</td> <td>26</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Mecklenburg</td> <td>76</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>New Hanover</td> <td>35</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Pitt/Greene/Hyde/Tyrrell</td> <td>60</td> <td>To be determined</td> <td>To be determined</td> </tr> </tbody> </table> <p>It is determined that there is no need for additional beds anywhere else in the state and no other reviews are scheduled.</p> <p>The Committee denied the Dental OR petition.</p> <p><u>Chapter 6</u></p> <p style="text-align: center;">Table 6C: Operating Room Need Determination</p> <table border="1" data-bbox="495 926 1357 1150"> <thead> <tr> <th>Service Area</th> <th>Operating Room Need Determination*</th> <th>Certificate of Need Application Due Date**</th> <th>Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td>Brunswick</td> <td>2</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Durham/Caswell</td> <td>4</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Orange</td> <td>3</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Wake</td> <td>2</td> <td>To be determined</td> <td>To be determined</td> </tr> </tbody> </table> <p>It is determined that there is no need for additional beds anywhere else in the state and no other reviews are scheduled.</p> <p><u>Chapter 7</u> No need determinations.</p> <p><u>Chapter 8</u> No need determinations.</p> <p><u>Chapter 9</u> The Committee approved new policy ESRD-3 proposed by the Agency; and, denied three petitions presented related to this chapter.</p> <p>The Committee reviewed the need methodology and proposed need determinations for this chapter recommending no changes.</p> <p><i>The Committee recommends acceptance of the chapters as voted on along with the allowance that Agency staff members have the ability to update, as clarified data is available.</i></p> <p>For more detailed information about these discussions see PDA's minutes of coverage of these meetings here.</p>	Service Area	Acute Care Bed Need Determination*	Certificate of Need Application Due Date**	Certificate of Need Beginning Review Date	Cabarrus	22	To be determined	To be determined	Cumberland	53	To be determined	To be determined	Durham/Caswell	40	To be determined	To be determined	Hoke	26	To be determined	To be determined	Mecklenburg	76	To be determined	To be determined	New Hanover	35	To be determined	To be determined	Pitt/Greene/Hyde/Tyrrell	60	To be determined	To be determined	Service Area	Operating Room Need Determination*	Certificate of Need Application Due Date**	Certificate of Need Beginning Review Date	Brunswick	2	To be determined	To be determined	Durham/Caswell	4	To be determined	To be determined	Orange	3	To be determined	To be determined	Wake	2	To be determined	To be determined
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<p>Long Term Care & Behavioral Health Committee Report</p>	<p>Dr. Ullrich recognized Valerie Jarvis to present the Long Term Care and Behavioral Health Committee Report. See the full published report here.</p> <p>The committee reviewed methodologies and changes to the chapters.</p> <p><u>Chapter 10</u> No need determinations.</p> <p><u>Chapter 11</u></p> <p style="text-align: center;">Table 11D: Adult Care Home Bed Need Determination*</p> <table border="1" data-bbox="509 646 1334 886"> <thead> <tr> <th>County</th> <th>HSA</th> <th>Adult Care Home Bed Need Determination**</th> <th>Certificate of Need Application Due Date***</th> <th>Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td>Anson</td> <td>V</td> <td>10</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Avery</td> <td>I</td> <td>10</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Hoke</td> <td>V</td> <td>80</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Mitchell</td> <td>I</td> <td>10</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Swain</td> <td>I</td> <td>10</td> <td>To be determined</td> <td>To be determined</td> </tr> </tbody> </table> <p>It is determined that there is no need anywhere else in the state and no other reviews are scheduled.</p> <p><u>Chapter 12</u> 1 Medicare-Certified Home Health Agency in Mecklenburg County.</p> <p><u>Chapter 13</u> No need determinations.</p> <p><u>Chapter 14</u></p> <p style="text-align: center;">Table 14D: Child/Adolescent Psychiatric Inpatient Bed Need Determination</p> <table border="1" data-bbox="480 1331 1240 1591"> <thead> <tr> <th>Local Management Entity-Managed Care Organization (LME-MCO) and Counties</th> <th>Child/Adolescent Psychiatric Bed Need Determination*</th> <th>Certificate of Need Application Due Date**</th> <th>Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td>Sandhills Center: Anson, Guilford, Harnett, Hoke, Lee, Montgomery, Moore, Randolph, Richmond</td> <td>9</td> <td>To be determined</td> <td>To be determined</td> </tr> </tbody> </table> <p>It is determined that there is no need anywhere else in the state and no other reviews are scheduled.</p>	County	HSA	Adult Care Home Bed Need Determination**	Certificate of Need Application Due Date***	Certificate of Need Beginning Review Date	Anson	V	10	To be determined	To be determined	Avery	I	10	To be determined	To be determined	Hoke	V	80	To be determined	To be determined	Mitchell	I	10	To be determined	To be determined	Swain	I	10	To be determined	To be determined	Local Management Entity-Managed Care Organization (LME-MCO) and Counties	Child/Adolescent Psychiatric Bed Need Determination*	Certificate of Need Application Due Date**	Certificate of Need Beginning Review Date	Sandhills Center: Anson, Guilford, Harnett, Hoke, Lee, Montgomery, Moore, Randolph, Richmond	9	To be determined	To be determined
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	<p style="text-align: center;">Table 14E: Adult Psychiatric Inpatient Bed Need Determination</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th data-bbox="483 367 776 485">Local Management Entity-Managed Care Organization (LME-MCO) and Counties</th> <th data-bbox="776 367 930 485">Child/Adolescent Psychiatric Bed Need Determination*</th> <th data-bbox="930 367 1092 485">Certificate of Need Application Due Date**</th> <th data-bbox="1092 367 1263 485">Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td data-bbox="483 485 776 590">Sandhills Center: Anson, Guilford, Harnett, Hoke, Lee, Montgomery, Moore, Randolph, Richmond</td> <td data-bbox="776 485 930 590" style="text-align: center;">7</td> <td data-bbox="930 485 1092 590" style="text-align: center;">To be determined</td> <td data-bbox="1092 485 1263 590" style="text-align: center;">To be determined</td> </tr> <tr> <td colspan="4" data-bbox="483 590 1263 642" style="text-align: center;">It is determined that there is no need anywhere else in the state and no other reviews are scheduled.</td> </tr> </tbody> </table> <p><u>Chapter 15</u> The Agency presented adjustments to ICF-IID Policies. The Committee approved the recommendation to eliminate Policies 1 through 4 and add new Policy 5.</p> <p>No adult need determinations.</p> <p style="text-align: center;">Table 15C: Child/Adolescent Chemical Dependency (Substance Use Disorder) Treatment Bed Need Determination</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th data-bbox="506 1020 824 1138">Local Management Entity-Managed Care Organization (LME-MCO) and Counties</th> <th data-bbox="824 1020 995 1138">Child/Adolescent Psychiatric Bed Need Determination*</th> <th data-bbox="995 1020 1166 1138">Certificate of Need Application Due Date**</th> <th data-bbox="1166 1020 1360 1138">Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td data-bbox="506 1138 824 1190" style="text-align: center;">Central Region</td> <td data-bbox="824 1138 995 1190" style="text-align: center;">20</td> <td data-bbox="995 1138 1166 1190" style="text-align: center;">To be determined</td> <td data-bbox="1166 1138 1360 1190" style="text-align: center;">To be determined</td> </tr> <tr> <td data-bbox="506 1190 824 1243" style="text-align: center;">Western Region</td> <td data-bbox="824 1190 995 1243" style="text-align: center;">2</td> <td data-bbox="995 1190 1166 1243" style="text-align: center;">To be determined</td> <td data-bbox="1166 1190 1360 1243" style="text-align: center;">To be determined</td> </tr> <tr> <td colspan="4" data-bbox="506 1243 1360 1295" style="text-align: center;">It is determined that there is no need anywhere else in the state and no other reviews are scheduled.</td> </tr> </tbody> </table> <p><u>Chapter 16</u> The Committee voted to table the Agency recommendation to review and update the Substance Abuse Disorder Bed Need Methodologies for further discussion later.</p> <p>No need determinations.</p> <p><i>The Committee recommends acceptance of the chapters as voted on along with the allowance that Agency staff members have the ability to update, as clarified data is available.</i></p> <p>For more detailed information about these discussions see PDA’s minutes of coverage of these meetings here.</p>	Local Management Entity-Managed Care Organization (LME-MCO) and Counties	Child/Adolescent Psychiatric Bed Need Determination*	Certificate of Need Application Due Date**	Certificate of Need Beginning Review Date	Sandhills Center: Anson, Guilford, Harnett, Hoke, Lee, Montgomery, Moore, Randolph, Richmond	7	To be determined	To be determined	It is determined that there is no need anywhere else in the state and no other reviews are scheduled.				Local Management Entity-Managed Care Organization (LME-MCO) and Counties	Child/Adolescent Psychiatric Bed Need Determination*	Certificate of Need Application Due Date**	Certificate of Need Beginning Review Date	Central Region	20	To be determined	To be determined	Western Region	2	To be determined	To be determined	It is determined that there is no need anywhere else in the state and no other reviews are scheduled.			
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Technology and Equipment Committee Report	<p>Dr. Ullrich recognized Dr. Lyndon Jordan to present the Technology and Equipment Committee Report. See the full published report here.</p> <p>The committee reviewed methodologies and changes to sections of Chapter 9.</p>																												

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	<p><u>Cardiac Cath</u></p> <p>Table 17A-4: Fixed Cardiac Catheterization Equipment Need Determination</p> <table border="1" data-bbox="451 384 1484 688"> <thead> <tr> <th>Cardiac Catheterization Service Area</th> <th>Fixed Cardiac Catheterization Equipment Need Determination*</th> <th>Certificate of Need Application Due Date**</th> <th>Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td>Buncombe/Graham/Madison/Yancey</td> <td>2</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Cabarrus</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Haywood</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>New Hanover</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td colspan="4">It is determined that there is no need anywhere else in the state and no other reviews are scheduled.</td> </tr> </tbody> </table> <p>No need determinations for Shared Fixed Cardiac Cath Equipment.</p> <p><u>Gamma Knife</u> No need determinations.</p> <p><u>Linear Accelerator</u> Dr. Jordan explained that updated data resulted in removal of the need determination in Service Area 7 for a Linear Accelerator.</p> <p>Table 17C-6: Linear Accelerators Need Determination</p> <table border="1" data-bbox="493 1108 1471 1318"> <thead> <tr> <th>Linear Accelerator Service Area</th> <th>Linear Accelerator Need Determination*</th> <th>Certificate of Need Application Due Date**</th> <th>Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td>Service Area 7</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Service Area 19</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td colspan="4">It is determined that there is no need anywhere else in the state and no other reviews are scheduled.</td> </tr> </tbody> </table> <p><u>Lithotripsy</u> No need determinations.</p> <p><u>MRI</u> Dr. Jordan reviewed the two petitions submitted regarding policies changes / suggestions for vendor-owned MRI scanners. The Committed approved the Agency's recommended to deny the petitions and instead adopt new Policy TE-4.</p>	Cardiac Catheterization Service Area	Fixed Cardiac Catheterization Equipment Need Determination*	Certificate of Need Application Due Date**	Certificate of Need Beginning Review Date	Buncombe/Graham/Madison/Yancey	2	To be determined	To be determined	Cabarrus	1	To be determined	To be determined	Haywood	1	To be determined	To be determined	New Hanover	1	To be determined	To be determined	It is determined that there is no need anywhere else in the state and no other reviews are scheduled.				Linear Accelerator Service Area	Linear Accelerator Need Determination*	Certificate of Need Application Due Date**	Certificate of Need Beginning Review Date	Service Area 7	1	To be determined	To be determined	Service Area 19	1	To be determined	To be determined	It is determined that there is no need anywhere else in the state and no other reviews are scheduled.			
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	<p style="text-align: center;">Table 17E-3: Fixed MRI Scanner Need Determination*</p> <table border="1" data-bbox="477 344 1468 680"> <thead> <tr> <th>Services Areas</th> <th>Fixed MRI Scanners Need Determination**</th> <th>Certificate of Need Application Due Date***</th> <th>Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td>Buncombe/Graham/Madison/Yancey</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Mecklenburg</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>New Hanover</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Orange</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Pasquotank/Camden/Currituck/Perquimans</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Stanly</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>Wake</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td colspan="4">It is determined that there is no need anywhere else in the state and no other reviews are scheduled.</td> </tr> </tbody> </table> <p>PET</p> <p>Currently the draft table presents three need determinations statewide for PET. Dr. Jordan explained that the Agency is still reviewing this data which may result in changes in needs before the proposed plan is posted.</p> <p style="text-align: center;">Table 17F-4: Fixed Dedicated PET Scanners Need Determination</p> <table border="1" data-bbox="513 1010 1468 1251"> <thead> <tr> <th>Service Area</th> <th>Fixed Dedicated PET Need Determination*</th> <th>Certificate of Need Application Due Date**</th> <th>Certificate of Need Beginning Review Date</th> </tr> </thead> <tbody> <tr> <td>HSA I</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>HSA V</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td>HSA VI</td> <td>1</td> <td>To be determined</td> <td>To be determined</td> </tr> <tr> <td colspan="4">It is determined that there is no need anywhere else in the state and no other reviews are scheduled.</td> </tr> </tbody> </table> <p><i>The Committee recommends acceptance of the chapters as voted on along with the allowance that Agency staff members have the ability to update, as clarified data is available.</i></p> <p>For more detailed information about these discussions see PDA’s minutes of coverage of these meetings here.</p>	Services Areas	Fixed MRI Scanners Need Determination**	Certificate of Need Application Due Date***	Certificate of Need Beginning Review Date	Buncombe/Graham/Madison/Yancey	1	To be determined	To be determined	Mecklenburg	1	To be determined	To be determined	New Hanover	1	To be determined	To be determined	Orange	1	To be determined	To be determined	Pasquotank/Camden/Currituck/Perquimans	1	To be determined	To be determined	Stanly	1	To be determined	To be determined	Wake	1	To be determined	To be determined	It is determined that there is no need anywhere else in the state and no other reviews are scheduled.				Service Area	Fixed Dedicated PET Need Determination*	Certificate of Need Application Due Date**	Certificate of Need Beginning Review Date	HSA I	1	To be determined	To be determined	HSA V	1	To be determined	To be determined	HSA VI	1	To be determined	To be determined	It is determined that there is no need anywhere else in the state and no other reviews are scheduled.			
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<p>NC Proposed 2021 SMFP</p>	<p>Dr. Ullrich thanked the Committee Chairs for their presentations and opened the floor to discussion:</p> <p>Dr. Pam Oliver of the Technology and Equipment Committee requested clarification of TE-4; has the SHCC considered any unintended consequences that may result from this policy? Why wouldn’t we seek further validation through a work group?</p> <ul style="list-style-type: none"> • Dr. U: I hear your concern. The Summer Public Hearing is set up to hear viewpoints and listen to comments that may address this. Providers have opportunities to remove needs during the PH as well as make comments on any presented new policies or methodologies. • This issue is particularly difficult because of the grandfathered units in the market. • We expect to hear from Novant and Alliance during the comment period. • Unsure how COVID-19 will play out in capital expenditure going forward. <ul style="list-style-type: none"> ○ PO: So this isn’t a subcommittee issue? Public Hearing is better? 																																																								

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	<ul style="list-style-type: none"> ○ Dr. U: A Committee could be formed, but the PH may provide enough info to not need a discussion. If the PH doesn't work, we would prefer discussion group vs work group; a discussion group has no formal report. <p>No further discussion incurred.</p> <p>Mr. Rogers mad a motion seconded by Mr. Young to adopt the SMFP approval of all committee suggestions and send the draft 2021 SMFP out for public hearing review, and allow the Agency to update as data is available and clarified.</p> <p>Amy Craddock called roll for the vote, which carried unopposed.</p>
Public Hearing Schedule and Update	<p>Dr. U reviewed the public hearing schedule. This year will be via web conference. Dates and times have not changed. SHCC members will be asked to register to attend at least one public hearing.</p> <p>Interested parties will receive an email from the Agency with instructions on how to participate.</p>
Other Business	<p>Dr. U reminded the SHCC that Gov. Cooper issued a changed CON schedule to address COVID-19.</p> <p>It has been decided the August Full SHCC meeting will be via WebEx.</p> <p>Dr. U opened the floor for other business:</p> <p>An open discussion ensued regarding the impact of COVID-19 across the industries represented on the SHCC and how each are coping.</p> <p>Ms. Brothers of Sentara reported creative staffing scheduled to avoid furloughs and layoffs and recover some \$800M in losses.</p> <p>Mr. Floyd of Vidant reported the impact on capital budget has resulted in all plans for 2020/2021 moved out at least two years.</p> <p>Mr. Rogers of the home health and hospice industry reported direct impact on hospice financially. Hospices do not survive on CMS reimbursements alone, but substantial philanthropic support, which has dropped.</p> <p>Mr. Young of Atrium explained that rural hospital's most constrained resource is human capital. As a result it has tried to avoid furloughs because it is too hard to recoup staff in rural areas. All cap expenditures are pushed out at least two 2 years. Most important thing has been teamwork and collaborations across systems and networks.</p> <p>Mr. Feezor commended the sacrifices and preparation not just by systems, but by individuals across the state and industries.</p> <p>Dr. Haugan related the tension and fear of emergency room physicians. People have been less apt to seek emergency services when they truly needed it because of COVID-19 fear. This results in delayed care for serious episodes like heart attack and stroke.</p> <p>Mr. Martin of the nursing home industry expressed how difficult this experience has been for his cohorts. The emotional stress of family separations, lack of testing availability followed by excessive testing, isolation of staff and residents, inability to control staff exposure outside of facilities, and generalized fear among residents and staff. It has been a very tough time and we expect it to continue for a long time.</p>

Issue	Discussion
	This concluded the additional discussion. Ms. Brothers made a motion seconded by Mr. Rogers to adjourn the meeting at 11:38a. Amy Craddock called roll for the vote which carried unopposed.

These minutes are believed to be an accurate account of the meeting held. If there is any understanding to the contrary, please contact the undersigned within seven (7) days of receipt of these minutes.

Submitted by:

Kelly Ivey
PDA, Inc.