



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER
GOVERNOR

MANDY COHEN MD, MPH
SECRETARY

MARK PAYNE
DIRECTOR

Via Electronic Mail

February 7, 2018

Kathy Leibl, Administrator
Healthsouth Blue Ridge Surgery
2308 Wesvill Court
Raleigh, NC 27607

RE: Complaint Investigation - Intake # **NC00135100**

Dear Ms. Leibl,

Thank you and your staff for the assistance and cooperation extended to the Acute Care team during the survey conducted January 30, 2018 through February 2, 2018. The purpose of conducting the complaint survey was to evaluate the Ambulatory Surgery Center's compliance with the Federal Medicare Conditions for Coverage for Ambulatory Surgery Centers. The complaint investigation resulted in an Immediate Jeopardy (IJ) identification as of **February 2, 2018 at 1440** as a result of incidents occurring on 09/28/2017, 10/06/2017, 11/27/2017.

Specifically, pursuant to **416.42, Surgical Services**, facility staff failed to implement the time-out policy prior to surgery, creating an unsafe environment for surgical patients resulting in wrong site / wrong implant surgeries.

As discussed during the survey, the information gathered was forwarded to the CMS Regional Office in Atlanta (Region IV). Our state agency is recommending 23 day termination due to noncompliance with the **Conditions for Coverage**. The Immediate Jeopardy is ongoing. CMS Regional Office in Atlanta will make the determination of compliance or noncompliance and will notify you of their findings and of any action to be taken.

If you have questions regarding the status of the investigation, please contact the CMS representative for North Carolina:

Ms. Karmen Billingslea
Division of Survey and Certification
CMS Atlanta Regional Office
Sam Nunn Atlanta Federal Center
61 Forsyth Street, SW Suite 4T-20
Atlanta, Georgia 30303-8909
(404) 562-7405

If you have any questions, please do not hesitate to contact this office at (919) 855-4620.

Sincerely,

A handwritten signature in cursive script that reads "Lea Gillis".

Lea Gillis, RN, MSN
Nurse Consultant, Acute and Home Care Licensure and Certification

cc: Azzie Conley, Section Chief
Karmen Billingslea, CMS Regional Office

ACUTE AND HOME CARE LICENSURE AND CERTIFICATION SECTION

WWW.NCDHHS.GOV/DHSR

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