

Approval Date:
July 18, 2022

MINUTES OF
A REGULAR MEETING OF THE
CITRUS COUNTY HOSPITAL BOARD

MAY 23, 2022 6:00 P.M.

(1) CALL TO ORDER

A regular meeting of the Citrus County Hospital Board of Trustees was held Monday, May 23, 2022, in the Conference Room of the Annex Building located at 123 S. Pine Avenue, Inverness, Florida 34452. Chairman Dr. Mark Fallows called the meeting to order at 6:00 P.M.

(2) PUBLISHED MEETING LEGAL NOTICE

(Agenda & Published Legal notice Copies On File)

(3) QUORUM PRESENT

COVID-19: All attendees to the meeting were required to use hand sanitizer. Social distancing was implemented and all persons were required to stay at least 6 feet apart, including Trustees and staff. The conference/meeting room was cleaned and sanitized pre and post meeting.

(4) ATTENDANCE

Board Members: Dr. Mark Fallows (Chairman), Allan Bartell (Vice-Chairman), Dr. Jeffrey Wallis (Secretary/Treasurer) and Rick Harper (Trustee) at approximately 6:26 p.m.

Also in attendance:

Stephanie Maines (CCHB Administrative Assistant)
William Grant, Esq. (CCHB General Counsel)
Richard Powell (CCHB CPA)
Sue Thompson (Spectrum Computers)

Members of the Public:

Crystal Barton (CCCCF Executive Director)
Fred Hiers (Citrus County Chronicle)
Dr. McNeal
David Ryan (City Council and CCCCCF Chair)
Dale Merrill (Dr.'s Free Clinic)
Lisa Nummi (New CEO of CMH)

(5) PUBLIC COMMENT

- > David Ryan of the CCCCCF raised concerns about the CCCCCF not having a representative from the CCHB for quorum. Mr. Ryan asks that a representative from the CCHB be present at the meetings of the CCCCCF.
- > Dale Merrill of the Doctors' Free Clinic of Citrus County (DFCCC) spoke regarding the concern by the DFCCC facilities being rented to the Dr.'s Free Clinic instead of the money going to the clinic to purchase the property currently owned by Dr. Grillo.

(6) APPROVAL OF MINUTES

MOTION by Wallis, second Bartell to approve the minutes from the April 28, 2022 Regular Meeting. After discussion, the Motion passed unanimously, 3-0. Rick Harper was not present for this vote.

(7) FINANCE COMMITTEE REPORT

a) Approval of Finance Report for April 2022 prepared by Richard Powell.

MOTION by Wallis, second by Bartell to approve the Financial Report for April 2022. The Motion passed unanimously, 3-0. Rick Harper was not present for this vote.

Richard Powell will be handling all financial aspects of the Citrus County Hospital Board. Mr. Powell stated that he has developed a system in his office to be able to ethically and effectively handle the financial needs of the Citrus County Hospital Board.

Richard Powell will provide Citrus County Hospital Board Audit to the State Auditor General and the Citrus County Board of County Commissioners.

c) Approval of Citrus County Hospital Board Invoices for May 2022.

Chairman Fallows presented invoices for May 2022.

MOTION by Wallis, second by Bartell to approve the Citrus County Hospital Board Invoices for May 2022. The Motion passed unanimously, 3-0. Rick Harper was not present for this vote.

d) Other

Richard Powell mentioned Karla Dozier retired and is owed 33 days of PTO plus her last two weeks of pay due to her retirement. This was previously agreed upon and did not need approval from the board.

MOTION by Wallis to approve an expense of \$13,000 for severance pay to Karla Dozier due to her years of dedication to the board. Motion was withdrawn by Dr. Wallis.

Richard Powell mentioned there is a statute that must be followed for giving money to a government employee.

(8) LEGAL

Mr. Grant provided a memo and email from Karen Schapira regarding consulting the Rybar Group related to the AHCA indemnification matter.

MOTION by Wallis, second by Bartell for Citrus County Hospital Board to authorize Karen Schapira to use the Rybar Group. The Motion passed unanimously, 4-0.

Mr. Grant advised Attorney Ashby Burks is requesting to retain the services of Craig Holden at the rate of \$870 per hour. Harper asked if there was a cap that the Hospital Board could agree to due to the anticipated amount of time needed to complete the task.

MOTION by Harper, second by Wallis for Citrus County Hospital Board to authorize Ashby Burks to retain the services of Attorney Craig Holden at the rate of \$870 with a cap of a total of \$20,000.00. The Motion passed unanimously, 4-0.

Mr. Grant advised that due to the retirement of Karla Dozier staff is needed temporarily. Mr. Grant consulted Chairman Fallows regarding the employment of Richard Powell for financial needs, Sue Thompson for software and technical support, and 2 paralegals from Law Office of Grant & Dozier, LLC to assist on a part time basis. Chairman Fallows approved this until the Citrus County Hospital Board meeting on May 23, 2022.

The rates for the additional staff are as follows:

Richard Powell- \$150/ hour
Sue Thompson- \$25 per diem and \$75/ hour
2 part time assistants- \$16/ hour

Sue Thompson mentioned that the computer in the Citrus County Hospital Board office needs to be replaced and will be unusable in the near future. Chairman Fallows stated he would start looking into computers and consult with the board.

Dr. Wallis stated he believes that an advertisement should be placed in the Citrus County Chronicle in order to fill the position. Harper likes the idea of using multiple people so if a similar situation occurs there is no dependency on one staff member. Harper also stated he has no objection to giving the members of Citrus County the position and agreed with the advertisement for the position in the Chronicle.

MOTION by Harper, second by Bartell for Citrus County Hospital Board to ratify the decision of Chairman Fallows and to continue the employment of Richard Powell, Sue Thompson, Kaylee Flaherty and Stephanie Maines due to the retirement of Karla Dozier on a temporary basis until the position(s) are filled. The Motion passed unanimously, 4-0.

Mr. Grant advised that the Memorandum of Understanding for the College of Central Florida is being amended by Attorney Clifford Shepard and needs to be approved. The Memorandum of Understanding shall reflect the college has 30 days to return the money that is not matched. Also, the money shall specifically be used for the medical services and education for the Citrus County campus health science.

MOTION by Bartell, second by Harper to approve to amend the College of Central Florida Memorandum of Understanding for both the Dean Endowment and the matching funds. The Motion passed unanimously, 4-0.

Mr. Grant advised of the proposed CCCCf bylaw changes.

MOTION by Harper, second by Wallis to propose an amendment to the bylaws of the CCCCf for the Citrus County Hospital Board to authorize a trustee or a designee that is not a Citrus County Hospital Board Trustee can be appointed to the CCCCf board. The Motion passed unanimously, 4-0.

RECESS

(9) UNFINISHED BUSINESS

FRC- There is no update.

Doctors' Free Clinic- There has been discussions between the attorney's regarding the Doctors' Free Clinic. No other update was provided.

(10) NEW BUSINESS

None.

(11) TRUSTEE COMMENTS

Chairman Fallows made a statement regarding the necessity of the next meeting. The board agreed there was no need to have the next meeting on June 13, 2022.

MOTION by Harper, second by Wallis to cancel the June 13, 2022 Citrus County Hospital Board meeting. The Motion passed unanimously, 4-0.

The third quarter Citrus County Hospital Board meetings were tentatively scheduled for July 18, 2022, August 22, 2022 and September 19, 2022.

(12) OTHER

Mr. Grant wanted to make it very clear that the paralegals from his office will not be working on Citrus County Hospital Board matter while on the clock at Law Office of Grant & Dozier, LLC.

The employees are to send W-4 forms to Richard Powell for payroll purposes.

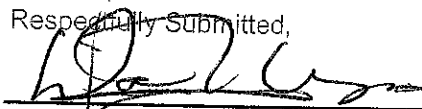
(13) NEXT SCHEDULE MEETING DATE

The next meeting is scheduled for Monday, July 18, 2022 at 6:00pm in the Conference Room of the Annex Building, 123 S. Pine Ave. Inverness, Florida 34450.

(14) ADJOURNMENT

MOTION by Harper, second by Wallis to adjourn the meeting. The motion passed unanimously, 4-0.

Respectfully Submitted,



Jeff Wallis, M.D.
Secretary/ Treasurer

05.23.2022 Minute Copy on File:

1. May 23, 2022 Agenda
2. Karen Schapira Memorandum dated May 23, 2022
3. Grant and Dozier email dated May 13, 2022 to Chairman Fallows regarding additional employees
4. Grant and Dozier email dated May 13, 2022 to Chairman Fallows regarding retaining Craig Holden

AGENDA

CITRUS COUNTY HOSPITAL BOARD OF TRUSTEES MEETING REGULAR MEETING

CONFERENCE ROOM
ANNEX BUILDING
123 S. PINE AVE., FL 34452

Monday, May 23, 2022 at 6:00 p.m.

Welcome

(1) Agenda

Mission: Citrus County Hospital Board of Trustees (CCHB) consistently strives to ensure Citrus County citizens have access to safe quality health care while maintaining fiscal integrity.

- Call to Order
- Moment of Silence
- Pledge of Allegiance

(2) Published Meeting Legal Notice

(3) Quorum Present

(4) Attendance:

Dr. Mark Fallows

Chairman

Allan Bartell

Vice-Chairman

Dr. Jeffrey Wallis

Secretary/Treasurer

Rick Harper

Trustee

William Grant

CCHB General Counsel

Others in attendance:

(5) Public Comment (3 min per individual/5 min per group)

- (6) Approval of minutes from:
- April 28, 2022 Regular Meeting
- (7) Finance Committee Report
- Finance Committee.
 - a. Approval of the Finance Report for April 2022.
 - b. Approval of the Citrus County Hospital Board Invoices April 2022.
 - c. Approval of Invoices paid by the Citrus County Hospital Board o/b/o FRC.
 - d. Other.
- (8) Legal
- (9) Unfinished Business
- Foundation Resolution Corporation Update.
 - Citrus County Community Charitable Foundation Update.
 - Doctor's Free Clinic Update.
- (10) New Business
- (11) Trustee Comments
- Fallows
 - Bartell
 - Wallis
 - Harper
- (12) Other
- (13) The next scheduled Board Meeting of the Citrus County Hospital Board set for Monday, June 13, 2022 at 6:00pm.
- (14) Adjournment.



KAREN B. SCHAPIRA, PLLC

Representing Healthcare Providers

MEMORANDUM

TO: William J. Grant, Esquire
FROM: Karen B. Schapira, Attorney
DATE: May 23, 2022
COPY: File, CCHB, Matter # 17.00005
RE: Medicaid Recoupment

I. CONSULTANT ANALYSIS

- A. We engaged the services of The Rybar Group ("TRG") to review the Rate Impact Analysis for Rate Period 07/01/2008 as an initial step since this period was the highest dollar amount scheduled for recoupment by AHCA.
1. AIC total: **\$2,012,954.60**
 2. Inpatient: \$1,335,922.00
 3. Outpatient: \$677,032.60
- B. TRG found that AHCA failed to apply Public Hospital Status to CMH.
1. In 2010, CMH entered into a settlement agreement with AHCA for rate adjustment of inpatient and outpatient Medicaid Claims for rate semesters July 2008 and January 2009.
 2. The settlement agreement and final order recognized CMH's eligibility for public hospital status.
- C. AHCA's failure to exempt those charges applicable to private hospitals impacts the rate adjustment.
1. The inpatient portion of the rate adjustment is reduced by **\$1,230,383.20**.
 2. The outpatient portion of the rate adjustment is reduced by **\$139,294.00**.
 3. The effect of this discovery is a total reduction of **\$1,370,503** which Medicaid may not recoup.
 4. In another words, we can subtract **\$1,370,503** from the total Medicaid Recoupment of \$5,888,174.33 leaving a remaining balance of **\$4,517,671.33**.
- D. This is only an overview of the 2008 without taken into consideration the potential increase of Medicaid eligible days which I believe will also factor.
1. Based upon the work my firm did in the past with respect to the LIP and DSH reports, we believe that the Medicaid days which are included in the Rate Analysis are incorrect.

2. If TRG's analysis reveals a greater amount of Medicaid days, we may realize money *from* Medicaid instead of having to pay back.
5. Upon your approval, I will give the Rybar Group authority to proceed.

II. MEDICAID RECOUPMENT – INDEMNIFICATION

A. Recapitulation

1. Amount in Controversy ("AIC")
 - a. The total due according to the Rate Impact Analysis prepared by CMHI and attached as Exhibit A to this Status Memo is: **\$5,888,357.10.**
 - b. The total due according to the Suspension of Recoupment letter issued by the Agency and attached as Exhibit B to this Status Memo is: **\$5,397,349.51.**
 - c. The difference is **\$490,817.23** which is the total sum of Outpatient Claims less than seven (7) years.
 - d. Most likely the Rate Impact Analysis reflects the aggregate Possibly the difference between inpatient and outpatient.
2. Notice of Agency Action (August 30, 2017)
 - a. Rate Semesters: 07/01/2006 – 06/30/2016
 - b. Case No. 2016013781
 - c. Final Audited Rates (§ 409.908(1)(f), Fla. Stat. (2016)).
 - (i) Right of Provider to appeal
 - (ii) "A substantially affected provider"
 - (iii) Correct or Adjust the *calculation*.
 - d. Timely filed appeal.

B. Rate Settlement Letter (October 31, 2012)

1. Intergovernmental Transfers ("IGT")
2. Set Medicaid hospital rates for 2012/2013 fiscal year
3. Buyback Adjustment: \$44,021
4. Other Exemptions: \$154,078

III. MEDICAID INCONSISTENCIES

A. FYE 2011

1. Total Days: 45,351
2. Medicaid Ratio: 0.11587
3. SSI Ratio: 0.03420
4. Medicaid Eligible Days: **5,255**

B. FYE 2012

1. Total Days: 42,046
2. Medicaid Ratio: 0.11392
3. SSI Ratio: 0.03610
4. Medicaid Eligible Days: **4,790**

C. FYE 2013

1.	Medicaid Days:	4,790
2.	Total Days:	42,046
3.	Medicaid Ratio:	0.11392
4.	SSI Ratio:	0.03610
5.	Medicaid Eligible Days:	4,790

IV. STATUS ON FYE 2008

- A. Notified AHCA of the difference in rate adjustment do to the public hospital exemption not applied.
- B. Received email from AHCA's outside counsel that they are reviewing.

William Grant

From: Joseph M. Goldstein [JGoldstein@shutts.com]
Sent: Wednesday, May 18, 2022 9:54 PM
To: Karen Schapira
Cc: Samuel, Rydell; Maureen.Castano@ahca.myflorida.com; Josee L. Goodwin; Workstation1; William Grant
Subject: Re: AHCA IP/OP CCHB/FRC Indemnification - Medicaid Recoupment (DOAH 18-1673) (63)

Received, and will review with AHCA. Don't have time frame yet.

Joe Goldstein
Shutts & Bowen LLP
954.847.3837 (office)
954.478.1603 (mobile)

On May 18, 2022, at 11:36 AM, Karen Schapira <kbs@schapirahealthlaw.com> wrote:

EXTERNAL: This email originated from outside of the SHUTTS email system. Do not respond, click any links or open any attachments unless you trust the sender and know the content is safe.

Good morning,

I hope this email finds you all well. Below is the email trail representing our initial findings regarding a final order entered on April 21, 2010 regarding Citrus Memorial Hospital's designation as a Public Hospital. The Rate Semester beginning July 1, 2008 does not reflect the Public Hospital designation. We believe that this is simply an oversight and one which may be easily corrected. The impact is a difference of \$1,335,992 for the inpatient portion and \$677,032 for the outpatient portion.

In my first email, I included the Settlement Agreement which also contained the Final Order. CMH's public status did not change through the subsequent years such that 2012, 2013, and 2014 should reflect the public hospital status despite implementation of the DRG payment methodology.

We would greatly appreciate if one of you could please acknowledge receipt of this email. If you cannot respond, at least let me know that (a) AHCA's legal representative is still Joe Goldstein; (b) that AHCA is looking into this issue; and (c) an estimated time for response.

In anticipation of your prompt attention to this matter, I will stay further action on this file until May 31, 2022. Thank you for your kind assistance with this matter.

Karen

Karen B. Schapira, PLLC
Representing Health Care Providers
11523 Palmbrush Trail

Suite # 316
Lakewood Ranch, FL 34202
Office: 941.567.5503
Cell: 954.309.6437
Fax: 941.896.9164
www.schapirahealthlaw.com

This email is from an attorney and may include privileged, confidential, and/or proprietary information. If you received this email in error, please reply to the sender only and delete. Communication from this firm does not establish an attorney/client relationship without a written engagement agreement signed by an authorized representative of the firm and the client.

From: Karen Schapira
Sent: Wednesday, May 4, 2022 10:43 PM
To: 'Samuel, Rydell' <rydell.samuel@ahca.myflorida.com>; Maureen.Castano@ahca.myflorida.com
Cc: Joseph M. Goldstein <JGoldstein@shutts.com>; SMcMenamy@shutts.com; jgoodwin@shutts.com; 'wgrant@grantdozierlaw.com' <wgrant@grantdozierlaw.com>; 'workstation1@grantdozierlaw.com' <workstation1@grantdozierlaw.com>
Subject: RE: AHCA IP/OP CCHB/FRC Indemnification - Medicaid Recoupment (DOAH 18-1673) (63)
Importance: High

Good morning,

I am following up on the email that I sent on April 25, 2022. Please advise when we can expect a response.

Karen

Karen B. Schapira, PLLC
Representing Health Care Providers
11523 Palmbrush Trail
Suite # 316
Lakewood Ranch, FL 34202
Office: 941.567.5503
Cell: 954.309.6437
Fax: 941.896.9164
www.schapirahealthlaw.com

This email is from an attorney and may include privileged, confidential, and/or proprietary information. If you received this email in error, please reply to the sender only and delete. Communication from this firm does not establish an attorney/client relationship without a written engagement agreement signed by an authorized representative of the firm and the client.

From: Karen Schapira
Sent: Monday, April 25, 2022 2:09 PM
To: 'Samuel, Rydell' <rydell.samuel@ahca.myflorida.com>; Maureen.Castano@ahca.myflorida.com
Cc: Joseph M. Goldstein <JGoldstein@shutts.com>; SMcMenamy@shutts.com; jgoodwin@shutts.com; 'wgrant@grantdozierlaw.com' <wgrant@grantdozierlaw.com>; 'workstation1@grantdozierlaw.com' <workstation1@grantdozierlaw.com>
Subject: AHCA IP/OP CCHB/FRC Indemnification - Medicaid Recoupment (DOAH 18-1673) (63)

Good afternoon,

With the pandemic waning in impact, we are moving forward with this matter diligently so that we may close it out. Our initial Petition for Formal Administrative Hearing raised the issue of the Final Order entered on April 21, 2010, designating the Hospital a Public Hospital entitled to Medicaid rates for public hospitals for Rate Semesters **beginning** July 1, 2008. The impact of the failure to adhere to the final order on Rate Semester July 1, 2008 is \$1,335,992 for the inpatient portion and an additional \$677,032.00 for outpatient (see attached, 2008 Reviewed & Revised Rate Analysis). The Settlement Agreement states that AHCA will recalculate Citrus' Medicaid inpatient and outpatient rates for hospital services, based on the applicable rate setting methodology for public hospitals, for July 1, 2008 and January 1, 2009 rate semesters, however the July 1, 2008 rate semester was never recalculated to reflect the public status.

We are also including the Settlement Agreement (see attached, Final Order) for your review hoping that the department simply overlooked this issue. Also, it is important to note that Citrus Memorial Hospital did not lose its public hospital status such that the 2012, 2013 and 2014 rate schedules should reflect public hospital status despite the implementation of DRG patient payment methodology.

I look forward to a prompt resolution of this issue which, we believe, will significantly reduce the current \$5.8mm projected recoupment. We are still reviewing the other years and should have a response no later than May 31, 2022

Karen

Karen B. Schapira, PLLC
Representing Health Care Providers
11523 Palmbrush Trail
Suite # 316
Lakewood Ranch, FL 34202
Office: 941.567.5503
Cell: 954.309.6437
Fax: 941.896.9164
www.schapirahealthlaw.com

This email is from an attorney and may include privileged, confidential, and/or proprietary information. If you received this email in error, please reply to the sender only and delete. Communication from this firm does not establish an attorney/client relationship without a written engagement agreement signed by an authorized representative of the firm and the client.

William Grant

From: Karen Schapira [kbs@schapirahealthlaw.com]
Sent: Wednesday, May 18, 2022 4:52 PM
To: William Grant
Cc: Workstation1
Subject: CCHB - Medicaid Recoupment

Good morning, Bill,

The Rybar Group completed its initial review as agreed and found an issue in the Rate Semester calculation beginning July 1, 2008 for that fiscal year. The impact is a difference of \$1,230,383.20 for the inpatient portion and \$139,294.00 for the outpatient portion. That equates to a total of \$1,370,503 which Medicaid may not recoup. In another words, we can remove this sum from the total Medicaid Recoupment of \$5,888,174.33 leaving a remaining balance of \$4,517,671.33. This is an overview of the 2008 without taken into consideration the potential increase of Medicaid eligible days which I believe will also factor.

Upon your approval, I will give the Rybar Group authority to proceed.

Karen

Karen B. Schapira, PLLC
Representing Health Care Providers
11523 Palmbrush Trail
Suite # 316
Lakewood Ranch, FL 34202
Office: 941.567.5503
Cell: 954.309.6437
Fax: 941.896.9164
www.schapirahealthlaw.com

This email is from an attorney and may include privileged, confidential, and/or proprietary information. If you received this email in error, please reply to the sender only and delete. Communication from this firm does not establish an attorney/client relationship without a written engagement agreement signed by an authorized representative of the firm and the client.

William Grant

From: Karen Schapira [kbs@schapirahealthlaw.com]
Sent: Wednesday, May 18, 2022 11:37 AM
To: 'Samuel, Rydell'; Maureen.Castano@ahca.myflorida.com; Joseph M. Goldstein; jgoodwin@shutts.com
Cc: Workstation1; William Grant
Subject: AHCA IP/OP CCHB/FRC Indemnification - Medicaid Recoupment (DOAH 18-1673) (63)
Importance: High

Good morning,

I hope this email finds you all well. Below is the email trail representing our initial findings regarding a final order entered on April 21, 2010 regarding Citrus Memorial Hospital's designation as a Public Hospital. The Rate Semester beginning July 1, 2008 does not reflect the Public Hospital designation. We believe that this is simply an oversight and one which may be easily corrected. The impact is a difference of \$1,335,992 for the inpatient portion and \$677,032 for the outpatient portion.

In my first email, I included the Settlement Agreement which also contained the Final Order. CMH's public status did not change through the subsequent years such that 2012, 2013, and 2014 should reflect the public hospital status despite implementation of the DRG payment methodology.

We would greatly appreciate if one of you could please acknowledge receipt of this email. If you cannot respond, at least let me know that (a) AHCA's legal representative is still Joe Goldstein; (b) that AHCA is looking into this issue; and (c) an estimated time for response.

In anticipation of your prompt attention to this matter, I will stay further action on this file until May 31, 2022. Thank you for your kind assistance with this matter.

Karen

Karen B. Schapira, PLLC
Representing Health Care Providers
11523 Palmbrush Trail
Suite # 316
Lakewood Ranch, FL 34202
Office: 941.567.5503
Cell: 954.309.6437
Fax: 941.896.9164
www.schapirahealthlaw.com

This email is from an attorney and may include privileged, confidential, and/or proprietary information. If you received this email in error, please reply to the sender only and delete. Communication from this firm does not establish an attorney/client relationship without a written engagement agreement signed by an authorized representative of the firm and the client.

From: Karen Schapira
Sent: Wednesday, May 4, 2022 10:43 PM
To: 'Samuel, Rydell' <rydell.samuel@ahca.myflorida.com>; Maureen.Castano@ahca.myflorida.com
Cc: Joseph M. Goldstein <JGoldstein@shutts.com>; SMcMenamy@shutts.com; jgoodwin@shutts.com; 'wgrant@grantdozierlaw.com' <wgrant@grantdozierlaw.com>; 'workstation1@grantdozierlaw.com'

should reflect public hospital status despite the implementation of DRG patient payment methodology.

I look forward to a prompt resolution of this issue which, we believe, will significantly reduce the current \$5.8mm projected recoupment. We are still reviewing the other years and should have a response no later than May 31, 2022

Karen

Karen B. Schapira, PLLC
Representing Health Care Providers
11523 Palmbrush Trail
Suite # 316
Lakewood Ranch, FL 34202
Office: 941.567.5503
Cell: 954.309.6437
Fax: 941.896.9164
www.schapirahealthlaw.com

This email is from an attorney and may include privileged, confidential, and/or proprietary information. If you received this email in error, please reply to the sender only and delete. Communication from this firm does not establish an attorney/client relationship without a written engagement agreement signed by an authorized representative of the firm and the client.

William Grant

From: mfallows@citruscountyhospitalboard.com
Sent: Friday, May 13, 2022 5:26 PM
To: William Grant
Cc: abartell@citruscountyhospitalboard.com; jwallis@citruscountyhospitalboard.com; rharper@citruscountyhospitalboard.com
Subject: Re: CCHB / Office Vacancy

This is correct. Thank you Bill.

Mark

On 2022-05-13 15:52, William Grant wrote:

Chairman Dr. Fallows,

This email confirms that you have instructed the following on an emergent basis until the CCHB convene for a mtg:

1. Richard Powell through my office is to pay payroll and associated bills.
2. That the 2 paralegals in my office, until an employee is hired, call monitor and conduct CCHB business and be paid on a part-time basis at \$16.00 per hour.
3. Sue Thomson of Spectrum Computers is authorized to forward all calls and emails to Grant & Dozier until a person is hired.

Please advise if any of the aforementioned is not correct. Thanks.

William J. Grant, Esq.

Law Office of Grant & Dozier, LLC

123 N. Apopka Ave.

Inverness, Florida 34450

Tel: (352)726-5111

Fax: (352)726-7244

wgrant@grantdozierlaw.com

Workstation1

From: William Grant
Sent: Friday, May 13, 2022 4:04 PM
To: 'CCHB'
Cc: kdozier@citruscountyhospitalboard.com; Workstation1
Subject: CCHB / HCA - Citrus Memorial -Self-Disclosure
Attachments: image001.png; image002.png

Dr. Fallows,

Please advise. Thanks. I recommend approval.

William J. Grant, Esq.

Law Office of Grant & Dozier, LLC

123 N. Apopka Ave.

Inverness, Florida 34450

Tel: (352)726-5111

Fax: (352)726-7244

wgrant@grantdozierlaw.com

CONFIDENTIALITY NOTE: The information contained in this transmission may be privileged and confidential information, and is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this transmission in error, please immediately reply to the sender that you have received this communication in error and then delete it. Thank you.

CIRCULAR 230 NOTICE: To comply with U.S. Treasury Department and IRS regulations, we are required to advise you that, unless expressly stated otherwise, any U.S. federal tax advice contained in this transmittal, is not intended or written to be used, and cannot be used, by any person for the purpose of (i) avoiding penalties under the U.S. Internal Revenue Code, or (ii) promoting, marketing or recommending to another party any transaction or matter addressed in this e-mail or attachment.

From: Burks, Ashby [mailto:aburks@bakerdonelson.com]
Sent: Friday, May 13, 2022 12:01 PM
To: William Grant; Workstation1
Subject: RE: CCHB / HCA - Citrus Memorial -Self-Disclosure

Good morning Bill,

As you requested, I am writing to formally request CCHB's approval to include Craig Holden on the team working to resolve and conclude the Citrus Hospital self-disclosure to CMS. As I described below, Craig is a highly experienced healthcare regulatory attorney whose involvement is critical for successful conclusion of this matter.

I do not expect that Craig will bill a large number of hours on this matter. Craig will serve a crucial role in any negotiations with HCA that may be required. We need his professional experience and authority as someone who will be seen as a peer of Kathy Lauer, the lead HCA

attorney on this matter. He also will oversee the technical legal aspects of the work of Joseph Keillor.

As stated below, Craig's billing rate is \$870 per hour. Here is a link to Craig's firm biography: <https://www.bakerdonelson.com/s-craig-holden>. Please let me know if I can answer any questions about Craig.

Best regards,

Ashby Q. Burks

Shareholder

Baker, Donelson, Bearman, Caldwell & Berkowitz, PC

1600 West End Avenue, Suite 2000

Nashville, TN 37203

Direct: [615.726.5626](tel:615.726.5626)

Fax: [615.744.5626](tel:615.744.5626)

Cell: [615.479.1137](tel:615.479.1137)

E-mail: aburks@bakerdonelson.com

LinkedIn Profile: www.linkedin.com/in/ashbyburks

Firm Website: www.bakerdonelson.com

Baker, Donelson, Bearman, Caldwell & Berkowitz represents clients across the U.S. and abroad from offices in Alabama, Florida, Georgia, Louisiana, Maryland, Mississippi, South Carolina, Tennessee, Texas, Virginia and Washington, D.C.

From: Burks, Ashby

Sent: Wednesday, May 11, 2022 10:10 AM

To: William Grant <wgrant@grantdozierlaw.com>; Workstation1 <workstation1@grantdozierlaw.com>

Subject: RE: CCHB / HCA - Citrus Memorial -Self-Disclosure

Importance: High

Bill,

In advance of our call on Thursday, below is the communication we propose to send to CMS as the next step on the self-disclosure. My recommendation is that we make a supplemental submission to buttress the original disclosure with the objective of reducing the final settlement amount. We can talk through the options for the self-disclosure on our call.

We have been diligently reviewing this matter, and wanted to update you that while our client does not plan to withdraw this matter, it would like to supplement the disclosure to provide additional context that we believe may be useful to CMS in evaluating this matter. We respectfully request that CMS hold off on further processing the disclosure until the supplement has been submitted. In light of the age of the associated records, continued diligent efforts may still result in it being up to 45 days from today until such supplement can be completed.

In addition, as you may recall, my former partner Kristin Bohl who was working on this for us has left our firm. I need your approval to add two healthcare regulatory people to the self-disclosure project: Craig Holden and Joseph Keillor. Craig is a shareholder with decades of experience in healthcare regulation, including self-disclosures. He has many personal contacts in CMS. He is also the immediate past president of the American Health Lawyers Association. He knows HCA's in-house and outside counsel. Craig will be very helpful in any discussions we need to have with HCA's legal team. Craig's billing rate is \$870 per hour. Here is a link to Craig's firm biography: <https://www.bakerdonelson.com/s-craig-holden>

Joseph Keillor is Of Counsel with Baker. He is also an experienced healthcare regulatory attorney. He will have the laboring oar in any drafting or research. Joseph's billing rate is \$700 per hour, but I would propose a discount to \$650. Here is a link to Joseph's firm biography: <https://www.bakerdonelson.com/joseph-b-keillor>

Ashby Q. Burks

Shareholder

Baker, Donelson, Bearman, Caldwell & Berkowitz, PC

1600 West End Avenue, Suite 2000

Nashville, TN 37203

Direct: [615.726.5626](tel:615.726.5626)

Fax: [615.744.5626](tel:615.744.5626)

Cell: 615.479.1137

E-mail: aburks@bakerdonelson.com

LinkedIn Profile: www.linkedin.com/in/ashbyburks

Firm Website: www.bakerdonelson.com

Baker, Donelson, Bearman, Caldwell & Berkowitz represents clients across the U.S. and abroad from offices in Alabama, Florida, Georgia, Louisiana, Maryland, Mississippi, South Carolina, Tennessee, Texas, Virginia and Washington, D.C.

From: William Grant <wgrant@grantdozierlaw.com>

Sent: Monday, May 9, 2022 3:27 PM

To: Burks, Ashby <aburks@bakerdonelson.com>; Workstation1 <workstation1@grantdozierlaw.com>

Subject: RE: CCHB / HCA - Citrus Memorial - Removal of Parcels from Hospital Lease

Yes.

William J. Grant, Esq.

Law Office of Grant & Dozier, LLC

123 N. Apopka Ave.

Inverness, Florida 34450

Tel: (352)726-5111