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November 9, 2009

Phyllis Powell, Director
Certificate of Need Unit
Division of Licensing and Regulatory Services
Department of Health and Human Services
State House, Station 11, Augusta, ME 04333-0011

Re: MHHEFA Revenue Bond, Series 2009A
Request for Confirmation of Exemption from CON Review

Dear Phyllis:

In connection with York's participation in the upcoming MHHEFA Revenue Bond, Series 2009A, I am writing to confirm that the projects York intends to finance are not subject to CON review. The projects have a total cost of \$1,600,000.

Background & Discussion

A description of the projects is as follows:

◆ *Acquisition of CT Scanner.* York plans to purchase a CT scanner for its York campus. In doing so, York plans to renovate its existing imaging services to accommodate the new CT scanner. The total estimated cost for the CT equipment and related renovations is \$1,000,000.

An estimate of the incremental third-year operating costs for the project is \$471,119.

Because the costs for the CT scanner (including all related costs) are below the major medical equipment threshold of \$1,600,000, we understand that this project does not require a CON.

◆ *Miscellaneous unrelated other equipment and/or improvements.* York intends to use the remaining \$600,000 for miscellaneous, unrelated capital equipment and/or improvements.

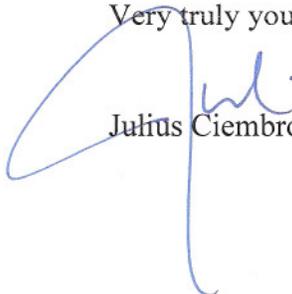
Because the total costs of the CT scanner and the miscellaneous unrelated equipment and/or improvements – even if aggregated -- are below the CON capital expenditure threshold of \$3,100,000, we understand this project does not require a CON.

November 9, 2009

It is our understanding that the above projects do not require CON review and, therefore, there is no anticipated date of a CON application. However, MHHEFA has requested the customary non-review determinations as soon as possible and, in order to ensure that we are able to remain on schedule in our pending tax-exempt bond financing, I am requesting a letter from your office confirming exemption from CON review.

Thanks for your attention to this matter and, if you should have any questions, please do not hesitate to call me.

Very truly yours,


Julius Ciembroniewicz.

cc: Robin LaBonte, CFO
Linda Dickson, Finance