



# OHIO DEPARTMENT OF HEALTH

246 North High Street  
Columbus, Ohio 43215

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John R. Kasich / Governor

Theodore E. Wymyslo, M.D. / Director of Health

## IN THE MATTER OF:

**Capital Care Network**  
**2127 State Road**  
**Cuyahoga Falls, Ohio 44223**  
**HCF Number: 1008AS**

## ADJUDICATION ORDER

By letter dated March 5, 2013, T & S Management of Columbus, LLC was notified that, pursuant to Revised Code (R.C) section 3702.32 and in accordance with R.C. Chapter 119., the Director proposed to revoke the Health Care Facility license of Capital Care Network located at 2127 State Road, Cuyahoga Falls, Ohio 44223 (Capital Care), to operate as an ambulatory surgical facility. Additionally, T & S Management of Columbus, LLC was notified that an order was issued prohibiting Capital Care from performing medical services including surgical procedures, pharmaceutical services, and anesthesia services.

This letter notified T & S Management of Columbus, LLC that Capital Care was entitled to a hearing regarding my proposal to revoke the Health Care Facility license and my Order prohibiting medical services from being performed, if a hearing was requested within thirty (30) days of receipt of the notice. T & S Management of Columbus, LLC did not submit a hearing request.

My action proposing to revoke Capital Care's license and my Order prohibiting medical services from being performed were based on the Ohio Administrative Code (O.A.C.) violations that were cited on the February 14, 2013, licensure compliance inspection. A copy of the report of the licensure compliance inspection is incorporated into this Order by reference.

In light of the foregoing, I hereby revoke Capital Care's Health Care Facility license to operate as an ambulatory surgical facility for violations of R.C. section 3702.30 and O.A.C. Chapter 3701-83.

Any party desiring to appeal shall file a notice of appeal with the Ohio Department of Health, Office of General Counsel, 246 North High Street, Seventh Floor, Columbus, Ohio 43215, setting forth the Order appealed from and stating that the Department's Order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The notice of appeal may, but need not, set forth the specific grounds of the party's appeal beyond the statement that the Department's Order is not supported by reliable, probative, and substantial evidence and is not accordance with law. The notice of appeal shall also be filed by the appellant with the court of common pleas of the county in which the place of business of the licensee is located or the county court of common pleas where the licensee resides.

In filing a notice of appeal with the Department or court, the notice that is filed may be either the original notice or a copy of the original notice. Such notices of appeal shall be filed within fifteen (15) days after the mailing of the notice of the Department's Order as provided in R.C. section 119.12.

4/16/2013  
Date

Theodore E. Wymyslo  
Theodore E. Wymyslo M.D.  
Director of Health

I hereby certify this to be a true and correct copy of the Adjudication Order of the Director of the Ohio Department of Health.

4/16/13  
Date

Michelle Anderson  
Custodian of the Director's Journals  
Ohio Department of Health