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October 8, 2013

*Also admitted in
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**Also Admitted in
Kentucky and West
Virginia*

Theodore E. Wymyslo, M.D.
Director of Health
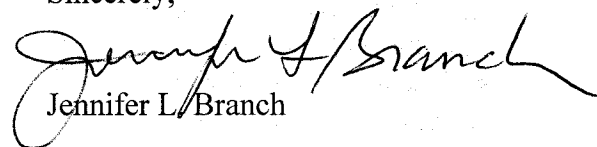Ohio Department of Health
246 North High Street
Columbus, OH 43215

Dear Dr. Wymyslo:

I represent Women's Med Center of Dayton (0600AS). On October 7, 2013 Women's Med Center received a report of the survey ODH conducted April 26, 2013. The only deficiency mentioned was the lack of a written transfer agreement. The survey report states that at the time of the survey Women's Med Center reported that its request for a variance of the written transfer agreement requirement was pending. The survey report also states that Women's Med Center provided copies of the agreements with two backup physicians and documentation that the backup physicians had admitting privileges at a local hospital.

As of the date of this letter no hospital has agreed to enter into a written transfer agreement with Women's Med Center. However, Women's Med Center has requested a variance. A variance was granted in 2008. Pursuant to ODH's 2011 variance protocol, Women's Med Center submitted a new variance request with its annual license renewal (Branch letter to Maust dated August 27, 2012). At the time Women's Med Center renewed its license in July 2013, it submitted a variance request (Haskell letter to ODH dated July 13, 2013). Women's Med Center has not received a response to either request.

Women's Med Center's plan of correction consists of waiting for ODH to respond to its variance requests. If this plan of correction is not sufficient or if ODH needs any additional information to support the pending variance requests, please contact me.

Sincerely,

Jennifer L. Branch

Lance Himes, General Counsel