



OHIO DEPARTMENT OF HEALTH

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Columbus, Ohio 43215

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John R. Kasich/Governor

Richard Hodges/Director of Health

MAY 27 2016

Via e-mail and regular U.S. Mail

Jennifer Branch
Gerhardstein & Branch
432 Walnut Street, Suite 400
Cincinnati, Ohio 45202

Re: Planned Parenthood of Southwest Ohio
2016 Variance Request

Dear Ms. Branch:

Pursuant to R.C. 3702.304 and O.A.C. 3701-83-14 and after careful review and consideration and consultation with the department's medical director, I am granting the variance request of Planned Parenthood of Southwest Ohio (PPSWO) for the 2016 license period and submitted to the Ohio Department of Health on March 31, 2016. This variance is an alternative to the requirement for a written transfer agreement as set forth in R.C. 3702.303 and O.A.C. 3701-83-19. The variance is being granted based on the information submitted, including PPSWO's Hospital Transfer Policy, and on the identified back-up physicians. The physicians listed in 2016 variance application are: David B. Schwartz, M.D., Marcia Bowling, M.D., Israel Washington, M.D. and Amanda Jackson, M.D.

It is my expectation that PPSWO will comply with the requirements of R.C. 3702.307(B) and (C) and will notify the department within 48 hours of any proposed modification to the variance protocol or the information contained in the variance application described in R.C. 3702.304(B). This information includes, but is not limited to, changes to the back-up physician(s) listed. PPSWO must also notify me within one week after becoming aware of any event that may affect a back-up physician's ability to practice medicine, including discipline by the state medical board, ability to admit patients to the hospital identified in PPSWO's variance application, or any court judgments that affect a back-up physician's ability to practice medicine or provide back-up services. Further, as a condition of this variance, if PPSWO proposes any modifications to the approved variance during the licensure period, PPSWO must obtain written approval from the department prior to making any unilateral changes. In addition, PPSWO shall comply with its Hospital Transfer Policy.

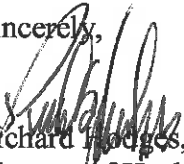
This variance shall expire at the end of PPSWO's licensure period. R.C. 3702.306 provides that a variance the director of health grants under section 3702.304 of the Revised Code is effective

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for the period of time specified by the director, except that it shall not be effective beyond the date the ambulatory surgical facility's license expires. I specify that this variance expires on **May 31, 2017**, to coincide with PPSWO's next license renewal. Because this variance will expire on the date the facility's license expires, the facility may apply for a new variance with its next license renewal application. A new variance request must be submitted no later than sixty (60) days before May 31, 2017, that is by April 1, 2017. Finally, pursuant to R.C. 3702.305, I may rescind this variance at any time and for any reason.

If you have any questions regarding this variance, please contact Lance Himes, General Counsel, at 614-466-4882.

Sincerely,



Richard Hodges, MPA
Director of Health

cc: Dave Holston, Chief of the Office of Health Assurance and Licensure, ODH
Lance Himes, General Counsel, ODH