

## NOTICE OF CHANGE OF OWNERSHIP/CONTROL

The following notification of intent is provided pursuant to all applicable provisions of ALA. CODE § 22-21-270 (1975 as amended) and ALA. ADMIN. CODE r. 410-1-7-.04. This notice must be filed at least twenty (20) days prior to the transaction.

**(see attached letter of explanation)** Change in Direct Ownership or Control (of a vested Facility;  
ALA. CODE §§ 22-20-271(d), (e))

\_\_\_ Change in Certificate of Need Holder (ALA. CODE § 22-20-271(f))

\_\_\_ Change in Facility Management (Facility Operator)

Any transaction other than those above-described requires an application for a Certificate of Need.

### Part I: Facility Information

RECEIVED

Oct 26 2017

SHPDA ID Number: 003-U0203

Name of Facility/Provider: Bay Eyes Surgery Center, Inc. d/b/a Visionary  
USA.com Surgery Institute

STATE HEALTH PLANNING AND  
DEVELOPMENT AGENCY

(ADPH Licensure Name)

Physical Address: 411 North Section Street  
P.O. Box 2020  
Fairhope, AL 36532

County of Location: Baldwin

Number of Beds/ESRD Stations: n/a

CON Authorized Service Area (Home Health and Hospice Providers Only). Attach additional pages if necessary. n/a

**Part II: Current Authority** (Note: If this transaction will result in a change in direct ownership or control, as defined under ALA. CODE § 22-20-271(e), please attach organizational charts outlining current and proposed structures.)

Owner (Entity Name) of  
Facility named in Part I: (see attached letter of explanation of  
business reorganization)

Mailing Address: 411 North Section Street  
P.O. Box 2020  
Fairhope, AL 36532

Operator (Entity Name): Bay Eyes Surgery Center, Inc. d/b/a Visionary  
USA.com Surgery Institute

**Part III: Acquiring Entity Information**

Name of Entity: (see attached letter of explanation of business reorganization)

Mailing Address: 411 North Section Street  
P.O. Box 2020  
Fairhope, AL 36532

Operator (Entity Name): Bay Eyes Surgery Center, Inc. d/b/a Visionary USA.com Surgery Institute

Proposed Date of Transaction is on or after: (see attached letter of explanation of business reorganization)

**Part IV: Terms of Purchase**

Monetary Value of Purchase: (see attached letter of explanation of business reorganization – no equipment or construction is involved)

Type of Beds: no beds are involved

Number of Beds/ESRD Stations: no beds or ESRD stations are involved

**Financial Scope:** to Include Preliminary Estimate of the Cost Broken Down by Equipment, Construction, and Yearly Operating Cost:

Projected Equipment Cost:	<u>\$ 0</u>
Projected Construction Cost:	<u>\$ 0</u>
Projected Yearly Operating Cost:	<u>\$ 0</u>
Projected Total Cost:	<u>\$ 0</u>

**On an Attached Sheet Please Address the Following: (Letter Attached.)**

- 1.) The services to be offered by the proposal (the applicant will state whether he has previously offered the service, whether the service is an extension of a presently offered service, or whether the service is a new service).
- 2.) Whether the proposal will include the addition of any new beds.
- 3.) Whether the proposal will involve the conversion of beds.
- 4.) Whether the assets and stock (if any) will be acquired.

**Part V: Certification of Information****Current Authority Signature(s):**

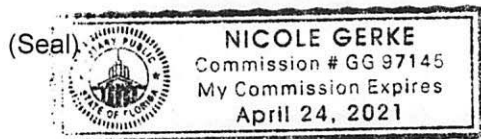
The information contained in this notification is true and correct to the best of my knowledge and belief.

**Signed on behalf of Bay Eyes Surgery Center, Inc. d/b/a Visionary USA.com Surgery Institute**

BY: [Signature]

ITS: President

SWORN to and subscribed before me, this 26<sup>th</sup> day of October, 2017.



NICOLE GERKE [Signature]  
Notary Public

My Commission Expires: 4/24/21

Author: Alva M. Lambert

Statutory Authority: § 22-21-271(c), Code of Alabama, 1975

History: New Rule



Carey B. McRae  
Direct dial: (205) 521-8014  
cmcrae@bradley.com

October 26, 2017

**VIA SHPDA Online Filing**

Mr. Alva Lambert  
Executive Director  
State Health Planning and Development Agency  
100 North Union Street, Ste. 870  
Montgomery, AL 36104

**RE: Attachment to Business Reorganization Form of Bay Eyes Surgery Center, Inc., CON 2060-ASC**

Dear Alva:

This letter is an attachment to the notice of business reorganization filing that we are making today on behalf of Bay Eyes Surgery Center, Inc. d/b/a Visionary USA.com Surgery Institute (the "Center"). The filing fee of \$2,500 is being submitted separately.

We are making this filing to inform SHPDA of a business reorganization of the Center that resulted in the following stock ownership percentages:

Joe Gravlee, Jr., M.D. and Glenda Gravlee – 25%  
Magdalena F. Shuler, as Trustee of the Frederick W. Shuler Irrevocable Trust – 9.375%  
John P. Myers, as Trustee of the John P. Myers Revocable Trust – 28.125%  
Sunil Gupta, M.D., Manager of Sunlisant III, LLC Series 5 – 28.125%  
Alan Franklin, M.D., Ph.D. – 9.375%

The business reorganization only involved the transfer of stock in the company. No services were initiated, expanded, or otherwise affected by the reorganization. The reorganization did not involve the addition of beds or the conversion of beds.

If you have any questions at all, please do not hesitate to let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Carey B. McRae".

Carey B. McRae