

Colin H. Luke
colin.luke@hklaw.com
(205) 226-5717

October 15, 2025

VIA EMAIL ONLY

Ms. Emily Marsal
Executive Director
State Health Planning and Development Agency
100 North Union Street, Suite 870
Montgomery, Alabama 36104
shpda.online@shpda.alabama.gov

**Re: Project Modification Request
The Health Care Authority of the City of Hoover
d/b/a Riverwalk Health and Wellness Center
Project AL2024-006; CON 3073-ASC**

Dear Ms. Marsal:

On behalf of The Health Care Authority of the City of Hoover d/b/a Riverwalk Health and Wellness Center (the “Authority”), please accept this Request for Project Modification, filed in accordance with Ala. Admin. Code § 410-1-10-.03 regarding the above-referenced project (the “Project”). A filing fee in the amount of \$8,846.60, which is 35% of the original Certificate of Need (“CON”) Application filing fee (\$25,276), will be submitted electronically. The Authority hereby requests that the Board authorize a Project Modification approving the Authority’s selection of **Solara Surgical Partners, LLC** as the Operator of the Facility.

Background

On January 11, 2024, the Authority filed a CON application to establish a freestanding, non-hospital based multi-specialty ambulatory surgery center (ASC) with an associated Medicare certified independent diagnostic testing facility (IDTF) at the *Riverwalk Health and Wellness Village*, in the city of Hoover, Shelby County, Alabama (the “Facility”).

By Final Order dated October 3, 2024, (the “Final Order”) the CON Review Board (the “Board”) granted the Authority’s CON application, subject to certain conditions. Specifically, the Board found that the Authority’s future selection of an operator for the Facility constituted a “change in project,” subject to the filing of a request for Board review and approval as a project

modification under Ala. Admin. Code § 410-1-10-.03. Thereafter, the CON (3073-ASC) was issued on November 4, 2024.

Upon completion, the ASC will have a total of six (6) operating rooms with space to support specialty specific equipment as well as two (2) procedure rooms. The Facility anticipates providing a variety of outpatient surgery services, including Urology, Pediatric, Podiatry, Ear, Nose, and Throat (ENT), Dermatology, Plastics, Ophthalmology, and General Surgery, with a special emphasis on pediatric services.

Since the issuance of the CON, the Authority has carried out a search for a high-quality services organization to operate the Facility under the supervision of the Authority. The Authority is pleased to announce that as of October 13, 2025 it has selected **Solara Surgical Partners, LLC (“Solara”)** to operate the Facility. Solara is a privately held company with a leadership team bringing more than 100 years of combined experience in the ASC market. Solara’s qualifications to operate the Facility and the services it will provide for the Facility are outlined below.

Solara’s Qualifications

Solara was founded over 20 years ago in 2003, as a specialty hospital company joint ventured with physicians, and has since evolved to specialize in ambulatory surgery centers in collaboration with physician groups, hospitals and healthcare systems. Solara’s ability to provide high quality surgical and diagnostic care is evident through its extensive network of owned and contracted facilities in the US. Solara operates multiple ambulatory surgical facilities, including the following dedicated centers:

- **Alabama**: Two ambulatory surgery centers
- **Oklahoma**: Five ambulatory surgery centers
- **Florida**: Four ambulatory surgery centers
- **Texas**: One ambulatory surgery center
- **Mississippi**: Two ambulatory surgery centers
- **Arizona**: One ambulatory surgery center

Solara’s facilities offer comprehensive surgical and medical care for a wide range of specialties, and emphasize patient comfort, convenience, and the latest medical advancements. As reflected by large number of ambulatory surgery centers referenced above, Solara has proven ability to successfully operate ambulatory surgery centers across the South and including in Alabama.

Solara’s Anticipated Services

In its management of the Facility, the Authority anticipates that Solara’s services will include, but not be limited to the following:

- Helping to obtain and maintain the accreditation of the Facility;
- Recruiting physicians to perform surgeries and procedures in the Facility;
- Hiring and providing certain non-physician personnel to perform services at the Facility, including the Facility's administrator;
- Negotiating reimbursement and fee payment methods with the appropriate commercial and government payers;
- Establishing staffing schedules, wage structures and personnel policies for all nonphysician personnel;
- Determining and setting patient charges for services provided the Facility;
- Assisting the Authority in developing policies and procedures, and providing standard manuals for operating and procedure rooms;
- Providing standard formats for all charts, invoices, and other forms used in the Facility;
- Assisting in the purchase, lease, or disposition of all supplies and equipment, including information systems, hardware, and software used in the Facility;
- Providing day-to-day, non-medical consulting to ensure that the Facility operates in a businesslike manner;
- Performing all non-medical oversight responsibilities for the Facility;
- Assisting the Facility to comply with all laws and developing and implementing comprehensive compliance policies;
- Helping the Authority to prepare proposed annual operating budgets for the Facility which reflect appropriate levels of expenditures and realistic revenues;
- Helping to prepare and complete annual reports to any required governmental agency; and
- Providing ancillary and support services to the Facility as necessary for state licensure.

This project modification request is solely related to the identification of Solara as the Operator of the Facility. There have been no other changes to the scope of the Project or the proposed services, as outlined in the CON.

As described above, the CON was issued on November 4, 2024 and the operator, Solara, has been identified as set forth herein as of October 13, 2025. Accordingly, this project modification request complies with the timing requirements of the condition in the Order requiring that the

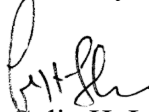
Authority “file with SHPDA information regarding the identify and qualifications of the selected operator of the facility within fifteen days of selection and within one year of the issuance of the CON.”

Based on the foregoing, the Authority respectfully requests that the Board grant a Project Modification to approve **Solara Surgical Partners, LLC** as the Operator of the Facility.

As evidenced on the attached Certificate of Service, all parties to the underlying proceeding at the time of the CON Review Board approval have been served with a copy of this Project Modification Request.

Thank you for your attention to this matter. Please let me know if you have any questions or need anything else in this regard.

Sincerely,



Colin H. Luke
Attorney for the Authority

cc:

Mr. David E. Belser
Law Office of David E. Belser, LLC
2865 Zelda Road
Montgomery, AL 36106
Counsel for the Intervenor, Forest Park Group, LLC
dbelser@davidbelserlaw.com

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250 Commerce Street, Suite 200-A
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Colin H. Luke
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October 20, 2025

VIA EMAIL ONLY

Ms. Emily Marsal
Executive Director
State Health Planning and Development Agency
100 North Union Street, Suite 870
Montgomery, Alabama 36104
shpda.online@shpda.alabama.gov

**Re: Supplement to Project Modification Request
The Health Care Authority of the City of Hoover
d/b/a Riverwalk Health and Wellness Center
Project AL2024-006; CON 3073-ASC**

Dear Ms. Marsal:

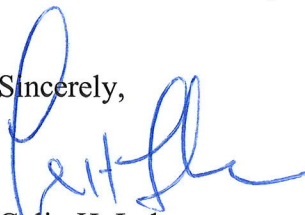
On behalf of The Health Care Authority of the City of Hoover d/b/a Riverwalk Health and Wellness Center (the “Authority”), and in conjunction with the Request for Project Modification for the above referenced CON Project, filed in accordance with Ala. Admin. Code § 410-1-10-.03 with the State Health Planning and Development Agency (“SHPDA”) on October 15, 2025, we are supplementing that request with the below clarifying information.

The Authority’s selection and engagement of **Solara Surgical Partners, LLC** as the Operator of the Facility will not increase the costs of the CON Project from what was projected in the CON application because the Authority always contemplated engaging an operator for the ASC.

The Riverwalk Health and Wellness Center’s CON 3073-ASC lists as an applicable surgical specialty Obstetrics/Gynecology (OBGYN). As clarification related thereto, the ASC does not intend to provide obstetric surgical services at the ASC but it will provide gynecological surgical services.

Thank you for your attention to this matter. Please let me know if you have any questions or need anything else in this regard.

Sincerely,



Colin H. Luke
Attorney for the Authority

cc:

Mr. David E. Belser
Law Office of David E. Belser, LLC
2865 Zelda Road
Montgomery, AL 36106
Counsel for the Intervenor, Forest Park Group, LLC
dbelser@davidbelserlaw.com

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Counsel for the Intervenor, Forest Park Group, LLC
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STATE HEALTH PLANNING AND DEVELOPMENT AGENCY

100 NORTH UNION STREET, SUITE 870
MONTGOMERY, ALABAMA 36104

October 22, 2025

Colin H. Luke, Esquire
Holland & Knight LLP
1901 Sixth Avenue North, Suite 1400
Birmingham, Alabama 35203

RE: AL2024-006; CON 3073-ASC
The Health Care Authority of the City of
Hoover d/b/a Riverwalk Health and
Wellness Center

Dear Mr. Luke:

Certificate of Need (CON) 3073-ASC was issued November 4, 2024 to develop a freestanding, non-hospital based multi-specialty ambulatory surgery center (ASC) with an associated Medicare certified independent diagnostic testing facility at the Riverwalk Health and Wellness Village, a new holistic health care campus in Shelby County, Alabama, with an estimated project cost of \$45,832,884.02. Upon completion, the new surgery center will have a total of six (6) operating rooms with space to support specialty specific equipment as well as two (2) procedure rooms and anticipates providing a variety of outpatient surgery services, specified as Urology, Pediatric, Podiatry, Ear, Nose, and Throat (ENT), Dermatology, Plastics, Obstetrics/Gynecology (OBGYN), Ophthalmology, and General Surgery, with a special emphasis on pediatric services. It is noted this CON does not authorize Obstetrics/Gynecology services that encompass the delivery of babies.

This letter is in response to correspondence received October 15 and October 20, 2025, in which a project modification was requested on behalf of CON 3073-ASC concerning the selection of an operator for the new multi-specialty ambulatory surgery center in the city of Hoover, Shelby County, Alabama.

This application for a *Project Modification* is determined to be incomplete. Pursuant to ALA. ADMIN. CODE r. 410-1-10-.03(b), an application for a change in a project shall include information and any supporting data deemed necessary by the Executive Director relevant to the merits of the application.

It is requested that the following additional information be provided in support of this request:

- Please submit detailed information regarding the specific types of surgery that will be provided at the new multi-specialty ASC in Shelby County, Alabama.
- Please confirm whether any doctors have partnered with this ambulatory surgery center and if so, provide the Agency with a listing of these individuals.

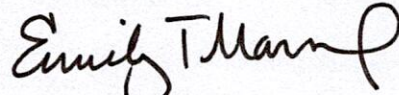
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Additional review will be conducted upon receipt of the requested information.

Pursuant to ALA. ADMIN. CODE r. 410-1-3-.09, all documents to be filed must be submitted electronically to shpda.online@shpda.alabama.gov in text searchable, PDF format. Only those pages containing corrections or additional information should be resubmitted.

Should you have any questions, please contact the Agency at (334) 242-4103.

Sincerely,

A handwritten signature in black ink, appearing to read "Emily T. Marsal". The signature is fluid and cursive, with a large, stylized "E" and "M".

Emily T. Marsal
Executive Director

ETM:mst

cc: Kristen Larremore, Esquire

November 14, 2025

Via E-mail (shpda.gov@shpda.alabama.gov)

Emily T. Marsal
Executive Director
State Health Planning & Development Agency
RSA Union Building
100 N. Union Street - Suit 870
Montgomery, AL 36104

Re: AL 2024-006; CON 3073-ASC
The Health Care Authority of the City of Hoover
d/b/a Riverwalk Health and Wellness Center (the "HCA")

Dear Ms. Marsal:

I am writing in response to your letter dated October 22, 2025.

Specifically, you have asked that our client provide information in response to the following requests:

- Please submit detailed information regarding the specific types of surgery that will be provided at the new free-standing multi-specialty ambulatory surgery center at Riverwalk Health and Wellness Village in Shelby County, Alabama ("the ASC").
- Please confirm whether any doctors have partnered with this ambulatory surgery center and if so, provide the Agency with a listing of these individuals.

In response to the foregoing inquiries, Solara Surgical Partners LLC ("Solara") and the HCA both believe that the ASC will incorporate the full range of surgeries outlined in the CON Application. The ASC will be equipped to provide all surgical procedures authorized in each specialty outlined in the CON Application in accordance with Medicare and Alabama licensure requirements. The CON Application also contained a chargemaster with particular CPT codes anticipated to be performed in the proposed ASC.

Emily T. Marsal
November 14, 2025
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Both Solara and agents for the HCA have had discussions with a number of physicians about the ASC and their interest in performing procedures in it. Solara and the HCA are very excited about the response and are confident that the center will meet the projections outlined in the ASC Application. Because these conversations are confidential and are proprietary to the ASC, the HCA is concerned about listing particular physicians in a public filing which could be reviewed by potential ASC competitors. The HCA is also concerned that certain physicians may wish to disclose their potential participation with their current employer and/or partners before their participation is publicly disclosed. The HCA and Solara also want to respect all confidentiality obligations under which the aforementioned discussions have occurred.

We look forward to discussing these issues in more detail at the upcoming Certificate of Need Review Board meeting in December.

Thank you for your continued assistance in this matter.

Sincerely yours,

HOLLAND & KNIGHT LLP

A handwritten signature in black ink, appearing to read "Colin H. Duke", is written over the printed name.

Colin H. Duke

CHL:rrl

cc: Alan Paquette (a.paquette@jwacompanies.com)