



The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Department of Public Health  
Determination of Need (DoN) Program  
250 Washington Street Boston, MA 02108

**CHARLES D. BAKER**  
Governor

**KARYN E. POLITO**  
Lieutenant Governor

**MARYLOU SUDDERS**  
Secretary

**MONICA BHAREL, MD, MPH**  
Commissioner

July 12, 2018

VIA EMAIL – aweissenberg@lslawfirm.com

Andrew Weissenberg, Esq.  
Shub & Associates, P.C.  
6 Beacon Street, Suite 510  
Boston, MA 02108

RE: Notice of Final Action DoN # MFEC-18032715-TO  
Milford Franklin Eye Transfer of Ownership

Dear Attorney Weissenberg:

At their meeting of July 11, 2018, the Commissioner and the Public Health Council, acting together as the Department, voted pursuant to M.G.L. c.111 section 51-53 and the regulation promulgated thereunder, specifically, 105 CMR 100.735, to approve the Determination of Need application filed by Milford Franklin Eye Center, LLC (M-F Eye, or the Applicant) for a transfer of ownership of the Cataract Surgery Center of Milford, Inc. (CSC Milford), located at 145 West Street, Milford Ma 01757.

This Notice of Final Action incorporates by reference the Staff Report and the Public Health Council proceedings concerning this application.

Based upon a review of the materials submitted, the Department finds that the Applicant, now Holder has met each DoN factor and approves this Determination of Need application pursuant to 105 CMR 100.735. Approval is subject to 105 CMR 100.735(D)(3) relative to noncompliance, to the Standard Conditions relevant to Transfers of Ownership including standard condition 105 CMR 100.310(L), which requires annual reporting by Holder relating to the project's achievement of the DoN factors.

Sincerely,

~S~

Nora J. Mann, Esq. Director  
Determination of Need Program

cc: Sherman Lohnes, Director, Division of Health Care Facility Licensure and Certification  
Rebecca Rodman, Deputy General Counsel  
Samuel Louis, Office of Health Equity  
Mary Byrnes, Center for Health Information Analysis  
Steven Sauter, MassHealth  
Davina Maddox, MassHealth  
Katherine Mills, Health Policy Commission  
Ben Wood, Office of Community Health Planning  
Elizabeth Maffei, Office of Community Health Planning  
Eric Gold, Attorney General's Office