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**Minutes of the March 3, 2014, meeting of the
South Carolina Board of Health and Environmental Control
RFR Committee**

The South Carolina Board of Health and Environmental Control RFR Committee met on Monday, March 3, 2014, at 4:00 p.m. via conference call in the Board Room at the South Carolina Department of Health and Environmental Control building, 2600 Bull Street, Columbia, South Carolina. (Attachment 0-1)

The following members were in attendance:

Ann B. Kirol, DDS (Presiding Member)
5th District

Mark S. Lutz
1st District

Allen Amsler
Member at Large

Also in attendance were W. Marshall Taylor, Jr., General Counsel; Lisa L. Longshore, Clerk; Department staff and members of the public. (Attachment 0-2)

Dr. Kirol called the meeting to order and stated notice of this meeting had been provided to all persons, organizations and news media, which have requested notification, as required by Section 30-4-80(e) of the South Carolina Code of Laws.

Item 1: Docket No. 14-RFR-2, denial of Trident Medical Center's request for the establishment and licensure of a new Level III subspecialty perinatal unit with four NICU bassinets to be located in a renovated portion of the second floor of Trident Medical Center adjacent to its existing newborn nursery (Attachment 1-1)

After discussion, Mr. Amsler moved, seconded by Mr. Lutz, to conduct a Final Review Conference in this matter and that the Final Review Conference would be conducted by the full Board. The RFR Committee voted and Motion carried.

Item 2: Docket No. 14-RFR-4, issuance of Administrative Order 13C-009Pa for the construction of unauthorized wing walls in the tidelands critical area. Harry Moseley, Respondent (Attachment 2-1)

After discussion, **Mr. Amsler moved, seconded by Mr. Lutz, to go into Executive Session for the purpose of receiving legal advice relating to Docket No. 14-RFR-4 under the attorney-client privilege. The RFR Committee voted and the Motion carried.**

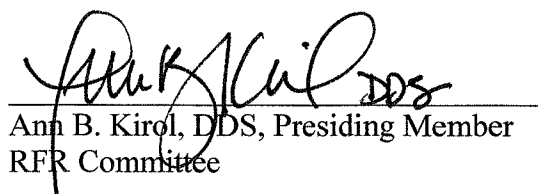
Dr. Kirol announced the RFR Committee was back in session and while in Executive Session no actions were taken.

After further discussion, **Mr. Amsler moved, seconded by Mr. Lutz, not to conduct a Final Review Conference (FRC) on Docket No. 14-RFR-4. The RFR Committee voted and Motion carried by a vote of 2-1 with Mr. Lutz being the dissenting vote.**

Dr. Kirol adjourned the meeting of the RFR Committee.

All referenced attachments are made a permanent part of these minutes.

Respectfully submitted,



Ann B. Kirol, DDS, Presiding Member
RFR Committee

May 8, 2014

Attachments

- 0-1 Agenda
- 0-2 Attendance Roster
- 1-1 Docket No. 14-RFR-2, denial of Trident Medical Center's request for the establishment and licensure of a new Level III subspecialty perinatal unit with four NICU bassinets to be located in a renovated portion of the second floor of Trident Medical Center adjacent to its existing newborn nursery
- 2-1 Docket No. 14-RFR-4, issuance of Administrative Order 13C-009Pa for the construction of unauthorized wing walls in the tidelands critical area. Harry Moseley, Respondent