

## Attachment A – Narrative Responses

1. Please complete the attached data request workbook. Further instructions are provided in the workbook.

**Response: See Attachment 1 - Workbook.**

2. List all open locations of Gentiva in Oregon as of August 2024, including legal name, assumed business name (“d/b/a”), address, license number, federal tax ID number, and organizational National Provider Identifier (NPI) numbers.

**Response: See below.**

TIN	Legal Entity	DBA	Address	City	State	Zip	License	NPI
75-2752908	Odyssey HealthCare Operating A, LP	Gentiva	4500 Kruse Way, STE 100	Lake Oswego	OR	97035-2562	16-1000	1144221128
75-2752908	Odyssey HealthCare Operating A, LP	Gentiva	698 12th Street SE, STE 230	Salem	OR	97301-4010	16-1001	1467620609

3. If any information provided in response to item #2 above represents a change compared to the location information submitted to OHA in response to OHA’s one-year follow up on September 11, 2023, please provide the following:
  - a. Description of the change
  - b. The effective date of the change
  - c. Reason for the change
  - d. Description of any efforts by Gentiva to address or mitigate potential impacts on patients or caregivers.

**Response: No Changes as of August 2024.**

4. Provide financial statements for KAH Hospice Company, Inc. (d/b/a Gentiva) for the period of January 1, 2023, through December 31, 2023, including profit and loss statement, balance sheet, profitability report, equity, cash flow, and any other financial report regularly prepared by or for Gentiva on any periodic basis.

**Response: See Attachment 4 - Financial Statements for KAH Hospice Company, Inc. for CY 2023.**

5. Provide financial statements for Odyssey HealthCare Operating A, LP (“Odyssey”) for the period January 1, 2023, through December 31, 2023, including profit and loss statement, balance sheet, profitability report, equity, cash flow, and any other financial report regularly prepared by or for Odyssey on any periodic basis.

**Response: See Attachment 5 - Financial Statements for Odyssey Healthcare Operating A, LP for CY 2023.**

6. Provide an updated version of *Exhibit B – Material Changes in Assets/Liabilities* previously submitted to OHA on March 14, 2024, that shows assets, liabilities, and equity as of the most recent available date. Please include an explanation for any changes since December 31, 2023.

**Response: See Attachment 6 - Material Changes in Assets / Liabilities since 3/14/24.**

7. Describe any service or operational changes impacting the Gentiva locations in Oregon since August 2023. Specifically, describe any changes related to:
  - a. Number and composition of clinical staff
  - b. Number and composition of administrative staff
  - c. Staff compensation or employment terms
  - d. Patient care practices
  - e. Patient referral sources
  - f. Patient enrollment practices
  - g. Patient discharge practices
  - h. Financial assistance or charity care
  - i. Hours of operation
  - j. How (by what means and or at what times) patients or their caregivers can contact staff
  - k. Range of services offered
  - l. Insurance plans accepted
  - m. Billing and payment practices
  - n. Availability of translation or interpretation services
  - o. Suppliers of products or services

**Response: As of August 2024, there were no material operational changes. Effective October 30, 2024, Gentiva will be closing the Salem OR hospice. To mitigate any potential impacts on patients or caregivers, Gentiva provides advance written notice and discharge planning. Gentiva facilitates transfers of patient to their choice of provider.**

8. The “Policies” tab of the attached data request workbook provides a list of Gentiva policies submitted to OHA on September 11, 2023, and December 15, 2023.
  - a. Please indicate, for each policy listed, whether it has been revised or updated since the date of submission to OHA. In doing so, list the date such policy was revised or updated, and provide a summary of changes.
  - b. Submit a copy of all policies that have been noted in (a) as having been revised or updated since their date of submission to OHA.

**Response: See Attachment 8 – Policy revisions.**

9. Provide copies of any *new* policies governing Gentiva locations in Oregon that became effective after December 15, 2023, or are not otherwise listed on the “Policies” tab of the data request workbook, relating to:

- a. Clinical staffing, e.g., number or type of staff providing various services, allocation of staff to patients, guidelines for in-person visit duration or frequency.
- b. Employee compensation (including clinical, administrative, and management employees).
- c. Patient care.
- d. Patient enrollment.
- e. Billing and payment.
- f. Financial assistance and charity care.

**Response: See Attachment 9 – New Policy.**

10. Provide a list of the members of the Board of Directors of Gentiva as of August 1, 2024, including:
- a. Name
  - b. Date of appointment
  - c. Employer
  - d. Qualifications
  - e. Any organizations (other than employer) the member represents.

**Response: See Attachment 10 – Response.**

11. Provide a list of the members of the Governing Body of Gentiva as of August 1, 2024, including:
- a. Name
  - b. Date of appointment
  - c. Employer
  - d. Qualifications
  - e. Any organizations (other than employer) the member represents.

**Response: See Attachment 11 - Governing Body as of August 1, 2024.**

12. Describe any changes in the members of Gentiva’s Executive Leadership Team since August 2023.
- a. Provide the names and titles of any new members.
  - b. Provide the names and titles of any members that have left.
  - c. Provide the reason for the departure or addition of any members.
  - d. Describe any direct or indirect involvement of officers of Clayton Dubilier & Rice, LLC (CD&R) in this process.

**Response: See Attachment 12 - Changes in Executive Leadership Team as of August 2023.**

13. On December 15, 2023, Entity provided *Attachment 23 – Oregon Hospice Admission Packet*.
- a. Provide an up-to-date version of this packet (or similar informational packet provided by Gentiva to Oregon hospice patients on admission) effective as of August 1, 2024.

- b. Provide the previous version of this packet (or similar informational packet provided by Kindred at Home to Oregon hospice patients on admission) effective as of July 2022.

**Response: See Attachment 13a – Hospice Admission Packet August 2024 and 13b - Hospice Admission Packet July 2022.**

14. Provide a list (including names, addresses, and license number) of all inpatient facilities (including inpatient hospice facilities, hospitals, and skilled nursing facilities) in Oregon contracted with Kindred at Home as of July 2022.

**Response: See Attachment 15 – Inpatient Facilities.**

15. Provide a list (including names, addresses, and license number) of all inpatient facilities (including inpatient hospice facilities, hospitals, and skilled nursing facilities) in Oregon contracted with Gentiva as of August 2024.

**Response: See Attachment 15 - GIP Contracts August 2024.**

16. In June-July 2024, Gentiva entered into a settlement agreement with the United States Department of Justice (Office of Inspector General of the Department of Health and Human Services, the Defense Health Agency, and the United States Department of Veteran Affairs), the State of Tennessee, the State of Ohio, and other parties, to resolve *qui tam* actions filed under the False Claims Act for a total of \$19.4 million.
  - a. Describe any effects of this settlement on the financial performance of KAH Hospice Company, Inc. to date. Include any impacts on income, balance sheet, and cash flow.
  - b. Describe any projected effects of this settlement on the financial performance of KAH Hospice Company, Inc. going forward. Include any projected impacts on income, balance sheet, and cash flow.
  - c. Describe any changes (already implemented or expected to be implemented in the future) to Gentiva’s hospice policies to avoid future false claims, including changes to patient enrollment, admissions, discharge, auditing, and/or billing practices.

**Response: None – for (a) and (b). With respect to (c), Gentiva denies that the settlement is reflective of false claims. Gentiva settled these historic matters to move on—the vast majority not only pre-date Gentiva, but also Kindred at Home, the predecessor enterprise. That stated, Gentiva is always looking to enhance its compliance program. The most recent example was the implementation in the first quarter of 2024 of a new program that evaluates the eligibility of long length of stay patients periodically, on an ongoing basis.**