REL: June 15, 2018

STATE OF ALABAMA -- JUDICIAL DEPARTMENT THE COURT OF CIVIL APPEALS OCTOBER TERM, 2017-2018

2170199

Southern Alabama Surgery Center, LLC, d/b/a Surgery Center South v. Alabama Eye Surgery Center, LLC, and the State Health Planning and Development Agency. (Project No. AL-17-021).

THOMAS, Judge.

AFFIRMED. NO OPINION.

See Rule 53(a)(1) and (a)(2)(F), Ala. R. App. P.; Ala. Code 1975, § 41-22-20(k); Ala. Code 1975, § 22-21-275(6); Ala. Code 1975, § 22-21-264; Ala. Admin. Code (SHPDA) Rule 410-1-6-.09(d) and Rule 410-1-6-.07; <u>Ex parte HealthSouth of Alabama,</u> <u>LLC</u>, 207 So. 3d 39, 42 (Ala. 2016); and <u>Colonial Mgmt. Grp.,</u> <u>L.P. v. State Health Planning & Dev. Agency</u>, 853 So. 2d 972, 975 (Ala. Civ. App. 2002).

Thompson, P.J., and Pittman and Moore, JJ., concur.

Donaldson, J., recuses himself.