



to contact Petitioner three times and was unable to reach Petitioner.

The Initial Decision held that the SCBSS properly denied Petitioner's eligibility based on Petitioner's failure to provide requested documents in a timely manner. In his in exceptions, Petitioner's DAR argues that the SCBSS should have used mail to communicate with Petitioner because Petitioner "never expressed a preference for phone communication as he has a hearing disability." Exceptions at 1. While it is unfortunate that Petitioner may not answer his telephone for unknown callers or have voicemail setup, the telephone number was provided on his portal application. R-1 at 20. Nonetheless, the initial request for documentation was made in writing and the deadline was indicated. Petitioner was aware of what was needed and still failed to provide it or to request more time to obtain the missing documentation. The SCBSS was not required to advise the individual that the requested documentation was not provided, but did so as a courtesy.

Based on my review of the record, I concur with the Initial Decision.

THEREFORE, it is on this <sup>7<sup>th</sup></sup> day of MARCH 2023,

ORDERED:

That the Initial Decision is hereby ADOPTED.

**carol grant**  
**OBO Jennifer**  
**Langer Jacobs**

Digitally signed by carol  
grant OBO Jennifer  
Langer Jacobs  
Date: 2023.03.17  
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Jennifer Langer Jacobs, Assistant Commissioner  
Division of Medical Assistance and Health Services