



**State of New Jersey**

DEPARTMENT OF HUMAN SERVICES  
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES  
PO Box 712  
TRENTON, NJ 08625-0712

PHILIP D. MURPHY  
*Governor*

SHEILA Y. OLIVER  
*Lt. Governor*

SARAH ADELMAN  
*Commissioner*

JENNIFER LANGER JACOBS  
*Assistant Commissioner*

**STATE OF NEW JERSEY  
DEPARTMENT OF HUMAN SERVICES  
DIVISION OF MEDICAL ASSISTANCE  
AND HEALTH SERVICES**

S.P.,

PETITIONER,

v.

DIVISION OF MEDICAL ASSISTANCE

AND HEALTH SERVICES AND

UNION COUNTY BOARD OF SOCIAL

SERVICES,

RESPONDENT.

**ADMINISTRATIVE ACTION**

**FINAL AGENCY DECISION**

**OAL DKT. NO. HMA 11488-2022**

**(ON REMAND HMA 03298-2022)**

As Assistant Commissioner for the Division of Medical Assistance and Health Services (DMAHS), I have reviewed the record in this case, including the Initial Decision and the Office of Administrative Law (OAL) case file. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to render a Final Agency Decision is May 8, 2023, in accordance with an Order of Extension.

This matter arises from the denial of Petitioner's Medicaid application due to her failure to provide information that was necessary to determine eligibility. This matter was previously

remanded to OAL for the sole purpose of obtaining missing exhibits that were necessary to complete a Final Agency Decision.

Upon remand, a settlement conference was held and counsel for Petitioner advised that Petitioner was withdrawing her appeal in this matter. As a result, the Administrative Law Judge (ALJ) issued an Initial Decision in in this matter, recommending that the matter be withdrawn and returned to DMAHS.

An action is moot when a decision that is being sought in a particular matter will have no practical effect on the existing controversy. In re Conroy, 109 N.J. Super. 453, 458 (App. Div. 1983)). Issues that have become moot are improper subjects for judicial review. Anderson v. Sills, 143 N.J. Super. 432, 437-438 (Ch. Div. 1976) (“[F]or reasons of judicial economy and restraint, courts will not decide cases in which the issue is hypothetical, a judgment cannot grant effective relief, or the parties do not have concrete adversity of interest.”). As Petitioner has withdrawn her request for a fair hearing in this matter and no relief is being sought in this matter, I FIND that the matter is now moot.

Accordingly, for the reasons set forth above, I hereby ADOPT the Initial Decision, and FIND that the present matter is moot and that Petitioner’s appeal should be dismissed.

THEREFORE, it is on this 30th day of MARCH 2023,

ORDERED:

That the Initial Decision is hereby ADOPTED, as the matter is now MOOT.

Carol A Grant  
OBO Jennifer  
Langer Jacobs

Digitally signed by Carol A  
Grant OBO Jennifer Langer  
Jacobs  
Date: 2023.03.30 16:43:56  
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Jennifer Langer Jacobs, Assistant Commissioner  
Division of Medical Assistance and Health Services