



State of New Jersey

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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CHRIS CHRISTIE
Governor

ELIZABETH CONNOLLY
Acting Commissioner

KIM GUADAGNO
Lt. Governor

VALERIE HARR
Director

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

V.L.,	:	
	:	
PETITIONER,	:	ADMINISTRATIVE ACTION
	:	
v.	:	FINAL AGENCY DECISION
	:	
DIVISION OF MEDICAL ASSISTANCE	:	OAL DKT. NO. HMA 18510-13
	:	
AND HEALTH SERVICES AND	:	
	:	
MERCER COUNTY BOARD OF	:	
	:	
SOCIAL SERVICES,	:	
	:	
RESPONDENTS.	:	

As Director of the Division of Medical Assistance and Health Services (DMAHS), I have reviewed the record in this matter, consisting of the Initial Decision, the documents in evidence and the entire contents of the OAL case file. No exceptions to the Initial Decision were filed. Procedurally, the time period for the Agency Head to render a Final Agency Decision is May 4, 2015 in accordance with N.J.S.A. 52:14B-10, which requires an Agency Head to adopt,

reject, or modify the Initial Decision within 45 days of the agency's receipt. The Initial Decision was received on March 19, 2015.

Based upon my review of the record, I hereby ADOPT the recommended decision of the Administrative Law Judge (ALJ) dismissing Petitioner's appeal regarding the recovery of Medicaid overpayments. This matter was transmitted to OAL on December 10, 2013 and scheduled for a hearing on February 18, 2014. At Petitioner's request, the February 18, 2014 hearing was adjourned and rescheduled for August 19, 2014. This hearing was also adjourned at Petitioner's request and rescheduled for March 10, 2015 as a peremptory hearing date. By letter dated February 3, 2015, Petitioner advised that she was medically unable to attend the hearing. Since Petitioner provided no medical documentation and the Mercer County Board of Social Services did not consent to a further adjournment, the OAL advised Petitioner that an adjournment had not been granted. After Petitioner failed to appear at the March 10, 2015 hearing, the ALJ dismissed Petitioner's appeal. Since then, there has been no correspondence from Petitioner regarding her failure to appear at the hearing. Thus, I agree with the ALJ's dismissal of the case. See N.J.A.C. 1:1-14.4.

THEREFORE, it is on this *30th* day of April 2015,

ORDERED:

That Initial Decision dismissing the appeal is hereby ADOPTED.



Valerie J. Harr, Director
Division of Medical Assistance
and Health Services