



State of New Jersey

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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CHRIS CHRISTIE
Governor

ELIZABETH CONNOLLY
Commissioner

KIM GUADAGNO
Lt. Governor

MEGHAN DAVEY
Director

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

Y.P.

PETITIONER,

v.

DIVISION OF MEDICAL ASSISTANCE

AND HEALTH SERVICES AND

UNION COUNTY BOARD OF

SOCIAL SERVICES,

RESPONDENTS.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 13414-2017

As Director of the Division of Medical Assistance and Health Services (DMAHS), I have reviewed the record in this case, including the OAL case file and the Initial Decision in this matter. Procedurally, the time period for the Agency Head to file a Final Decision is January 15, 2018, 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 receipt. The Initial Decision was received on November 29, 2017.

This matter concerns the denial of Petitioner's Medicaid application. By Initial Decision dated November 29, 2017, the ALJ dismissed the appeal because Petitioner failed to appear for the November 28, 2017 hearing. The ALJ recounted the contents of a letter from Petitioner received on November 20, 2017, in which Petitioner wrote to "cancel" the hearing.

Thus, I agree with the ALJ's dismissal of this case but would add that this dismissal is with prejudice.

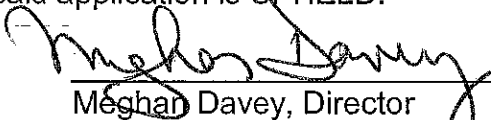
THEREFORE, it is on this 10th day of JANUARY 2018

ORDERED:

That Petitioner's request for a fair hearing is DISMISSED WITH PREJUDICE;

and

That the denial of Petitioner's Medicaid application is UPHELD.



Meghan Davey, Director
Division of Medical Assistance
and Health Services