

State of New Jersey OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

OAL DKT. NO. HMA 05137-25

M.R.	* -	241
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Pel	titioner,	
F . I	V.	1 #
Monmou	th County D	ivision
of Social	Services	20 1
Res	spondent.	

Medicaid Only Failure to Verify Eligibility Appeal N.J.A.C. 10:71-2.2 and -2.3

STATEMENT OF THE CASE

following evidence of eligibility under N.J.A.C. 10:71-2.2(e): Initial application filed on July 31, 2024.	o provide the
M.R. provided response to 2/6/25 RFI on 2/17/25 but the following	· ·
were not produced: canceled checks/withdrawals for bank transfer	
over \$1,000; 2025 pension award letter; long term care policy and	6
how benefits of policy are received; and verification of owners	
of certain bank accounts. Notice of denial followed on 2/28/25.	

FINDINGS OF FACT AND CONCLUSIONS OF LAW

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I FIND that petitioner or petitioner's representative is AUTHORIZED to pursue this appeal; therefore, I CONCLUDE that standing has been established.
FIND that petitioner or petitioner's representative is NOT AUTHORIZED to pursue his appeal; therefore, I CONCLUDE that standing has not been established.
I FIND that petitioner did not timely provide all the required documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a), and that no exceptional circumstances exist under N.J.A.C. 10:71-2.3(c); therefore, I CONCLUDE that the Medicaid Only application should be DENIED under N.J.A.C. 10:71-2.2(e).
I FIND that petitioner did not timely provide all the required documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a), but that exceptional circumstances exist under N.J.A.C. 10:71-2.3(c); therefore, I CONCLUDE that the time limit for verification should be EXTENDED under N.J.A.C. 10:71-2.3(c).
I FIND that petitioner did not timely provide all the required documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a); exceptional circumstances exist under N.J.A.C. 10:71-2.3(c); and petitioner has since provided all the required documentation; therefore, I CONCLUDE that the Medicaid Only application should be PROCESSED to determine eligibility under N.J.A.C. 10:71.
I FIND that petitioner timely provided all the required documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a); therefore, I CONCLUDE that the Medicaid Only application should be PROCESSED to determine eligibility under N.J.A.C. 10:71.
ADDITIONAL FINDINGS OF FACT/CONCLUSIONS OF LAW
Petitioner produced approximately 94 pages of documents to County
on 2/17/25 in response to RFI. Production did not provide full
response to RFI, including the entire John Hancock policy to
determine how benefits were paid, and if they constituted income
to M.R., the 2025 pension benefit letter and verification of bank
account transactions greater than \$1,000 with credible evidence
such as canceled checks. 4/1/25 email produced as proof of
production by DAR exceeds the 94 pages produced on 2/17/25.

ORDER

I ORDER that:	av s
Petitioner's appeal is DISMISSED because	se petitioner has no standing.
Petitioner is INELIGIBLE for Medicaid On	lly under N.J.A.C. 10:71-2.2(e).
Respondent must EXTEND the time limit f	for verification under N.J.A.C. 10:71-2.3(c).
The case be RETURNED to respondent for to determine eligibility under N.J.A.C. 10:7	or respondent to PROCESS the application 71.
I FILE this initial decision with the ASSISTA	NT COMMISSIONER OF THE DIVISION
OF MEDICAL ASSISTANCE AND HEAD	
decision is deemed adopted as the final	
1396a(e)(14)(A) and N.J.S.A. 52:14B-10(f).	The ASSISTANT COMMISSIONER
OF THE DIVISION OF MEDICAL ASSIST	ANCE AND HEALTH SERVICES cannot
reject or modify this decision.	
If you disagree with this decision, you have the	ne right to seek judicial review under
New Jersey Court Rule 2:2-3 by the Appell	late Division, Superior Court of New
Jersey, Richard J. Hughes Complex, PO Box	
request for judicial review must be made withi	in 45 days from the date you receive this
decision. If you have any questions about an	appeal to the Appellate Division, you
may call (609) 815-2950.	
	M D
06/26/2025	Sami Shal Shak
DATE	GAURI SHIRALI SHAH , ALJ
* *	
Date Record Closed:	06/05/2025
Date Filed with Agency:	MS P S
Date Sent to Parties:	g
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APPENDIX

Witnesses

For Petitione	er:		2.2		1	I		-
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Exhibits

For Petitioner:	
P-1 Medicaid application, dated 7/31/24	197
P-2 RFI, dated August 26, 2024	- 1
P-3 RFI, dated February 3, 2025 and list of documents provided	4
P-4 QIT document	(4
P-5 Eligibility denial letter, dated 2/28/25	::
P-6 Fax confirmation letter, dated 2/17/25	
P-7 Multiple BOA accounts explanation/proof of ownership	(4)
P-8 Email from DAR, dated 4/1/25 with multiple attachments	
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For Respondent:	3"
R-1 Medicaid application, dated 7/31/24	* 10 a
R-2 RFI, dated 2/3/2025	*
R-3 Denial of application letter, dated 2/27/25	8
R-4 Fax confirmation, dated 2/17/25 for 94 page transmission	14 X
R-5 through R-8 Not in evidence	5.4
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State of New Jersey OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

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	v.	11 -	
Monmout	h County	Division	
of Social	Services	. × =	- 0
Res	pondent		

Medicaid Only Failure to Verify Eligibility Appeal N.J.A.C. 10:71-2.2 and -2.3

STATEMENT OF THE CASE

Respondent terminated petitioner's Medicaid benefits for failure to provide the following evidence of eligibility under N.J.A.C. 10:71-2.2(e): Initial application filed on July 31, 2024.
M.R. provided response to 2/6/25 RFI on 2/17/25 but the following
were not produced: canceled checks/withdrawals for bank transfer
over \$1,000; 2025 pension award letter; long term care policy and
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of certain bank accounts. Notice of denial followed on 2/28/25.

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I FIND that petitioner did not timely provide all the required documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a), and that no exceptional circumstances exist under N.J.A.C. 10:71-2.3(c); therefore, I CONCLUDE that the Medicaid Only application should be DENIED under N.J.A.C. 10:71-2.2(e).
I FIND that petitioner did not timely provide all the required documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a), but that exceptional circumstances exist under N.J.A.C. 10:71-2.3(c); therefore, I CONCLUDE that the time limit for verification should be EXTENDED under N.J.A.C. 10:71-2.3(c).
I FIND that petitioner did not timely provide all the required documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a); exceptional circumstances exist under N.J.A.C. 10:71-2.3(c); and petitioner has since provided all the required documentation therefore, I CONCLUDE that the Medicaid Only application should be PROCESSEI to determine eligibility under N.J.A.C. 10:71.
I FIND that petitioner timely provided all the required documentation under N.J.A.C 10:71-2.2(e) and -2.3(a); therefore, I CONCLUDE that the Medicaid Only application should be PROCESSED to determine eligibility under N.J.A.C. 10:71.
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Petitioner produced approximately 94 pages of documents to County
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ORDER

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Petitioner's appeal is DISMISSED because	se petitioner has no standing.
Petitioner is INELIGIBLE for Medicaid On	lly under N.J.A.C. 10:71-2.2(e).
Respondent must EXTEND the time limit	for verification under N.J.A.C. 10:71-2.3(c).
The case be RETURNED to respondent to determine eligibility under N.J.A.C. 10:7	or respondent to PROCESS the application 71.
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06/26/2025	Sami Shali Shah
DATE	GAURI SHIRALI SHAH .ALJ
Date Record Closed:	06/05/2025
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APPENDIX

Witnesses

For Petitio					19 (19					
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