

# Office of Medicaid BOARD OF HEARINGS

**Appellant Name and Address:**



<b>Appeal Decision:</b>	Dismissed	<b>Appeal Number:</b>	2112427
<b>Decision Date:</b>	9/17/2021	<b>Hearing Date:</b>	06/09/2021
<b>Hearing Officer:</b>	Christopher Jones	<b>Record Open:</b>	07/27/2021

**Appearance for Appellant:**



**Appearance for MassHealth:**

Dr. Harold Kaplan



*The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Office of Medicaid  
Board of Hearings  
100 Hancock Street, Quincy, Massachusetts 02171*

# APPEAL DECISION

<b>Appeal Decision:</b>	Dismissed	<b>Issue:</b>	Prior Authorization – Orthodontia
<b>Decision Date:</b>	9/17/2021	<b>Hearing Date:</b>	06/09/2021
<b>MassHealth’s Rep.:</b>	Dr. Harold Kaplan	<b>Appellant’s Rep.:</b>	[REDACTED]
<b>Hearing Location:</b>	Quincy Harbor South Tower	<b>Aid Pending:</b>	No

## Procedural Background

This hearing was conducted pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder. The issue on appeal was MassHealth’s February 22, 2021 denial of the appellant’s prior authorization request for orthodontia. Exhibit 2. The appellant timely appealed on March 31, 2021. Exhibit 2; 130 CMR 610.015(B); see also EOM 20-09 (Apr. 7, 2020). At the hearing, MassHealth’s representative overturned the denial of orthodontia because they agreed that the HLD score was over 22. The appellant’s representative requested that the appeal be dismissed to document the agency’s actions.<sup>1</sup>

As no issue on appeal remains in dispute, this matter is DISMISSED pursuant to 130 CMR 610.051(B).

---

Christopher Jones  
Hearing Officer  
Board of Hearings

cc: DentaQuest 2, MA  
[REDACTED]

---

<sup>1</sup> During the day of 12 hearings, MassHealth overturned three of the denials. The appellant withdrew three appeals, accepting that they did not qualify for orthodontia.