

# Office of Medicaid BOARD OF HEARINGS

**Appellant Name and Address:**



<b>Appeal Decision:</b>	Dismissed	<b>Appeal Number:</b>	2201840
<b>Decision Date:</b>	5/10/2022	<b>Hearing Date:</b>	04/15/2022
<b>Hearing Officer:</b>	Susan Burgess-Cox	<b>Record Open to:</b>	04/28/2022

**Appearance for Appellant:**



**Appearance for MassHealth:**

Dr. Sheldon Sullaway



*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
<b>Decision Date:</b>	5/10/2022	<b>Hearing Date:</b>	04/15/2022
<b>MassHealth's Rep.:</b>	Sheldon Sullaway	<b>Appellant's Rep.:</b>	
<b>Hearing Location:</b>	All Parties Appeared by Telephone	<b>Aid Pending:</b>	No

The hearing was conducted pursuant to the Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder. MassHealth denied the appellant's prior authorization request for periodontal scaling and root planing on all four quadrants. (130 CMR 420.000; Exhibit 1). Denial of assistance is valid grounds for appeal. (130 CMR 610.000).

At hearing, the MassHealth representative testified that MassHealth denied the prior authorization request as there was no evidence of significant bone loss in the records presented to MassHealth. The appellant's representative noted at hearing that she could obtain additional records for MassHealth to review. The record was held open, the appellant's representative presented additional documents resulting in an adjustment by MassHealth approving the prior authorization request for periodontal scaling and root planing. (Exhibit

Pursuant to 130 CMR 610.035(A)(8), the Board of Hearings will dismiss an appeal when it learns of an adjustment or action that resolves all of the issues in dispute between the parties. As MassHealth has adjusted the prior authorization request at issue, this appeal is dismissed. (130 CMR 610.035(A)(8)).

As noted in the regulation cited by the appellant's representative, 130 CMR 610.083(C)), this hearing decision provides a statement to identify the appeal issue and states the resolution and further action agreed upon by the parties. It is not necessary for the Board of Hearings to include any additional findings or impose agency actions that are beyond the scope of this appeal as requested by the appellant's representative.

As noted above, this appeal is dismissed.

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Susan Burgess-Cox  
Hearing Officer  
Board of Hearings

cc:  
MassHealth Representative: DentaQuest 1, MA

A large black rectangular redaction box covers the names and contact information of the MassHealth representatives listed in the cc field.