

Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision:	Approved/Dismissed	Appeal Number:	2203232
Decision Date:	6/30/2022	Hearing Date:	6/16/2022
Hearing Officer:	Thomas J. Goode		

Appearance for Appellant:
Pro se

Appearance for UnitedHealthcare:
Cheryl Ellis, M.D., Medical Director,
Senior Care Options



*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

Appeal Decision:	Approved/Dismissed	Issue:	Adult Day Health
Decision Date:	6/30/2022	Hearing Date:	06/16/2022
MassHealth's Rep.:	Cheryl Ellis, M.D.	Appellant's Rep.:	Pro se
Hearing Location:	Remote	Aid Pending:	No

Authority/Jurisdiction/Summary of Evidence

This hearing was conducted pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder. Through a notice dated April 18, 2022, and following a Level 1 internal appeal, UnitedHealthcare Senior Care Options (UHC SCO) upheld the denial of Adult Day Health services requested on Appellant's behalf (130 CMR 404.000 et seq., and Exhibit 1). Appellant filed a Level 2 appeal at the Board of Hearings on April 27, 2022 (130 CMR 508.007, 610.015, 610.018 and Exhibit 2). Denial of a prior authorization request for Adult Day Health services by UHC SCO is valid grounds for appeal (130 CMR 508.007, 610.018, 610.032(B)). A hearing was held on June 16, 2022. Appellant submitted into evidence documentation of medical necessity for Adult Day Health services (Exhibits 4-6). The hearing record remained open to allow the UHC SCO Medical Director to review the documentation submitted and submit a response. On June 20, 2022, the UHC SCO Medical Director reversed the denial of Adult Day Health services based on the medical necessity documentation submitted into evidence, and approved Adult Day Health services for Appellant (130 CMR 404.000 et seq., and Exhibit 7).

Analysis & Conclusions of Law

Pursuant to 130 CMR 610.051(B) the MassHealth agency or the acting entity may make an adjustment in the matters at issue before or during an appeal period. If the parties' adjustment resolves one or more of the issues in dispute in favor of the appellant, the hearing officer, by written order, may dismiss the appeal in accordance with 130 CMR 610.035 as to all resolved issues, noting as the reason for such dismissal that the parties have reached agreement in favor of the appellant. Because UHC SCO reversed the denial of Adult Day Health services, and approved Adult Day Health services for Appellant, the parties have reached resolution of all matters relating to this appeal, and pursuant to 130 CMR 610.051, 610.035(A)(8), the appeal is APPROVED and DISMISSED.

Order for UnitedHealthcare

Approve Adult Day Health Services.

Implementation of this Decision

If this decision is not implemented within 30 days after the date of this decision, you should contact your MassHealth Enrollment Center. If you experience problems with the implementation of this decision, you should report this in writing to the Director of the Board of Hearings at the address on the first page of this decision

Thomas J. Goode
Hearing Officer
Board of Hearings

cc: Cheryl Ellis, M.D., Medical Director, Unitedhealthcare Senior Care Options, 950 Winter Street, Waltham, MA 02451