

Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision:	Dismissed	Appeal Number:	2209536
Decision Date:	6/8/2023	Hearing Date:	05/01/2023
Hearing Officer:	Susan Burgess-Cox	Record Open to:	06/08/2023

Appearance for Appellant:



Appearance for MassHealth:

Evelyn Daniel



*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:	Dismissed	Issue:	Eligibility
Decision Date:	6/8/2023	Hearing Date:	05/01/2023
MassHealth's Rep.:	Evelyn Daniel	Appellant's Rep.:	[REDACTED]
Hearing Location:	All Parties Appeared by Telephone	Aid Pending:	No

This hearing was conducted pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder. The issue on appeal involved denial of assistance due to a determination that the appellant had more countable assets than MassHealth allows. (130 CMR 520.000; Exhibit 1). Denial of assistance is valid grounds for appeal. (130 CMR 610.032).

A hearing was held on January 13, 2023 and the appeal was denied. (Exhibit 10). The Medicaid Director approved a request for rehearing for good cause shown. (130 CMR 610.091(A); Exhibit 8). A rehearing was held on May 1, 2023. (Exhibit 9). The record was held open to provide the appellant with the opportunity to provide a brief to clarify the record and any additional evidence. (Exhibit 12). During the record open period, the appellant provided evidence regarding the assets at issue. (Exhibits 13). Upon receipt of this new information, MassHealth adjusted their decision and the appellant agreed to withdraw the appeal. (Exhibits 14-15).

As MassHealth has adjusted their initial determination and the appellant agreed to this adjustment, this appeal is dismissed. (130 CMR 610.051(B)).

Susan Burgess-Cox
Hearing Officer
Board of Hearings

cc:

MassHealth Representative: Dori Mathieu, Springfield MassHealth Enrollment Center, 88 Industry Avenue, Springfield, MA 01104, 413-785-4186

[REDACTED]