

**Office of Medicaid  
BOARD OF HEARINGS**

**Appellant Name and Address:**



<b>Appeal Decision:</b>	Dismissed	<b>Appeal Number:</b>	2304342
<b>Decision Date:</b>	8/9/2023	<b>Hearing Date:</b>	06/12/2023
<b>Hearing Officer:</b>	Kimberly Scanlon	<b>Record Open to:</b>	07/28/2023

**Appearance for Appellant:**

*Via telephone*



**Appearance for MassHealth:**


*Via telephone*

Kathleen Towle



*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>	Eligibility; Over-Asset
<b>Decision Date:</b>	8/9/2023	<b>Hearing Date:</b>	06/12/2023
<b>MassHealth's Rep.:</b>	Kathleen Towle	<b>Appellant's Rep.:</b>	
<b>Hearing Location:</b>	Springfield MassHealth Enrollment Center Room 3 (Remote)	<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 April 27, 2023 denial of the Appellant's November 2022 long-term care application because MassHealth determined that the Appellant has more countable assets than MassHealth benefits allow. (130 CMR 520.003; 520.004; Exhibit 1). The Appellant timely appealed on May 3, 2023. (130 CMR 610.015(B); Exhibit 2)

Following the hearing, the record was left open until July 14, 2023 for the Appellant to submit documentation showing asset reduction, spend-down, and proof that checks submitted have cleared. The record was also left open until July 21, 2023 for MassHealth to review the submitted documentation. (Exhibit 6). The Appellant requested to further extend the record open period until July 21, 2023, which was granted. The record open period was further extended until July 28, 2023 for MassHealth to review the submitted documentation. (Exhibit 7, pp. 1-2). On July 24, 2023, MassHealth responded that it received all spend down documentation and approved the Appellant's application. (Exhibit 7, p. 1).

As no issue on the appeal of the April 27, 2023 denial notice remains in dispute, this matter is dismissed pursuant to 130 CMR 610.051(B). Any subsequent denial notices issued by MassHealth may be separately appealed.

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Kimberly Scanlon  
Hearing Officer  
Board of Hearings

cc:

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