

# Office of Medicaid BOARD OF HEARINGS

**Appellant Name and Address:**



<b>Appeal Decision:</b>	Dismissed	<b>Appeal Number:</b>	2305318
<b>Decision Date:</b>	09/20/2023	<b>Hearing Date:</b>	08/07/2023
<b>Hearing Officer:</b>	Kimberly Scanlon		

**Appearance for Appellant:**



; Appeal Representative

**Appearance for MassHealth:**

Dr. Harold Kaplan

**Interpreter:** Sonia Gaztambide



*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>	Orthodontic services
<b>Decision Date:</b>	09/20/2023	<b>Hearing Date:</b>	08/07/2023
<b>MassHealth's Rep.:</b>	Dr. Harold Kaplan	<b>Appellant's Rep.:</b>	
<b>Hearing Location:</b>	Tewksbury MassHealth Enrollment Center Room 1	<b>Aid Pending:</b>	No

### Procedural Background & Outcome

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 June 7, 2023 denial of the Appellant's prior authorization request for comprehensive orthodontic treatment with periodic orthodontic treatment visits. (Exhibit 1; Exhibit 5, pp. 3-5). The Appellant timely appealed on June 26, 2023. (130 CMR 610.015(B); Exhibit 2).

At the hearing, the MassHealth representative overturned the denial after examining the Appellant, agreeing that the Appellant qualified for comprehensive orthodontic treatment. (Testimony.)

As MassHealth and the Appellant have resolved all issues on appeal, this matter is DISMISSED, pursuant to 130 CMR 610.051(B).

If this action is not implemented within 30 days after the date of this decision, you should contact DentaQuest.<sup>1</sup> 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.

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<sup>1</sup>The MassHealth representative explained that it may take DentaQuest approximately four to six weeks to implement this decision; the Appellant and his orthodontic provider will be notified directly by DentaQuest.

Kimberly Scanlon  
Hearing Officer  
Board of Hearings

cc:  
MassHealth Representative: DentaQuest 1, MA