

# Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision:	Dismissed	Appeal Number:	2305884
Decision Date:	9/11/2023	Hearing Date:	08/17/2023
Hearing Officer:	Susan Burgess-Cox	Record Open to:	09/07/2023

Appearance for Appellant:



Appearance for MassHealth:

John Gerardi



*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
<b>Decision Date:</b>	9/11/2023	<b>Hearing Date:</b>	08/17/2023
<b>MassHealth's Rep.:</b>	John Gerardi	<b>Appellant's Rep.:</b>	[REDACTED]
<b>Hearing Location:</b>	All Parties Appeared by Telephone	<b>Aid Pending:</b>	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).

The record was held open to give the appellant the opportunity to submit additional evidence. (Exhibit 5). During the record open period, the appellant submitted additional evidence and MassHealth adjusted their decision. (Exhibit 6; Exhibit 7). As a result of the adjustment made by MassHealth, the appellant agreed to withdraw the appeal. (Exhibit 8).

As MassHealth has adjusted their initial determination and the appellant agreed to this adjustment, this appeal is dismissed. (130 CMR 610.035; 130 CMR 610.051(B)).

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Susan Burgess-Cox  
Hearing Officer  
Board of Hearings

cc:

MassHealth Representative: Sylvia Tiar, Tewksbury MassHealth Enrollment Center, 367 East Street, Tewksbury, MA 01876-1957, 978-863-9290

[REDACTED]