

# Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision:	Dismissed	Appeal Number:	2306400
Decision Date:	11/6/2023	Hearing Date:	08/28/2023
Hearing Officer:	Sara E. McGrath		

Appearances for Appellant:



Appearance for MassHealth:

John Gerardi, Tewksbury MassHealth



*Commonwealth of Massachusetts*  
*Executive Office of Health and Human Services*  
*Office of Medicaid*  
*Board of Hearings*  
100 Hancock Street  
Quincy, MA 02171

## APPEAL DECISION

<b>Appeal Decision:</b>	Dismissed	<b>Issue:</b>	Eligibility
<b>Decision Date:</b>	11/6/2023	<b>Hearing Date:</b>	08/28/2023
<b>MassHealth Rep.:</b>	John Gerardi	<b>Appellant Rep.:</b>	Pro se
<b>Hearing Location:</b>	Board of Hearings (Remote)		

### Authority

This hearing was conducted pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder.

### Jurisdiction

Through notice dated July 19, 2023, MassHealth notified the appellant that his MassHealth benefits would end on August 2, 2023 because he did not complete the annual eligibility renewal within the allowed time frame (Exhibit 1). The appellant timely appealed this notice, and a hearing was held on August 28, 2023 (Exhibit 2). At hearing, the MassHealth representative clarified that because the appellant recently turned 65, he needed to complete and submit a MassHealth senior application. The record was held open following the hearing for the appellant to submit this application (Exhibit 3). The MassHealth representative confirmed that the appellant has submitted the appropriate application, and explained that the appellant's MassHealth Standard and Buy In coverage will remain active until MassHealth redetermines his eligibility (Exhibit 3). Because the issue on appeal has now been resolved, this appeal is appropriately dismissed (130 CMR 610.035(A)(8)).

### Order for MassHealth

None.

## **Notification of Your Right to Appeal to Court**

If you disagree with this decision, you have the right to appeal to Court in accordance with Chapter 30A of the Massachusetts General Laws. To appeal, you must file a complaint with the Superior Court for the county where you reside, or Suffolk County Superior Court, within 30 days of your receipt of this decision.

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Sara E. McGrath  
Hearing Officer  
Board of Hearings

cc: Tewksbury MassHealth