

# Office of Medicaid BOARD OF HEARINGS

**Appellant Name and Address:**



<b>Appeal Decision:</b>	Approved; Dismissed	<b>Appeal Number:</b>	2309259
<b>Decision Date:</b>	11/9/2023	<b>Hearing Date:</b>	11/01/2023
<b>Hearing Officer:</b>	Emily T. Sabo	<b>Record Open to:</b>	11/16/2023

**Appearance for Appellant:**  
Pro se

**Appearance for MassHealth:**  
Iria Saracevic, Charlestown MEC



*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>	Approved; Dismissed	<b>Issue:</b>	Eligibility; Over 65
<b>Decision Date:</b>	11/9/2023	<b>Hearing Date:</b>	11/01/2023
<b>MassHealth's Rep.:</b>	Iria Saracevic	<b>Appellant's Rep.:</b>	Pro se
<b>Hearing Location:</b>	Charlestown MassHealth Enrollment Center – (Telephone)	<b>Aid Pending:</b>	Yes

### Authority

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

### Jurisdiction

Through a notice dated September 27, 2023, MassHealth notified the Appellant that it was terminating her MassHealth coverage because she had more countable assets than MassHealth benefits allow (see 130 CMR 520.003; 130 CMR 520.004; and Exhibit 1). The appellant filed this appeal in a timely manner on October 2, 2023 (see 130 CMR 610.015(B) and Exhibit 2).

At the hearing, the MassHealth representative testified that the Appellant was living in the community and had more than \$2,000 in countable assets and had thirty days to reduce her assets. The Appellant verified her identity and testified that she did not have more than \$2,000 in assets. The record was held open until November 9, 2023, for the Appellant to provide additional evidence showing that she did not have more than \$2,000 in countable assets. MassHealth was granted until November 15, 2023, to review and respond.

On November 6, 2023, the MassHealth representative reported that the Appellant had brought additional evidence to the Charlestown MassHealth Enrollment center, which the representative had reviewed, and that the Appellant qualified for MassHealth Standard and Senior Buy-In without a gap in coverage.

Because MassHealth approved MassHealth Standard and Senior Buy-In for the Appellant, there

are no longer any issues in dispute. Therefore, this appeal is dismissed. (130 CMR 610.035(A)(8)).

## **Order for MassHealth**

If MassHealth has not already done so, approve the Appellant for MassHealth Standard and Senior Buy-In.

## **Implementation of this Decision**

If this decision is not implemented within 30 days after the date of this decision, you should contact your MassHealth Enrollment Center. 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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Emily T. Sabo  
Hearing Officer  
Board of Hearings

cc:

MassHealth Representative: Nga Tran, Charlestown MassHealth Enrollment Center, 529 Main Street, Suite 1M, Charlestown, MA 02129