

Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision:	Dismissed	Appeal Number:	2310584
Decision Date:	12/4/2023	Hearing Date:	11/28/2023
Hearing Officer:	Christopher Jones		

Appearance for Appellant:
N/A

Appearance for Nursing Facility:
Chris Gillissen – NF Administrator



*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

Appeal Decision:	Dismissed	Issue:	Nursing Facility Discharge
Decision Date:	12/4/2023	Hearing Date:	11/28/2023
Nursing Facility's Rep.:	Chris Gillissen	Appellant's Rep.:	N/A
Hearing Location:	Remote	Aid Pending:	No

Procedural Background

This hearing was filed pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder. The issue on appeal was Fitchburg Rehab and Nursing Facility's October 21, 2023, 30-Day Notice of Intent to Discharge Resident. (Exhibit 2.) The appellant timely appealed on October 30, 2023. (Exhibit 1; 130 CMR 610.015(B).)

When the appellant was called for the hearing, the nursing facility's administrator answered the phone and stated that the nursing facility had rescinded the discharge notice and would not be discharging the appellant without a new notice. The facility's representative further stated that the appellant was unavailable to withdraw the appeal.

As the rescission of the appealed notice "resolves all of the issues in dispute between the parties," this matter is DISMISSED pursuant to 130 CMR 610.035(A)(8).

Christopher Jones
Hearing Officer
Board of Hearings

cc: [REDACTED]