



**State of New Jersey**

DEPARTMENT OF HUMAN SERVICES  
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

P.O. Box 712  
Trenton, NJ 08625-0712

CHRIS CHRISTIE  
*Governor*

ELIZABETH CONNOLLY  
*Acting Commissioner*

KIM GUADAGNO  
*Lt. Governor*

MEGHAN DAVEY  
*Director*

**STATE OF NEW JERSEY  
DEPARTMENT OF HUMAN SERVICES  
DIVISION OF MEDICAL ASSISTANCE  
AND HEALTH SERVICES**

M.M.,	:	
	:	
PETITIONER,	:	<b>ADMINISTRATIVE ACTION</b>
	:	
v.	:	<b>FINAL AGENCY DECISION</b>
	:	
BERGEN COUNTY BOARD OF	:	<b>OAL DKT. NO. HMA 14033-2017</b>
	:	
SOCIAL SERVICES,	:	
	:	
RESPONDENT.	:	

As Director of the Division of Medical Assistance and Health Services, I have reviewed the record in this case, including the OAL case file and the Initial Decision. No Exceptions were filed. Procedurally, the time period for the Agency Head to file a Final Decision is December 8, 2017, in accordance with N.J.S.A. 52:14B-10 which requires an Agency Head to adopt, reject, or modify the Initial Decision within 45 days of receipt. The Initial Decision was received on October 24, 2017.

This matter arises from the denial of M.M.'s application for Medicaid benefits. The application was denied because M.M.'s income exceeded the eligibility limit. M.M. requested a fair hearing. Representatives of the Bergen County Board of Social

Services as well as M.M. appeared for the hearing. After a discussion of the applicable regulations and of M.M.'s income, M.M. declined to have a hearing on the record and also declined to sign a withdrawal of her hearing request. The Administrative Law Judge concluded that M.M. abandoned the hearing and dismissed M.M.'s appeal with prejudice. M.M. did not file Exceptions to the Administrative Law Judge's Initial Decision and finding that the appeal was abandoned.

Based on my review of the record, I concur with the ALJ's findings and hereby ADOPT the Initial Decision.

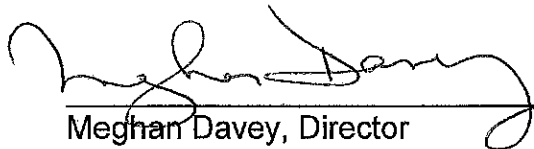
THEREFORE, it is on this <sup>20<sup>th</sup></sup> day of NOVEMBER 2017,

ORDERED:

That the Initial Decision concluding that the Petitioner abandoned her hearing and dismissing the appeal with prejudice is hereby ADOPTED.

That Petitioner's request for a fair hearing is DISMISSED WITH PREJUDICE;  
and

That Bergen County's denial of Petitioner's Medicaid application is UPHeld.



Meghan Davey, Director  
Division of Medical Assistance  
and Health Services