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

J.H.,

   PETITIONER,

    V.

DIVISION OF MEDICAL ASSISTANCE

AND HEALTH SERVICES AND

MONMOUTH COUNTY BOARD OF

SOCIAL SERVICES,

   RESPONDENTS.

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ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 9683-14

As Director of the Division of Medical Assistance and Health Services, I have reviewed the record in this matter, consisting of the Initial Decision, the documents in evidence and the entire contents of the OAL case file. Neither Party filed exceptions. Procedurally, the time period for the Agency Head to file a Final Agency Decision is February 23, 2015, in accordance with an Order of Extension. The Initial Decision was received on November 26, 2014.

Based upon my review of the record, I hereby ADOPT the Initial Decision in its entirety and incorporate the same herein by reference. The issue presented here is whether Petitioner provided the necessary verification for Monmouth County to make an eligibility determination. The credible evidence in the record indicates that Petitioner failed to provide the needed information requested by Monmouth County in three separate letters. Without this information, the County was unable to complete its eligibility determination and the denial was appropriate. Furthermore, while the record supports this finding, there is also a question regarding Petitioner's representation on appeal. The ALJ was correct to find that the record did not support a finding that Elder Life Management is the legally designated representative of Petitioner's estate.

THEREFORE, it is on this 22nd day of January 2015,

ORDERED:

That the Initial Decision is hereby ADOPTED.
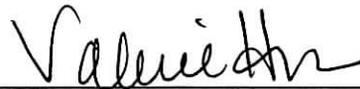
Valerie J. Harr, Director
Division of Medical Assistance
and Health Services