

## State of New Jersey

DEPARTMENT OF HUMAN SERVICES DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES P.O. Box 712 Trenton, NJ 08625-0712

ELIZABETH CONNOLLY Acting Commissioner

> MEGHAN DAVEY Director

CHRIS CHRISTIE Governor

KIM GUADAGNO Lt. Governor

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

MORRISTOWN MEMORIAL

MEDICAL CENTER.

PETITIONER,

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DIVISION OF MEDICAL ASSISTANCE:

AND HEALTH SERVICES,

RESPONDENT.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 19321-2016

As Director of the Division of Medical Assistance and Health Services (DMAHS), I have reviewed the record in this case, including the OAL case file and the Initial Decision in this matter. Procedurally, the time period for the Agency Head to file a Final Decision is May 18, 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 April 3, 2017.

Petitioner failed to appear for the hearing or contact the court. The matter concerns the denial of a payment for the hospitalization of a Medicaid client. The ALJ recounted three separate attempts made to contact Morristown Memorial Medical Center to ascertain its legal status to determine who could represent it. See. N.J.A.C. 1:1-5.1. The first correspondence was sent January 5, 2017 and requested a response within 10 days. When none was forthcoming, a follow-up letter was sent on March 17, 2017 as well as a phone call on March 30, 2017. Morristown Memorial failed to respond.

Since then, there has been no correspondence regarding the legal status of Morristown Memorial's ability to appear in this matter. Thus, I agree with the ALJ's dismissal of this case but would add that this dismissal is with prejudice.

THEREFORE, it is on this



day of APRIL 2017

ORDERED:

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

That the denial of payment based on utilization review is UPHELD.

Meghan Davey, Director

Division of Medical Assistance

and Health Services