



**State of New Jersey**

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

PO Box 712

TRENTON, NJ 08625-0712

PHILIP D. MURPHY  
*Governor*

SHEILA Y. OLIVER  
*Lt. Governor*

CAROLE JOHNSON  
*Commissioner*

MEGHAN DAVEY  
*Director*

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

**DEBORAH HEART & LUNG,**

**Petitioner,**

**v.**

**DIVISION OF MEDICAL ASSISTANCE**

**AND HEALTH SERVICES,**

**Respondent.**

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**OAL DKT. NO. HMA 00113-07**

**FINAL AGENCY DECISION**

**DEBORAH HEART & LUNG,**

**Petitioner,**

**v.**

**DIVISION OF MEDICAL ASSISTANCE**

**AND HEALTH SERVICES,**

**Respondent.**

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**OAL DKT. NO. HMA 00905-07**

**FINAL AGENCY DECISION**

**DEBORAH HEART & LUNG,**

**Petitioner,**

**v.**

**DIVISION OF MEDICAL ASSISTANCE**

**AND HEALTH SERVICES,**

**Respondent.**

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**OAL DKT. NO. HMA 02186-07**

**FINAL AGENCY DECISION**

**DEBORAH HEART & LUNG,**

**Petitioner,**

**v.**

**DIVISION OF MEDICAL ASSISTANCE**

**AND HEALTH SERVICES,**

**Respondent.**

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**OAL DKT. NO. HMA 04472-07**

**FINAL AGENCY DECISION**

**DEBORAH HEART & LUNG,**

**Petitioner,**

**v.**

**DIVISION OF MEDICAL ASSISTANCE**

**AND HEALTH SERVICES,**

**Respondent.**

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**OAL DKT. NO. HMA 06886-09**

**FINAL AGENCY DECISION**

As the 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 contents of the OAL case file. No exceptions were filed. Procedurally, the time period for the Agency Head to file a Final Decision is May 12, 2019 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 March 28, 2019.

These matters arise from a series of appeals filed by Petitioner regarding disputed amounts of reimbursement paid to Petitioner by the Division of Medical Assistance and Health Services. By letter dated March 19, 2019, the attorney for Petitioner advised the Administrative Law Judge that Petitioner requested that the above-captioned appeals be dismissed on the basis that the Appellate Division decision in Our Lady of Lourdes Hospital – Burlington v. DMAHS, 2017 N.J. Super. Unpub. LEXIS 2683, certif. denied 232 N.J. 392 (2018), is applicable to Petitioner. By Initial Decision dated March 28, 2019, the Administrative Law Judge (ALJ) concluded that these matters are no longer contested cases before the Office of Administrative Law and ordered that the matters be dismissed. I concur with the ALJ's conclusion.

THEREFORE, it is on this <sup>30th</sup> day of APRIL 2019,

ORDERED:

That the Initial Decision is hereby ADOPTED and the above-captioned appeals are DISMISSED.

  
Meghan Davey, Director  
Division of Medical Assistance  
and Health Services