



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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TRENTON, NJ 08625-0712

PHILIP D. MURPHY  
Governor

SHEILA Y. OLIVER  
Lt. Governor

SARAH ADELMAN  
Acting Commissioner

JENNIFER LANGER JACOBS  
Assistant Commissioner

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

E.K.,

PETITIONER,

v.

DIVISION OF MEDICAL ASSISTANCE

AND HEALTH SERVICES AND

MORRIS COUNTY OFFICE OF

TEMPORARY ASSISTANCE

RESPONDENTS.

ADMINISTRATIVE ACTION

ORDER OF REMAND

OAL DKT. NO. HMA 02951-2021

As Assistant Commissioner for the Division of Medical Assistance and Health Services, I have reviewed the record in this case, including the Initial Decision and the OAL case file. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to render a Final Agency Decision is September 9, 2021 in accordance with an Order of Extension.

The matter arises from Morris County Office of Temporary Assistance's (Morris County) February 10, 2021 denial of Petitioner's request for retroactive Medicaid eligibility for the months of August, September, and October 2020. Upon reviewing the documents

contained in the OAL file, it was discovered that while the Appendix to the Initial Decision provides that the following exhibits were marked into evidence at the hearing in this matter: R-1: A. Fair Hearing Time Line; B. First Application dated 11/06/19; C. Document Req. dated 11/06/19, D. Document Req. dated 01/02/20; E. Denial dated 04/27/20, F. Second Application dated 11/23/20; G. Document Req. dated 12/02/20; H. Qualified Income Trust (QIT) Document as rev. dated 1/07/21; I. J.K. letter dated 2/05/21; J. Eligibility letter dated 2/10/21; K. Retroactive Notice 2/10/21, several of the referenced exhibits were not included in the OAL case file. Specifically, Exhibits R-1: A, B, C, D, E, F, G, I, and J were not contained in the OAL case file. In order to settle the record, I am remanding the matter to OAL for the purpose of producing the referenced exhibits for inclusion in the OAL case file. See N.J.A.C. 1:1-18.1 and N.J.R. 2:5-5(B).

Upon production of the missing exhibits, the matter, with the complete case file, should be returned to the agency to render a Final Agency Decision.

THEREFORE, it is on this 7th day of SEPTEMBER 2021,

ORDERED:

That the Initial Decision is hereby REMANDED solely to settle the record and provide the missing exhibits that were entered into evidence below for the inclusion in the OAL case record.



Jennifer Langer Jacobs, Assistant Commissioner  
Division of Medical Assistance and Health Services