



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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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**

V.R.M.,	:	
	:	
PETITIONER,	:	ADMINISTRATIVE ACTION
	:	
v.	:	FINAL AGENCY DECISION
	:	
UNITED HEALTHCARE,	:	OAL DKT. NO. HMA 04183-20
	:	
RESPONDENT.	:	

As Assistant Commissioner 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 approving the Stipulation of Settlement. Procedurally, the time period for the Agency Head to file a Final Decision is September 3, 2021, 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 July 21, 2021. The time to file the Final Decision was extended to October 18, 2021.

This matter arises from United Healthcare's reduction in petitioner's personal care assistance (PCA) services from sixteen (16) hours per day, seven (7) days per week to eight (8) hours per day, seven (7) days per week. In response, petitioner requested private duty nursing (PDN) sixteen (16) hours per day seven (7) days a

week, as recommended by the primary care physician. After an assessment, respondent approved only eight (8) hours per day. This Fair Hearing request followed.

By way of settlement, the parties agreed to resolve the issues surrounding the denial and withdrawing the request of a Fair Hearing. In the Initial Decision dated July 20, 2021, the ALJ approved the Settlement Agreement because it was consistent with the law, fully disposed of all issues in controversy, and was voluntarily entered into by both parties in accordance with N.J.A.C. 1:11-19.1.

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

THEREFORE, it is on this 12th day of OCTOBER 2021,

ORDERED:

That the Initial Decision approving the Stipulation of Settlement in this matter is hereby ADOPTED.



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