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LT. GOVERNOR

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**Department of Human Services**  
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**CAROLE JOHNSON**  
COMMISSIONER

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DIVISION DIRECTOR

**STATE OF NEW JERSEY**  
**DEPARTMENT OF HUMAN SERVICES**  
**DIVISION OF AGING SERVICES**

**WOODLANDS AT HAYES MILL, LLC :**  
**d/b/a THE FOUNTAINS AT CEDAR :**  
**PARKE, :**  
**Petitioner, :**

**v. :**

**NEW JERSEY DIVISION OF AGING :**  
**SERVICES, :**  
**Respondent. :**

**ADMINISTRATIVE ACTION**  
**FINAL AGENCY DECISION**

**OAL DKT. NO.: DAS 11784-18**

In 2012, N.J.S.A. 30:1A-14 established the Division of Aging Services (“Division”) in the Department of Human Services and transferred to the Division the functions, powers and duties of the former Department of Health and Senior Services related to the provision of programs or services for senior citizens. Effective July 1, 2012, the Division assumed responsibilities for nursing facility rate setting cases.

The Director of the Division has reviewed the record in this matter consisting of the Initial Decision of the Honorable Dean J. Buono, ALJ (“ALJ”) and the file of the Office of Administrative Law.

**STATEMENT OF THE CASE AND PROCEDURAL HISTORY**

The Director adopts and incorporates by reference the procedural history and statement of the case set forth by the ALJ in the Initial Decision.

Petitioner is a nursing facility. This matter involves the appeal of the Petitioner's Medicaid per diem rates for reimbursement set by Respondent in accordance with State Fiscal Year 2018 Appropriations Act. Petitioner appealed seeking an adjustment of its per diem Medicaid reimbursement rate.

On November 25, 2019, the ALJ issued an Initial Decision, granting Respondent's Motion for Summary Decision, which deemed appropriate Respondent's denial of Petitioner's request for an adjustment in Petitioner's per diem Medicaid reimbursement rate.

### **DECISION**

Based upon a review of the available record, the Director hereby ADOPTS the decision of the Administrative Law Judge in granting Respondent's motion for summary decision.

Petitioner has the right to appeal this Final Agency Decision within 45 days to the New Jersey Superior Court, Appellate Division, Richard J. Hughes Justice Complex, PO Box 006, Trenton, New Jersey 08625-0006.

**THEREFORE**, it is on this 3rd, day of January 2020,

### **ORDERED:**

That the Initial Decision of the Administrative Law Judge is hereby **ADOPTED**.



Louise Rush  
Division Director