



At issue is a twelve-month and twelve-day penalty imposed due to Petitioner's transfers totaling \$96,420.38. Petitioner bears the burden of proof to demonstrate that he received fair market value for the assets transferred. N.J.A.C.10:71-4.10(j). Here, Petitioner was unable to rebut the presumption that the transfers were for less than fair market value. Accordingly, the ALJ found that the Atlantic County Board of Social Services properly considered the \$96,420.38 transfer of assets and affirmed the transfer penalty.

After reviewing the record, I concur with the ALJ's finding and ADOPT the Initial Decision in its entirety.

THEREFORE, it is on this 15<sup>th</sup> day of July, 2014,

ORDERED:

That the Initial Decision affirming the transfer penalty is hereby ADOPTED as the Final Decision in this matter.



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Valerie J. Harr, Director  
Division of Medical Assistance  
and Health Services