



STATE OF NEW YORK  
DEPARTMENT OF HEALTH  
P.O. Box 11729  
Albany, NY 12211

## NOTICE OF DISMISSAL – FAILURE TO APPEAR

Notice Date: July 16, 2015

NY State of Health Number: [REDACTED]  
Appeal Identification Number: AP000000002646

[REDACTED]  
[REDACTED]  
[REDACTED]

Dear [REDACTED],

On April 24, 2015 the Marketplace issued an eligibility determination notice that stated your nineteen-year-old daughter is eligible to receive up to \$0.00 of advance premium tax credits and cost-sharing reductions, if she selected a silver-level qualified health plan. The notice also stated that she “[does] not qualify to select a health plan outside of the open enrollment period.”

On April 28, 2015 you spoke to the Marketplace’s Account Review Unit and requested an appeal insofar as your nineteen-year-old daughter was denied a special enrollment period.

On May 22, 2015 the Marketplace issued a Notice of Telephone Hearing scheduling your hearing for June 25, 2015 at 9:00 am.

On June 25, 2015 you failed to appear by telephone for your scheduled hearing. An impartial hearing officer attempted to contact you at the telephone number you provided on three separate occasions between 9:00 am and 9:30 am. You did not answer. Therefore, we were unable to reach you.

Accordingly, we are dismissing your case.

### **How does this Dismissal Affect Your Eligibility?**

The Marketplace’s April 24, 2015 eligibility determination continues in effect.

If you need this information in a language other than English or you need assistance reading this notice, we can help you. Call 1-855-355-5777 (TTY – English: 1-800-662-1220) (TTY – Spanish: 1-877-662-4886).

However, any determinations made by the Marketplace subsequent to your appeal request will not be affected by this dismissal.

## **If You Think Your Appeal Should Not Be Dismissed**

Under some circumstances, you can ask us to vacate (cancel) this dismissal. You must ask us in writing within 30 days after the date on this notice. In that writing you also must state a good reason for us to do this.

If you ask us in writing to vacate this dismissal, the Marketplace's Appeals Unit will review your request and send you a decision on that request.

If we deny your request to vacate this dismissal, we will tell you that in writing.

If you do not respond to this notice within 30 days, your appeal will remain dismissed. No further action will be taken on it by the Marketplace.

## **Appeal Identification Number**

When communicating with the Marketplace about this appeal, please reference Appeal Identification Number at the top of this notice.

## **How to Contact the Marketplace**

You can contact us in any of the following ways:

- By calling the Customer Service Center at 1-855-355-5777
- By mail at:  
NY State of Health Appeals  
P.O. Box 11729  
Albany, NY 12211
- By fax: 1-855-900-5557

## **Legal Authority**

We are sending you this notice in accordance with federal regulation 45 CFR § 155.530.

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**A Copy of this Notice of Dismissal Has Been Provided To**

[REDACTED]  
[REDACTED]  
[REDACTED]

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