



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

## **NOTICE OF DISMISSAL – FAILURE TO APPEAR**

Notice Date: December 16, 2015

NY State of Health Number: [REDACTED]  
Appeal Identification Number: AP000000004606

[REDACTED]

Dear [REDACTED],

On September 5, 2015, the Marketplace issued an enrollment notice confirming your and your spouse's enrollment in a Medicaid Managed Care (MMC) plan, effective October 1, 2015. You appealed the enrollment start date of your MMC plan.

On November 9, 2015, the Marketplace issued a Notice of Hearing to advise you that the hearing you requested was scheduled for December 14, 2015 at 3:00 p.m.

At 3:00 p.m. on December 14, 2015, a Hearing Officer contacted you by telephone to conduct a formal hearing. You indicated that you did not want to have the formal hearing and were not willing to withdraw your appeal through sworn testimony. Therefore, the Hearing Officer was unable to conduct the hearing.

As such, you did not appear for your hearing as scheduled and we are dismissing your appeal.

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

The Appeals Unit of NY State of Health will not review your appeal at this time.

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: 1-877-622-4886).

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

If you think your appeal should not be dismissed, 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, explain why you did not appear for your hearing as scheduled.

The Marketplace's Appeals Unit will review your request. If your request is approved, another hearing will be scheduled for you. If your request is denied, the Marketplace will tell you in writing.

If you do not respond to this notice within 30 days, your appeal will remain dismissed, and the Marketplace will take no further action on your appeal.

## **Appeal Identification Number**

When communicating with the Marketplace about this appeal, please refer to the 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 Code of Federal Regulations 45 CFR § 155.530.

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



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