



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

## NOTICE OF DISMISSAL – FAILURE TO APPEAR

Notice Date: September 23, 2016

NY State of Health Account ID: [REDACTED]  
Appeal Identification Number: AP000000008232

[REDACTED]  
Dear [REDACTED],

On March 24, 2016, NY State of Health (NYSOH) issued a notice of eligibility determination, stating that you were not eligible to select a new health plan outside of the open enrollment period for 2016. You appealed this determination.

On August 23, 2016, NYSOH issued a Notice of Hearing to advise you that the hearing you requested was scheduled for September 21, 2016 at 1:00 PM. On August 24, 2016, you spoke with a NYSOH representative and indicated that you wished to proceed with your appeal, and that you wanted to be contacted for the telephone hearing at [REDACTED]

On September 21, 2016, a Hearing Officer placed three calls to the telephone number that you provided to NYSOH, at 1:00 PM, 1:15 PM, and 1:30 PM, but was unable to reach you. The Hearing Officer also called you on your home number, [REDACTED] at 1:15 PM and 1:30 PM but received no answer on that number either.

Since you did not appear for your hearing as scheduled, we are dismissing your appeal.

### How does this Dismissal Affect My Eligibility?

The Appeals Unit of NYSOH 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, you must explain why you did not appear for your hearing as scheduled.

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

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

## **Appeal Identification Number**

When communicating with NYSOH about this appeal, please refer to both the Appeal Identification Number and the Account ID at the top of this notice.

## **How to Contact NYSOH**

You can contact NYSOH 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 45 Code of Federal Regulations § 155.530.

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



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