



FILED

Nov 15, 2023, 11:05 am

OFFICE OF FAIR HEARINGS

**STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION
OFFICE OF FAIR HEARINGS**

[REDACTED]

PETITIONER,

AHCA Case No.: 23-FH2549

vs.

**AGENCY FOR HEALTH CARE
ADMINISTRATION,**

RESPONDENT.

_____ /

FINAL ORDER

At all times relevant to this proceeding, Petitioner received Medicaid benefits on a fee-for-service basis. On October 5, 2023, [REDACTED] (“Complainant”) requested a Fair Hearing based on Respondent’s denial of behavior analysis services.

A Hearing Officer may deny or dismiss a Fair Hearing request if the Recipient files a written withdrawal of the request. A Hearing Officer may also deny or dismiss a Fair Hearing request if the Recipient testifies on the record that he or she wishes to withdraw the request. *See* Rule 59G-1.100(9)(b)(5)(a), Florida Administrative Code.

On November 14, 2023, the hearing was held before the undersigned Hearing Officer, with the following individuals in attendance: [REDACTED], Petitioner’s Authorized Representative and parent; [REDACTED], Registered Behavior Technician; [REDACTED], Board Certified Behavior Analyst; Lee Ann Williams, Medical Health Care Program Analyst and Fair Hearing Liaison; and Dr. Kathy Hurly, Board Certified Behavior Analyst at the doctoral level, Florida state licensed mental health counselor, and a Second Level Reviewer in the Department


of Utilization Management for eQHealth Solutions Inc. At that time and on the record, Complainant withdrew the request for Fair Hearing.

Based on the foregoing,

IT IS THEREFORE ORDERED AND ADJUDGED THAT:

Petitioner’s Fair Hearing request is hereby deemed withdrawn, and this matter is now closed.

DONE AND ORDERED this 15th day of November, 2023, in Tallahassee, Leon County, Florida.

 Kameisha Presley
23-FH2549
2023.11.15
10:39:19 -05'00'

KAMEISHA PRESLEY, Hearing Officer
Agency for Health Care Administration
Office of Fair Hearings
2727 Mahan Drive, Mail Stop # 11
Tallahassee, FL 32308-5407

NOTICE OF A RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW, WHICH SHALL BE INSTITUTED BY FILING THE ORIGINAL NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A COPY, ALONG WITH THE FILING FEE PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE AGENCY MAINTAINS ITS HEADQUARTERS OR WHERE A PARTY RESIDES. REVIEW PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA APPELLATE RULES. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF THE RENDITION OF THE ORDER TO BE REVIEWED.

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AHCA Medicaid Hearing Unit
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