



**Department of Health
and Human Services**
*Maine People Living
Safe, Healthy and Productive Lives*

Paul R. LePage, Governor

Mary C. Mayhew, Commissioner

Department of Health and Human Services
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IN THE MATTER OF:

Family Planning Association of Maine)
Evelyn Kielytka) **FINAL DECISION**
P.O. Box 587)
Augusta, ME 04330)

This is the Department of Health and Human Services' Final Decision.

The Recommended Decision of Hearing Officer Thackeray, mailed July 24, 2015 and the responses and exceptions filed on behalf of Family Planning Association of Maine have been reviewed.

I hereby adopt the findings of fact and I accept the Recommendation of the Hearing Officer that the Department was correct when it determined, for the period of 1/1/2006 through 8/31/2010, Family Planning Association of Maine was overpaid \$184,620.83 due to uncovered abortion related ancillary charges; E/M coding issues; Depo-Provera billed above acquisition cost; documentation does not support level of services billed; and lack of documentation for services billed.

DATED: 9/3/15 SIGNED: Mary C. Mayhew
MARY C. MAYHEW, COMMISSIONER
DEPARTMENT OF HEALTH & HUMAN SERVICES

YOU HAVE THE RIGHT TO JUDICIAL REVIEW UNDER THE MAINE RULES OF CIVIL PROCEDURE, RULE 80C. TO TAKE ADVANTAGE OF THIS RIGHT, A PETITION FOR REVIEW MUST BE FILED WITH THE APPROPRIATE SUPERIOR COURT WITHIN 30 DAYS OF THE RECEIPT OF THIS DECISION.

WITH SOME EXCEPTIONS, THE PARTY FILING AN APPEAL (80B OR 80C) OF A DECISION SHALL BE REQUIRED TO PAY THE COSTS TO THE DIVISION OF ADMINISTRATIVE HEARINGS FOR PROVIDING THE COURT WITH A CERTIFIED HEARING RECORD. THIS INCLUDES COSTS RELATED TO THE PROVISION OF A TRANSCRIPT OF THE HEARING RECORDING.

cc: Thomas Bradley, AAG, Office of the Attorney General
Taylor Fawns, Esq., Kozak & Gayer, 160 Capitol Street, Suite 4, Augusta, ME
Janie Turner, DHHS/Program Integrity