

IN THE MATTER OF:

Marshwood Center)
c/o Leslie Currier, Administrator) **FINAL DECISION**
33 Roger Street)
Lewiston, ME 04240)

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

The Recommended Decision of Hearing Officer Stoodley, dated May 24, 2005 has been reviewed.

I hereby adopt the findings of fact and I accept the Recommendation of the Hearing Officer that the Department was not correct when, as a result of a Case Mix Review conducted on March 11, 2004 of Marshwood Center for Health Care, it determined that there was a 40% error rate and a 5% sanction.

DATED: 7/13/05 SIGNED: _____
JOHN R. NICHOLAS, 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 OFFICE 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: Andrea Higgins, Director of Clinical Services, Sandy River Health System,
33 Roger Street, Lewiston, ME 04240
Carole Kus, BMS
Bernadette Mynahan, BMS
James Lewis, BMS