

Paul R. LePage, Governor

Mary C. Mayhew, Commissioner

Department of Health and Human Services
Financial Services - Audit
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Final Informal Review Decision

December 24, 2012

Michael Faust, Executive Director
Peregrine Corp
1011 Forest Avenue
Portland, ME 04103

Re: **Wall/Chesley**

Dear Mr. Faust:

Your facility requested an informal review of an audit report for **Peregrine – Wall/Chesley** dated June 29, 2012 for the fiscal period from July 1, 2008 through June 30, 2009, which resulted in an overpayment of \$54,621.80. Your appeal request is based upon your letter dated August 24, 2012.

As a result of this request, we have prepared an informal review. Our **Final Informal Review Decision** is as follows:

1. Total Days of Service:

The provider indicated a 7 day difference for Members 1 and 2 with regards to Total Days of Service. Upon further discussion, the provider agreed that Members 1 and 2, as listed on W/P 5 did have an additional 7 days of service that was not reported on the cost report. No change will be made to Total Days of Service, with regards to these two members.

2. MaineCare Eligible Days of Services:

The provider states in the appeal letter the number of eligible MaineCare days is 4,434 as submitted in the cost report; however, the audit report shows MaineCare days at 4,339 for rehab and 4,384 for personal care. OMS has approved 62 days for rehab and 62 days for personal care. The provider will be reimbursed for these days through the audit process. In addition, there was an offline payment for rehab (49 days at \$3,347.70) and personal care (2 days at \$381.88). These offline payments have been included in the audit.

As of this date, the provider has not been reimbursed for a total of 14 rehab days and 16 personal care days. These days cannot be settled through the audit process at this time. No changes will be made to these members days or payments.

A revised audit report will be issued.

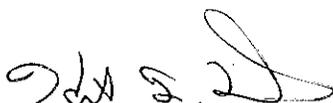
This final informal review decision was based upon a consultation with the auditor of record, a review of her audit report and the related work papers, and your subsequent communications to us.

Please refer to the attached Notice of Appeal Rights of MaineCare Providers for an explanation of your facility's further appeal options.

Sincerely,



Kelly Poulin
Auditor of Record



Herbert F. Downs, Director
Division of Audit

Enclosures:
Notice of Appeal Rights of MaineCare Providers

Division of Audit – MaineCare and Social Services

NOTICE OF APPEAL RIGHTS OF MAINECARE PROVIDERS

1. Informal Review:

If you disagree with any portion of the audit report, you must request an informal review by the Director of the Division of Audit – MaineCare and Social Services, or his designee, by notifying the Division of Audit – MaineCare and Social Services, 11 State House Station, Augusta, Maine 04333-0011, in writing **within 60 days of receipt of the audit report** of the issues that are in dispute. Failure to give timely notice or to include the information relied upon shall constitute a waiver of your facility's right to an informal review and to any subsequent administrative appeals. See the following chart for a reference to the Department's regulation that provides further explanation of your facility's appeal rights and the information you must present in your response:

<u>Type of Facility</u>	<u>Effective Date</u>	<u>Appeal Regulation Citation</u>
PNMI	7-1-07	Principle #6000 (MBM, Chapter III, Section 97)
PNMI	8-1-08	Principle #6000 (MBM, Chapter III, Section 97)

(Note: MBM = MaineCare Benefits Manual)

2. Administrative Hearing:

If you disagree with the decision made after an informal review, you must request an administrative hearing by the Commissioner of the Department of Health and Human Services, or his designee, by notifying the Commissioner's office, in writing **within 60 days of receipt of the informal review decision** of the issues that are in dispute. Only those issues presented for informal review will be considered at the administrative hearing. See MaineCare Benefits Manual, Chapter I, Section 1.21; see also Administrative Hearing Regulations.

3. Petition for Judicial Review:

If you disagree with the Commissioner's final decision made after an administrative hearing, you may petition the Superior Court for judicial review of final agency action. See 5 M.R.S.A §§ 11001-11007.