

**IN THE MATTER OF:**

Aroostook Home Health Services     )  
Anthony Lahey, Business Manager    ) **FINAL DECISION**  
22 Birdseye Avenue                    )  
Caribou, ME 04736                     )

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

The Recommended Decision of Hearing Officer Hooper, dated November 8, 2004 and the responses and exceptions submitted by the Department have 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 it denied reimbursement payment to Aroostook Home Health Services for services rendered to D.D. from 6/23/03 through 5/10/04.

This decision takes effect five business days from the date of my signature.

DATED: 3/25/05 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: Richard Solman, Esq., P.O. Box 665, Caribou, ME 04736  
Carole Kus, BMS  
James Lewis, BMS