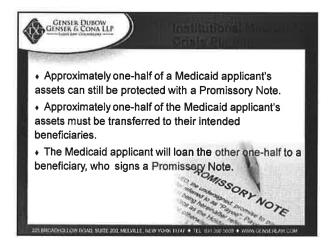
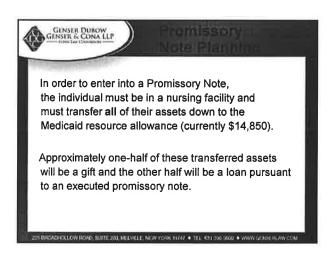


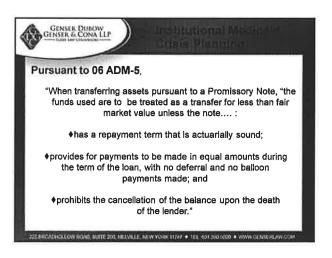
Fair Hearing #5032106J the ALJ held that, while the Agency's determination was correct when made, based upon the applicant's mental condition, the applicant's failure to comply with the eligibility process was excused pursuant to 18 NYCRR 351.26, and therefore the Agency was directed to, Inter alia, Immediately restore benefits to the applicant therein. There, where the applicant reportedly suffered from depression, anxlety and panic attacks, was briefly hospitalized, and reported feeling "overwhelmed" and confused upon receipt of the Medicald "Notice(s)," which led her to place them in a drawer and leave them there, the ALJ found that the applicant's representative's argument that the Appellant should be excused from appearing for the [Validation Review] appointment in question, due to her psychlatric Incapacity," was "credible, consistent and persuasive" (emphasis added).

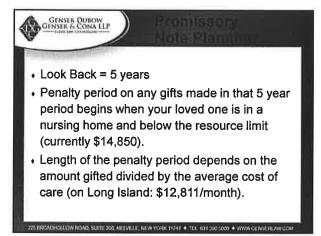
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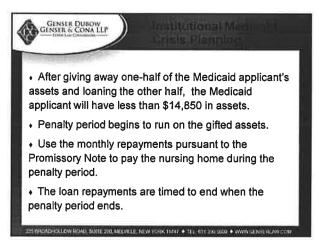


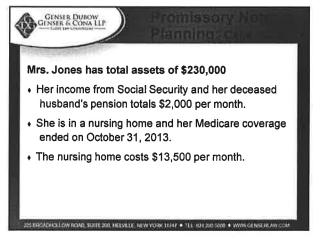


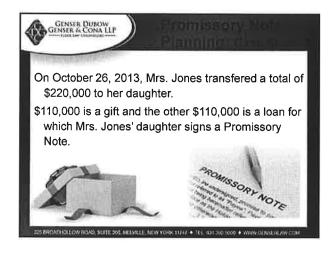


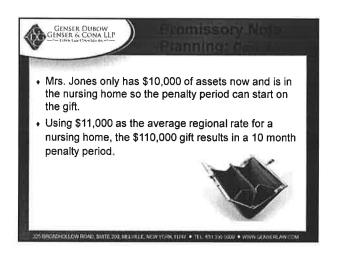


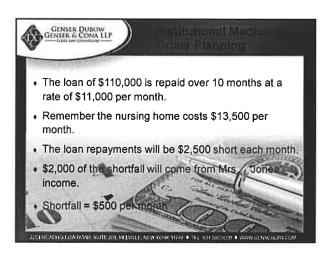


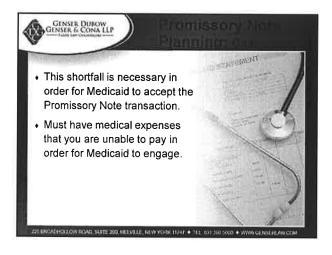


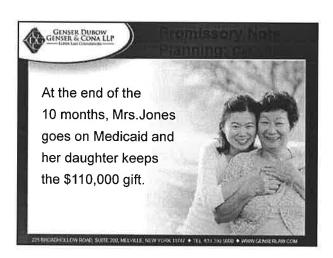


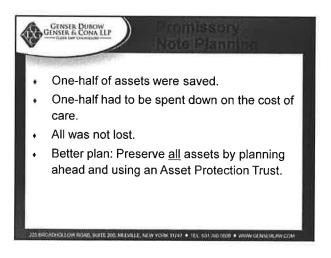


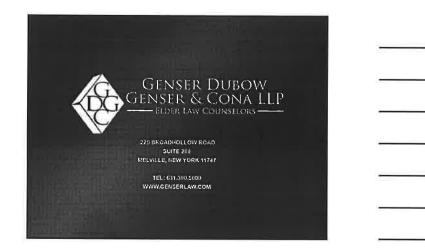












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