

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop C3-01-20
Baltimore, Maryland 21244-1850
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Office of the Attorney Advisor

Re: Hospice 2009 BNAF Group; Bluegrass 2009 BNAF Group,
PRRB No. 2009-D17 (04/08/2009) (FYE 2009)

I recommend that the Administrator, Centers for Medicare & Medicaid Services, decline to review the jurisdictional decision entered by the Provider Reimbursement Review Board in this case.

/s/
Jacqueline R. Vaughn
Attorney Advisor

APPROVED:

Date: 5/15/2009

/s/
Michelle Snyder
Acting Deputy Administrator
Centers for Medicare & Medicaid Services