

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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Re: NYCHHC 94 TEFRA Target Amount Per Case E/E Group, PRRB
Decision No. 2005-D12 (12/17/04)

Pursuant to 42 CFR 405.1875(d)(2), I recommend that the Administrator, Centers for Medicare & Medicaid Services, decline to review the decision entered by the Provider Reimbursement Review Board in this case.

/s/

Jacqueline R. Vaughn
Attorney Advisor

APPROVED:

Date: 2/14/05

/s/

Leslie V. Norwalk, Esq.
Deputy Administrator
Centers for Medicare & Medicaid Services