

April 6, 2023

VIA ELECTRONIC SUBMISSION

Freedom of Information Act Officer
Office of Medicare Hearings and Appeals
U.S. Department of Health and Human Services
200 Independence Avenue SW
Hubert Humphrey Building, Room 729H
Washington, D.C. 20201

Re: Freedom of Information Act Request

Dear FOIA Officer:

In accordance with the relevant provisions of the Freedom of Information Act (FOIA), the purpose of this correspondence is to request certain information maintained by the Office of Medicare Hearings and Appeals (OMHA) within the U.S. Department of Health and Human Services. 5 U.S.C. § 552 *et seq.*; 45 C.F.R. § 5.1 *et seq.*

We hereby request disposition data related to Medicare claim appeals for Part A inpatient rehabilitation facility (IRF) services adjudicated by all OMHA Administrative Law Judges from 07/16/21 to present. This disposition data will presumably reflect the results of the ALJ decisions (i.e., favorable, partially favorable, unfavorable) broken down by quarter or calendar year within the timeframe of our request.

We further request, to the extent OMHA maintains such information, disposition data for Medicare Part A IRF claims broken down by individual ALJs and/or individual OMHA field offices.

The contact information for the requester, as required by 45 C.F.R. § 5.22(b), is as follows:

Adam L. Bird
Calhoun Bhella & Sechrest LLP
2121 Wisconsin Avenue N.W., Suite 200
Washington, D.C. 20007
Tel: (202) 804-6031
Fax: (214) 981-9203
abird@cbsattorneys.com

Please transmit any and all materials in OMHA's possession that are responsive to this request to the attention of the undersigned attorney via regular mail, facsimile, or, if appropriate, e-mail.

In the event that you anticipate the cost to process this request will exceed \$500, please contact the requester at the telephone number above. 45 C.F.R. § 5.22(c).

In the event OMHA is not in possession of any documents that may be reasonably responsive or related to this request, please confirm the same to us in writing.

Thank you for your prompt attention to this matter. Please do not hesitate to contact us in the event you have any questions or require additional information to perfect this request. 45 C.F.R. § 5.24(b)(2).

Sincerely,



Adam L. Bird

CALHOUN BHELLA & SECHREST LLP