



DEPARTMENT OF HEALTH & HUMAN SERVICES

Office of the Secretary

Departmental Appeals Board  
Appellate Division, MS 6127  
Room G-644, Cohen Building  
330 Independence Avenue, SW  
Washington, D.C. 20201

CERTIFIED MAIL -- RETURN RECEIPT REQUESTED

Christopher Michael Ruby  
78 Ruby Drive  
P. O. Box 26  
Anita, Pennsylvania 15711

and

INTER-OFFICE MAIL - RETURN RECEIPT REQUESTED

Gregory Lindquist, Associate Counsel  
Office of Counsel to the Inspector General  
U.S. Dept. of Health & Human Services  
Room 5527, Cohen Building  
330 Independence Avenue, S.W.  
Washington, D.C. 20201

Re: Christopher Michael Ruby v. Inspector General  
DAB CR2476  
App. Div. Docket No. A-12-40  
Decision No. 2440  
Date: February 10, 2012

DETERMINATION TO DECLINE REVIEW

Dear Mr. Ruby and Mr. Lindquist:

After reviewing the record to evaluate the issues presented by the exceptions, we have determined that we need not render a separate decision. We therefore decline review of and summarily affirm the administrative law judge's decision identified above. Thus, the administrative law judge's decision becomes final and binding 60 days from the date of service of this letter. See 42 C.F.R. ' 1005.21(j). The date of service will be deemed to be 5 days from the date of mailing.

Judicial review is available in an appropriate United States district court if a civil action is filed within 60 days after service of this decision. See sections 1128(f)(1) and 205(g) of the Social Security Act and 42 C.F.R. ' 1005.21(k)(1).

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/s/  
Leslie A. Sussan

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/s/  
Constance B. Tobias

\_\_\_\_\_  
/s/  
Sheila Ann Hegy  
Presiding Board Member

cc: Civil Remedies Division

Robert K. DeConti, OCIG  
Robin Schneider, OCIG  
Susan Earp, OCIG