



JENNIFER TROIA
DIRECTOR

STATE OF CALIFORNIA—HEALTH AND HUMAN SERVICES AGENCY
DEPARTMENT OF SOCIAL SERVICES

State Hearings Division

PO Box 944243, MS 9-17-442 Sacramento, CA 94244-2430

PHONE: 800-743-8525 FAX: 1-833-281-0905



GAVIN NEWSOM
GOVERNOR

PROPOSED DISMISSAL (NON-HEARABLE ISSUE)

For a free interpretation of this letter please call 800-743-8525.

April 28, 2025

RE: SHN-105121263

This letter is to let you know that State Hearings intends to dismiss your request for a hearing that you filed on February 09, 2025.

The reason we intend to dismiss your request without a hearing and written decision is because it is not the type of issue that can be heard by State Hearings. The specific reason is:

The Chief Administrative Law Judge, or his or her designee, shall have authority to dismiss, without a hearing and written decision, a hearing request which is subject to dismissal under Sections 22-054.31 or .37. Pursuant to .37, A he request for hearing raises a compliance issue, e.g., an allegation that the county has failed to comply with a previously adopted state hearing decision, See Section 22-078, shall be dismissed. As such, the county's request for dismissal is granted because the hearing request and information from the county shows that the claimant seeks to litigate compliance issues. Moreover, there is no jurisdiction over provider payment issues, which is also likely being raised based on the current record.

You have 15 days from the date of this letter to tell us why your appeal should not be dismissed. If you already have a hearing date, we will postpone that date while we wait for your response.

- If you provide a good reason, we will schedule a hearing.
- If you contact us within 15 days, but fail to provide a good reason, your case will be closed; you will get a final dismissal letter.
- If you do not contact us within 15 days, your case will be closed; you will not get another letter from us.
- If you respond after 15 days, and we have not yet closed your case, we may choose to consider your response, but you will have to show good cause for your late response.

You can send documents supporting why your appeal should not be dismissed by one of the ways below.

If you have any questions about this letter you may call 800-743-8525, or contact the State Hearings Division in one of the ways below:

- **Online Appeals Account:** <https://acms.dss.ca.gov/acms/>
- **Email:** SHDCentralSupport@DSS.ca.gov
- **Fax Number:** 833-281-0902
- **Mail To:** (Allow at least 5 days for mailing. Keep your originals.)
State Hearings Division
PO Box 944243, MS 9-16-431, Sacramento, CA 94244-2430

IMPORTANT MESSAGE

If you disagree with the dismissal decision you can ask for court review within one year of the date you got the dismissal letter. To ask for court review, you must file a "petition" in Superior Court. The law about this is found at California Code of Civil Procedure section 1094.5. You will not have to pay court filing fees. If you win in court, and had a lawyer represent you, you may be able to get reasonable attorney's fees and costs. You may contact your nearest Legal Aid office for assistance.

If you have any questions about this letter, you may call 800-743-8525, or contact the State Hearings Division at one of the ways above.

STATE HEARINGS DIVISION

CC:

Sacramento County