



**DEPARTMENT OF HEALTH & HUMAN SERVICES**

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Office of the Secretary

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

**BY DAB E-FILE**

August 8, 2018

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Re: Decision in the Appeal of Texas Health and  
Human Services Commission  
Docket No. A-17-51  
Decision No. 2886  
Dated: August 7, 2018

Counsel:

Enclosed is a copy of the decision of the Departmental Appeals Board in the appeal identified above.

This decision is the final decision of the Secretary unless, within 60 days of the date of this decision, a party files a motion for reconsideration by the Board. If no motion for reconsideration is filed within that 60-day period, the State may obtain judicial review by filing, within that 60-day period, an action in any United States District Court located within the State or in the United States District Court for the District of Columbia. *See* 42 U.S.C. § 1316(e)(2)(B), (C).

Sincerely yours,

*/s/ Judith Pichler*

Judith Pichler  
Deputy Director, Appellate Division

Enclosure

cc: Office of Financial Management, CMS  
Center for Medicaid and CHIP Services, CMS  
Office of the General Counsel, CMS Division