ADJOURNMENT/WITHDRAWAL/REOPEN CODES

Numerical Reference Guide

ADJOURNMENT/REOPEN RELATED

- 01 Administrative Health & Safety
 02 Administrative Overloaded Calendar
- (Supervising ALJ Approval Required)
- 04 Administrative Combine Files/Clarify Issues
- 05 ADH- Unclaimed Certified Mail
- 06 Administrative ALJ Sick
- 07 ADH- Waiver Withdrawn By Recipient
- 08 ADH Case Resubmitted By Agency
- 09 Administrative Error
- 10 Administrative Varshavsky Litigation
- 11 General Administrative (see guide regarding homebound issues) OFFICE USE ONLY
- 12 Scheduling Error For Use By Scheduling Unit Only
- 13 Telephone Hearing Awaiting a Home Hearing
- 14 (Shakhnes) Adjournment more than 21 days; per app request
- 15 Adjourn Delay By Appellant
- 16 Emergency Home Repair (plumbing, locks, etc)
- 17 Lay Representative Appeared Without Authorization
- 18 Representative Appeared, Appellant Did Not Appellant's Testimony Needed
- 19 Representative Appeared Without Varshavsky Medical Documentation
- 20 Appellant Incarcerated
- 21 Lack of Child Care
- 22 Educational (Class/Exams) (Graduation)
- 23 Employment Conflicts Add restrictions
- 24 Interpreter Needed (NYC Spanish and Russian Available Daily)
- 25 Verification Requested
- 26 Medical Appellant/Children are ill
- 27 Medical Appellant Verified Homebound
- 29 Preparation Time Representative Recently Retained or Needs to Obtain
- 30 Preparation Time /Awaiting Documents
- 31 Pending Outcome of Lawsuit (Appellant/Representative)
- 32 Appellant's Witness Not Available
- 33 Representative Not Available/ill (REP'S OFFICE MUST CALL)
- 35 Representative Lost Contact with Appellant
- 36 Scheduling Conflict (Appellant/Representative) (REP MUST CALL TO ADJOURN)
- 37 Time Change (may be necessary to add restrictions)
- Lack of Funds Usually Upstate Only Lack of Transportation – Upstate Only (liaison may be able to verify)
- 40 Out of Town (Family Illness/Emergency)
- 41 Funeral
- 42 Inclement Weather (Upstate-verify with liaison)
- 44 Had to Leave Before Hearing was Called (liaison can verify)
- 45 Religious Holiday/Observance
- 46 Administrative Agency Change or Add/Delete

Location

47 Possible Resolution

- 48 Other Appellant/Representative Reason
- 49 Transportation Delays (can consult liaison)
- 50 Non-Receipt/Late Receipt of Scheduling Notice
- 52 Appellant Thought Issue Resolved (Reopen Only)
- 55 Appellant in an In-House Alcohol/Drug Rehabilitation
- 56 Waiting for Administrative Authorization to Represent/Guardianship/Letters of Administration
- 58 Appellant on Jury Duty
- 59 Agency Representative/Witness Not Available (Supervising ALJ Approval Required)
- 62 Agency Reason (Supervising ALJ Approval Required)
- 64 (Shakhnes) Adjournment granted by ALJ per agency request to benefit the client
- 70 Telephone Hearing Appellant Not Home/Not Available
- 71 Telephone Hearing Appellant Deceased and Family Awaiting Authorization to Pursue Hearing (Change to a Regular Hearing)
- 72 Telephone Hearing Telephone Disconnected/Wrong Number
- 74 Telephone Hearing –Appellant no Longer Wishes to Pursue Homebound Telephone Hearing (to be used only when adjourning to a regular hearing)
- 99 (Pend) Delayed by Appellant (Automated use ONLY)

FOR ANY HEARINGS WITH A LEGAL REPRESENTATIVE, THE REP MUST REQUEST THE ADJOURNMENT.

NO LONGER IN USE

- 03 Initiated at Hearing and or Personalized
- 12 Administrative Error (other than Name/Address)
- 19 Awaiting Written Confirmation of Withdrawal from Agency *see code 47
- 28 Preparation Time Appellant
- 34 Representative Not Retained
- 39 Car Trouble Upstate Only (can consult liaison)
- 43 Arrived Late at Hearing *use appropriate reason code
- 51 Administrative Notice Returned by U.S. Postal Service *see code 50
- 53 Unable to Contact Adjournment Phone Number
- 54 Appellant Mistook the Date
- 57 Agency Failed to Provide Summary/Packet
- 60 Agency Facility not Available
- 61 Agency Needs Time to Prepare
- 63 On Consent
- 73 Telephone Hearing Awaiting Signed Appellant Withdrawal
- 79 Mandatory Dispute Resolution Withdrawal
- 95 Within 15 Days <u>but</u> Not Good Cause

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96 Over 15 Days

- 97 97 Within 45 Days but Not Good Cause
- 98 98 Over 45 Days

ADJOURNMENT COLOR KEY

BLACK: GENERAL USE BY ALL BLUE: UPSTATE LIAISON/NYC CAL MANAGEMENT RED: ALJ ONLY GREEN:TELEPHONE/HOME HEARINGS ONLY PURPLE: ADH ONLY

*See Adjournment Guide for questions to ask appellant while processing adjournment requests.

WITHDRAWAL RELATED

- 80 Telephone Hearing Abandoned/Returned/ Unclaimed/Undeliverable
- 81 Appellant Deceased
- 82 Signed Withdrawal Received
- 83 Issue Resolved
- 84 Appellant No Longer Wishes to Pursue
- 85 Appellant Withdrew at Hearing
- 86 Administrative Duplicate Request
- 87 Administrative Not a Hearable Issue
- 88 Administrative Abandoned/Cannot Process
- 89 Settled in Conference in Appellant's Favor

DEFAULT RELATED

- 90 Client Appeared Late by Office
- 91 Client Appeared Late by Hearing Officer

FISHMAN ONLY (DESIGNATED STAFF ONLY):

- 75 RPDN 75 FISHMAN HEARING DEFAULT
- 92 RPDN 92 REOPEN DENIED BECAUSE FISHMAN-DID NOT FOLLOW REOUIREMENTS
- 93 REOP 93 FISHMAN DEFAULT WITHIN 10 DAYS
- 94 RPDN 94 FISHMAN DEFAULT OVER 10 DAYS

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REOPEN DENY- (See Below for Claims of Non-Receipt of Scheduling Notice)

- 66 Not good
- 67 Over one year

GUIDELINES

- ESTABLISH GOOD CAUSE
- Why didn't the client go to the hearing? Is it good cause? If not, Reopen Deny (RPDN) using code 66.
- If it is good cause but over one year then Reopen Deny (RPDN) using code 67.

Claims Non-Receipt of Scheduling Notice

- 66 Not good cause
- 67 Over one year

GUIDELINES

- ESTABLISH GOOD CAUSE FOR NON RECEIPT OF NOTICE
- If the address is correct and the scheduling notice did not come back to OAH then Reopen Deny (RPDN) using code 66.