

STATE OF NEW YORK
DEPARTMENT OF HEALTH

In the Matter of an Appeal, pursuant to
10 NYCRR 415.3, by

██████████ ██████████

Appellant,

from a determination by

Brooklyn-Queens Nursing Home,

Respondent,

to discharge him from a residential
health care facility.

**DECISION
AFTER
HEARING**

#DA24-6431

Hearing before: Eric J. Mantey
Administrative Law Judge
August 30, 2024
By WebEx Videoconference

Parties: ██████████ ██████████
Brooklyn-Queens Nursing Home
2749 Linden Blvd.
Brooklyn, New York 11208

By: *Pro Se*

Brooklyn-Queens Nursing Home
2749 Linden Blvd.
Brooklyn, New York 11208

By: Selma Thomas, Administrator

Interested Party Brookdale Hospital
One Brooklyn Health
1 Brookdale Plaza
Brooklyn, New York 11212

By: Dr. Xiao Xiong You

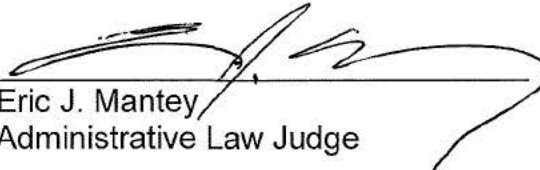
JURISDICTION

Without notice, Brooklyn-Queens Nursing Home (Respondent), a residential health care facility subject to Article 28 of the Public Health Law (PHL), determined to discharge / transfer [REDACTED] (Appellant) from care and treatment in its Facility. The Appellant appealed the determination to the New York State Department of Health pursuant to 10 New York Codes, Rules, and Regulations (NYCRR) Section 415.3(i).

The hearing was held via Webex videoconference on August 30, 2024, in accordance with the PHL; Part 415 of 10 NYCRR; Part 483 of the United States Code of Federal Regulations; and the New York State Administrative Procedure Act. A digital recording of the hearing was made. (00:04:40.)

All parties appeared at the hearing. The Interested Party affirmed that the Appellant is fully discharged from the hospital. The Respondent affirmed that the Appellant was readmitted to its facility. The hearing was accordingly ended. There is no issue to be decided and this appeal is dismissed.

Dated: Menands, New York
August 30, 2024


Eric J. Mantey
Administrative Law Judge

To: [REDACTED]
Brooklyn-Queens Nursing Home
2749 Linden Blvd.
Brooklyn, New York 11208
Attn: Selma Thomas

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One Brooklyn Health
1 Brookdale Plaza
Brooklyn, New York 11212
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Selma Thomas, Administrator
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