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**Department
of Health**

KATHY HOCHUL
Governor

JAMES V. McDONALD, MD, MPH
Commissioner

JOHANNE E. MORNE, MS
Executive Deputy Commissioner

February 26, 2025

CERTIFIED MAIL/RETURN RECEIPT

Annmarie Karazia Director of Social Work
Apex Rehabilitation & Care Center
78 Birchwood Drive
Huntington, New York 11746



RE: In the Matter of [REDACTED] [REDACTED] – Discharge Appeal

Dear Parties:

Enclosed please find the Decision After Hearing in the above referenced matter. This Decision is final and binding.

The party who did not prevail in this hearing may appeal to the courts pursuant to the provisions of Article 78 of the Civil Practice Law and Rules. If the party wishes to appeal this decision it may seek advice from the legal resources available (e.g. their attorney, the County Bar Association, Legal Aid, etc.). Such an appeal must be commenced within four (4) months from the date of this Decision.

Sincerely,

Natalie J. Bordeaux
Chief Administrative Law Judge
Bureau of Adjudication

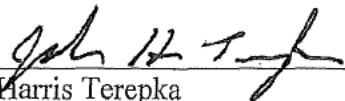
NJB: nm
Enclosure

Apex Rehabilitation & Care Center (the Respondent), a residential health care facility (RHCF) subject to Article 28 of the Public Health Law, determined to discharge [REDACTED] [REDACTED] (the Appellant) from care and treatment in its nursing home on the grounds that his health has improved sufficiently that he no longer needs the services provided by the facility. The Appellant appealed the discharge determination to the New York State Department of Health pursuant to 10 NYCRR 415.3(i).

A hearing was held on [REDACTED], 2025. The Respondent was represented by Annmarie Karazia, director of social work. The Appellant appeared on his own behalf. The notice of hearing and discharge notice are in evidence as ALJ Exhibit I. A digital recording of the hearing was made. (0h6m.)

At the hearing, the Respondent agreed to amend its notice of discharge to change the discharge location to the Appellant's [REDACTED] apartment at [REDACTED] [REDACTED], and to extend the discharge date to [REDACTED] 2025. The Appellant agreed to withdraw his request for a hearing as it is his desire to be discharged to that location on that date. It is understood by both parties that the Respondent is entitled to proceed on [REDACTED] 2025 with the discharge to the Appellant's [REDACTED] home in accordance with the amended discharge notice. Referrals for home care services, prescriptions, ongoing medical care, any needed medical equipment and transportation are to be provided as part of the discharge plan.

Dated: Rochester, New York
February 26, 2025



John Harris Terepka
Administrative Law Judge
Bureau of Adjudication