

cc: DOH.sm.DCAppeals@health.ny.gov by scan
SAPA File
BOA by scan



Department of Health

KATHY HOCHUL
Governor

JAMES V. McDONALD, MD, MPH
Commissioner

JOHANNE E. MORNE, MS
Executive Deputy Commissioner

May 19, 2025

CERTIFIED MAIL/RETURN RECEIPT

[REDACTED]
c/o Bellevue Hospital
462 1st Avenue
New York, New York 10016

Victoria French
Bellevue Hospital
462 1st Avenue
New York, New York 10016

Eli Lieber, Administrator
Park Terrace Care Center
59-20 Van Doren Street
Regal Park, New York 11368



RE: In the Matter of [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: cmg
Enclosure

STATE OF NEW YORK
DEPARTMENT OF HEALTH

COPY

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

[REDACTED],

Appellant,

from a determination by

Park Terrace Care Center,

Respondent,

to discharge him from a residential
health care facility.

#DA25-6589

Hearing before: Jeanne T. Arnold
Administrative Law Judge
May 19, 2025
By videoconference

Parties: Park Terrace Care Center
59-20 Van Doren Street
Rego Park, New York 11368
By: Eli Lieber, Administrator

[REDACTED]
c/o Bellevue Hospital
By: [REDACTED]

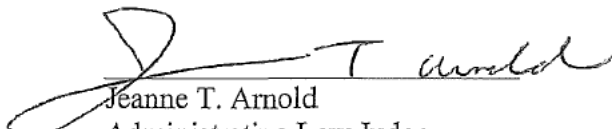
Also appearing: Bellevue Hospital
462 First Avenue
New York, New York 10016
By: Victoria Ffrench, Social Worker

[REDACTED] (Appellant), a resident at Park Terrace Care Center (Facility), a residential health care facility subject to Article 28 of the Public Health Law (PHL), was transferred to Bellevue Hospital (Bellevue), an acute care facility. Bellevue determined

that the Appellant was medically stable for return to the Facility, but the Facility would not readmit him. The Appellant, by his [REDACTED] and representative, has appealed the Facility's decision not to readmit him to the New York State Department of Health (Department) pursuant to 10 NYCRR 415.3(i). A hearing was held and recorded by WebEx videoconference on May 19, 2025. (0h5m.)

At the hearing, the Facility agreed to readmit the Appellant and the Appellant's representative agreed that resolved the issue on appeal. In accordance with the agreement made on the record at the hearing, the Facility is directed, pursuant to 10 NYCRR 415.3(i)(2)(i)(d), to readmit the Appellant immediately.

Dated: Rochester, New York
May 19, 2025


Jeanne T. Arnold
Administrative Law Judge
Bureau of Adjudication

To: Eli Lieber, Administrator
Park Terrace Care Center
59-20 Van Doren Street
Rego Park, New York 11368
elieber@park-terrace.com

c/o
[REDACTED]

Victoria Ffrench, Social Worker
Bellevue Hospital
462 First Avenue
New York, New York 10016
FfrenchV@NYCHHC.org