



## Department of Health

**ANDREW M. CUOMO**  
Governor

**HOWARD A. ZUCKER, M.D., J.D.**  
Commissioner

**LISA J. PINO, M.A., J.D.**  
Executive Deputy Commissioner

March 8, 2020

Dear Administrator:

This letter is to inform you of the posting of the rates which reinstate residual equity payments for affected providers included under the Decision and Order ("Order") signed by Judge Kimberly A. O'Connor on October 26, 2020. Your facility has been identified as one of the Plaintiff-Petitioner providers covered by the Order.

The associated rates that comply with the Order are accessed on the Health Commerce System (HCS), under the Healthcare Financial Data Gateway application, entitled "October 26, 2020 Residual Rates-Case Mix update". The posted rates are effective with Cycle 2273, check release date of March 31, 2021 and include an updated CMI for the January MDS collection.

Should you have any questions, please direct them through plaintiffs' counsel, F. Paul Greene at Harter, Secrest and Emery, LLP.

Sincerely,

A handwritten signature in black ink, appearing to read "Laura Rosenthal".

Laura Rosenthal, Director  
Bureau of Residential Health Care Reimbursement  
Division of Finance and Rate Setting  
Office of Health Insurance Programs