

.09 Local Office Hearing Request Procedures - Adjusting Benefits

DO NOT stop or reduce benefits that have been continued pending the hearing decision.

EXCEPTION

Stop or reduce benefits based on the following actions, while the hearing is pending:

- The Hearing Officer makes a written preliminary finding that the only issues are of federal or state law AND FAA took the proper action.
- A mass change is implemented after continuation that affects eligibility or benefit level.
- The appellant withdraws the request for a Fair Hearing.
- The appellant fails to appear for a scheduled hearing without notifying the [Office of Appeals](#).

A subsequent change occurs after continuation of benefits and the change is for reasons other than those given in the hearing request.

NOTE Notify the appellant allowing for [NOAA](#) when benefits are reduced or stopped while the hearing is pending.