

.06 Hearing Decision Implementation – Reversed Decision

REVISION 41
(04/01/16 - 05/31/16)

When a hearing decision reverses FAA's original determination, and the benefits were continued pending the hearing, the following apply:

- Document the case file with the results of the decision.
- Send all appropriate notices to inform the appellant of the decision and its effect on eligibility and benefit levels.

WARNING

When the participant receives a notice of discontinuance and files a FH before the effective date of closure, they are eligible for continued benefits.

When the Administrative Law Judge remands the issue back to the local office for a new determination, the participant has the option to file a FH on the new decision. When the participant files a FH on the new decision, the participant is entitled to request continued benefits under the new timeframe.

Complete the following when benefits were not continued:

- When the case was closed, reopen the case on REPT and complete the eligibility determination when benefits were stopped.
- When benefits were reduced, increase the benefits based on the hearing decision.

NOTE Increase the benefits even when the local office plans to submit a [Petition to Review](#) with the [Appeals Board](#).

- Determine and authorize all appropriate supplemental benefits.
- Send all appropriate notices to inform the PI of the decision and its effect on eligibility and benefit levels.