

## .08 Local Office Hearing Request Procedures - Continuing Benefits

**REVISION 25**  
(07/01/13 – 09/30/13)

Continue benefits at the level received immediately before the [adverse action](#) when the appellant requests both of the following:

- A hearing prior to the effective date of adverse action
- Continuation of benefits

### CA EXCEPTION

When the fair hearing is filed timely for a sanction, benefits must be continued, even when the participant has not requested them. End the sanction on **DISA** and restore CA benefits to 100%. Send the [appropriate notice](#).

When a hearing decision affirms **FAA's** original determination, see [Hearing Decision Affirmed](#).

[For MA after 2013](#)  
[See the EPM](#)

### WARNING

DO NOT continue benefits in any of the following circumstances:

- The hearing request is for a denial.
- The appellant waives the right to continued benefits.
- The hearing request is the result of a [mass change](#) and FAA's fair use of the law is not in question.
- The approval period has ended, such as NA, TPEP, TBA, or TMA.
- When a hearing decision is in favor of the FAA action taken on NA.

NOTE Determine whether good cause exists when the hearing request is not received by the effective date of adverse action and the appellant is requesting continued benefits.