

**Department of Health and Human Services
DEPARTMENTAL APPEALS BOARD
Appellate Division**

John Thomas Gordon, D.D.S.
Docket No. A-19-114
Decision No. 2971
September 26, 2019

**DETERMINATION TO DECLINE REVIEW OF
ADMINISTRATIVE LAW JUDGE DECISION**

After reviewing the record to evaluate the issues presented by John Thomas Gordon, D.D.S. (Petitioner) in his appeal of the decision of the administrative law judge in *John Thomas Gordon, D.D.S.*, DAB CR5358 (2019) (ALJ Decision), we have determined that we need not render a separate decision. Petitioner's notice of appeal does not specify any exceptions to the ALJ Decision, as required by 42 C.F.R. § 1005.21(c), but only seeks relief in equity, which the Board has no authority to grant. *Kenneth Schrager*, DAB No. 2366, at 6 (2011). Pursuant to 42 C.F.R. § 1005.21(g), we therefore decline review of and summarily affirm the administrative law judge's decision.

_____/s/
Leslie A. Sussan

_____/s/
Constance B. Tobias

_____/s/
Christopher S. Randolph
Presiding Board Member