

Reasons for Decision:

Order #AP2021-0196

On <date removed>, the appellant filed an appeal of the decision of the Director to deny them an allowance for a high fiber, low carbohydrate therapeutic diet. No decision letters were submitted as evidence.

The appellant was accompanied at the hearing by their adult child, <name removed>.

At the hearing, the appellant indicated their doctor recommended they be on a low sugar and high fiber diet. The appellant also takes several supplements for their <medical condition removed>, including vitamin D3, zinc, magnesium, calcium, and collagen.

The Department stated the appellant's doctor requested a high fiber and low carbohydrate diet for <medical condition removed>. The appellant's doctor noted on the therapeutic diet request form that the <medical condition removed> was diagnosed in <year removed>, and was <text removed>. There was no information provided on the form with regard to current treatment for the condition.

The Department contacted the appellant's doctor, and was informed that they were not receiving any treatment. The appellant's doctor also told the Department that their <medical condition removed> was no longer <text removed>.

The Department denied the appellant's therapeutic diet as there was no current diagnosis that required the requested diet. Additionally, there was insufficient objective medical information that would justify providing them with a therapeutic diet allowance.

In response to a question from the Board, the Department stated it can re-assess the appellant's request if they were to provide it with additional objective medical information.

The Board asked the appellant about the current status of their condition. The appellant responded, indicating they are doing better than when first diagnosed. The appellant sees their doctor regularly to keep track of the <medical condition removed>.

After reviewing the evidence presented to it, the Board determines that the appellant's therapeutic diet request form contained insufficient information to support their request. The Board determines the Department has assessed the appellant's dietary needs according to the legislation and regulations, and confirms the Director's decision to deny the high fiber, low carbohydrate diet allowance.

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