§ 408.1021 How does the reconsidered determination affect you?

The reconsidered determination is binding unless—
(a) You request a hearing before an administrative law judge within the stated time period and a decision is made;
(b) The expedited appeals process is used; or
(c) The reconsidered determination is revised.

§ 408.1022 How will we notify you of our reconsidered determination?

We will mail a written notice of the reconsidered determination to you at your last known address. We will state the specific reasons for the determination and tell you about your right to a hearing. If it is appropriate, we will also tell you how to use the expedited appeals process.

EXPEDITED APPEALS PROCESS

§ 408.1030 When can you use the expedited appeals process?

(a) General rules. Under the expedited appeals process (EAP), you may go directly to a Federal District Court without first completing the administrative review process. For purposes of this part, we use the same EAP rules we use in the title XVI program (see §§ 416.1423–416.1428 of this chapter) except as noted in paragraph (b) of this section.
(b) Exceptions. In § 416.1425, the words “one of our offices” in paragraph (b) are deemed to read “any of the offices listed in § 408.1009(b)” and the reference in the last sentence of § 416.1411 to “§ 408.1011” is deemed to read “§ 408.1011.”

ADMINISTRATIVE LAW JUDGE HEARING PROCEDURES

§ 408.1045 What procedures apply if you request an ALJ hearing?

(a) General rules. For purposes of this part, we use the same rules on ALJ hearing procedures that we use in the title XVI program (see §§ 416.1444–416.1461 of this chapter), except as noted in paragraph (b) of this section.
(b) Exceptions. (1) In § 416.1446(b)(1), the last sentence does not apply under this part.
(2) In § 416.1452(a)(1)(i), the words “supplemental security income” are deemed to read “SVB.”
(3) In § 416.1457, the provisions of paragraph (c)(4) do not apply under this part.

APPEALS COUNCIL REVIEW

§ 408.1050 When can you request Appeals Council review of an ALJ hearing decision or dismissal of a hearing request?

(a) General rules. For purposes of this part, we use the same rules on Appeals Council review that we use in the title XVI program (see §§ 416.1467–416.1482 of this chapter), except as noted in paragraph (b) of this section.
(b) Exceptions. (1) In § 416.1468(b), the words “one of our offices” in the third sentence are deemed to read “any of the offices listed in § 408.1009(b).”
(2) In § 416.1469(d), the last sentence does not apply under this part.
(3) In § 416.1471, paragraph (b) does not apply under this part.
(4) In § 416.1482, the reference to “§ 416.1411” in the last sentence is deemed to read “§ 408.1011.”

COURT REMAND CASES

§ 408.1060 What happens if a Federal Court remands your case to the Commissioner?

For purposes of this part, we use the same rules on court remand cases that