

SOCIAL SECURITY ADMINISTRATION  
OFFICE OF HEARINGS OPERATIONS

NOTICE REGARDING SUBSTITUTION OF PARTY UPON DEATH OF CLAIMANT

NOTE: Please read the PRIVACY ACT/PAPERWORK ACT statement and the statements below. Then print, write, or type your response to the statements in the space provided below. If you need additional space, attach a separate page to this form.

Name of Deceased Claimant	Claim for
Wage Earner's Name	Social Security Number

I have been informed that the claimant had requested a hearing but died before action on the request was completed. I understand that the deceased claimant's request for hearing will have to be dismissed unless an eligible person is substituted. My relationship to the deceased claimant is:

- Widow / Widower  Surviving Divorced Spouse  
If you have checked either of the above boxes and have in your care the deceased's child (children) who is (are) under age 16 or disabled, check here
- Child  Disabled Child  
 Parent  Administrator / Executor of Estate  
 Other (Describe) \_\_\_\_\_

Check *either* 1 or 2

1. I wish to be made a substitute party and to proceed with the hearing requested by the deceased. Check *either* a or b.
- a. I want to come to the hearing in person  
 b. I do not want to come to the hearing in person, and I request a decision be made without a hearing
2. I do not wish to proceed with the hearing requested by the deceased, and I ask that the request for hearing be dismissed.

Signature (First Name, Middle Initial, Last Name) SIGN HERE	Date (Month, Day, Year)
Print or Type Full Name	Area Code and Telephone Number
Mailing Address (Number and Street Address, P.O. Box or Rural Route)	
City, State and Zip Code	

Form HA-539 (11-2010) EF (09-2018)

**Privacy Act Statement  
Collection and Use of Personal Information**

**See Revised  
Privacy Act  
Statement**

~~Sections 205(a), 1631(e), and 1869(b) and (c) of the Social Security Act, allow us to collect this information. Furnishing us this information is voluntary. However, failing to provide all or part of the information may prevent us from making an accurate decision on your claim and could result in the loss of benefits.~~

~~We will use the information you provide to assist us in making a decision on your claim. We may also share your information for the following purposes, called routine uses:~~

- ~~1. To Federal, State, or local agencies (or agents on their behalf) for administering cash or non-cash income maintenance or health maintenance programs; and~~
- ~~2. To student volunteers and other workers, who technically do not have the status of Federal employees, when they are performing work for Social Security Administration (SSA) as authorized by law, and they need access to personally identifiable information in SSA records in order to perform their assigned agency functions.~~

~~In addition, we may share this information in accordance with the Privacy Act and other Federal laws. For example, where authorized, we may use and disclose this information in computer matching programs, in which our records are compared with other records to establish or verify a person's eligibility for Federal benefit programs and for repayment of incorrect or delinquent debts under these programs.~~

~~A list of additional routine uses is available in our Privacy Act System of Records Notice (SORN) 60-0089, entitled Claims Folders Systems, as published in the Federal Register (FR) on April 1, 2003, at 68 FR 15784. Additional information, and a full listing of all of our SORNs, is available on our website at <https://www.ssa.gov/privacy/>.~~

**See Revised PRA Statement**

~~**Paperwork Reduction Act Statement** - This information collection meets the requirements of 44 U.S.C. § 3507, as amended by section 2 of the Paperwork Reduction Act of 1995. You do not need to answer these questions unless we display a valid Office of Management and Budget control number. We estimate that it will take about 5 minutes to read the instructions, gather the facts, and answer the questions. **SEND OR BRING THE COMPLETED FORM TO YOUR LOCAL SOCIAL SECURITY OFFICE. You can find your local Social Security office through SSA's website at [www.socialsecurity.gov](http://www.socialsecurity.gov). Offices are also listed under U.S. Government agencies in your telephone directory or you may call Social Security at 1-800-772-1213 (TTY 1-800-325-0778).** You may send comments on our time estimate above to: SSA, 6401 Security Blvd, Baltimore, MD 21235-6401. Send only comments relating to our time estimate to this address, not the completed form.~~

***SSA will insert the following revised Privacy Act Statement into the form as soon as possible:***

**Privacy Act Statement  
Collection and Use of Personal Information**

Sections 205(a), 1631(e), and 1869(b)(1) and (c) of the Social Security Act, as amended, allow us to collect this information. Furnishing us this information is voluntary. However, failing to provide all or part of the information may deny individuals who qualify for benefits under the claim of a deceased individual the right to pursue the claim.

We will use the information you provide to establish a substitute party for the deceased claimant named on the form and determine benefits eligibility. We may also share your information for the following purposes, called routine uses:

- To specified business and other community members and Federal, State and local agencies for verification of eligibility for benefits under section 1631(e) of the Social Security Act; and
- To contractors and other Federal Agencies, as necessary, for the purpose of assisting us in the efficient administration of our programs. We will disclose information under this routine use only in situations in which we may enter into a contractual or similar agreement to obtain assistance in accomplishing an SSA function relating to this system of records.

In addition, we may share this information in accordance with the Privacy Act and other Federal laws. For example, where authorized, we may use and disclose this information in computer matching programs, in which our records are compared with other records to establish or verify a person's eligibility for Federal benefit programs and for repayment of incorrect or delinquent debts under these programs.

A list of additional routine uses is available in our Privacy Act System of Records Notices (SORN) 60-0089, entitled Claims Folders System, as published in the Federal Register (FR) on October 31, 2019, at 84 FR 58422; and 60-0090, entitled Master Beneficiary Record, as published in the FR on January 11, 2006, at 71 FR 1826. Additional information, and a full listing of all our SORNs, is available on our website at [www.ssa.gov/privacy](http://www.ssa.gov/privacy).

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**Paperwork Reduction Act Statement** - This information collection meets the requirements of 44 U.S.C. § 3507, as amended by section 2 of the Paperwork Reduction Act of 1995. You do not need to answer these questions unless we display a valid Office of Management and Budget (OMB) control number. We estimate that it will take about 5 minutes to read the instructions, gather the facts, and answer the questions. ***Send only comments regarding this burden estimate or any other aspect of this collection, including suggestions for reducing this burden to: SSA, 6401 Security Blvd, Baltimore, MD 21235-6401.***