

STATE OF MICHIGAN
STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF:

██████████,
By his adoptive mother,
Petitioner ██████████

Reg. No.: 2007-16118
Issue No.: 6004
Case No.: ██████████
Load No.: ██████████
Hearing Date:
April 16, 2009
Adoption Subsidy - Lansing

ADMINISTRATIVE LAW JUDGE: Linda Steadley Schwarb

ORDER OF DISMISSAL

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 upon Petitioner's request for a hearing filed on March 6, 2007 to protest the Department's refusal to increase her son's Adoption Subsidy. A hearing was noticed for Thursday, April 16, 2009 at 10:00am in the Detroit Office of the State Office of Administrative Hearings and Rules.

Petitioner's notice of hearing was sent to her home address where she currently receives Adoption Subsidy payments on behalf of her son. Petitioner's notice of hearing was not returned as undeliverable by the U.S. Postal Authorities.

Despite due notice, the Petitioner failed to appear at the hearing or present a good cause reason for not doing so. MAC R 400.906 provides that the Department shall dismiss a request for hearing if the Petitioner abandons the hearing by failing, without good cause, to appear at the scheduled hearing.

Accordingly, Petitioner's request for a hearing is HEREBY DISMISSED without prejudice.

/s/
Linda Steadley Schwarb
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: 07/14/09

Date Mailed: 07/14/09

NOTICE: The law provides that within 60 days of mailing of the above Decision and Order the claimant may appeal the Decision to the probate court for the county in which the petition for adoption was filed. If the adoptee is a resident of the State, the petition may be filed in the probate court for the county in which the adoptee is found. Administrative Hearings, on its own motion, or on request of a party within 60 days of the mailing date of this Decision and Order, may order a rehearing.

LSS/jlg

cc:

