

STATE OF MICHIGAN
STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF: [REDACTED],
Claimant

Reg. No: 2009-14931
Issue No: 2014; 4013
Case No: [REDACTED]
Load No: [REDACTED]
Hearing Date:
July 15, 2009
Kent County DHS

ADMINISTRATIVE LAW JUDGE: William A. Sundquist

ORDER OF DISMISSAL

This matter is before the undersigned Administrative Law Judge by authority of MCL 400.9; and MCL 400.37 upon claimant's request for a hearing filed on June 27, 2008. After due notice, a hearing was held July 15, 2009.

Prior to the closure of the hearing record, the claimant said he never requested the hearing nor wanted one on the negative action: Medicaid/SDA termination on June 24, 2008 based on excess income per PEM 500.

Notice of DHS dismissal date signed September 12, 2008 by the ALJ states:

An administrative hearing was scheduled on the above-mentioned date (September 8, 2008). Since the hearing, the Social Security Administration (SSA) has found that the claimant has been "disabled" since March 2007. Thus, the claimant is eligible for Medical Assistance (MA-P) and State Disability Assistance.

2009-14931/was

Administrative hearings' jurisdiction ends when SSA determines "disability" per PEM 260, page 2 and 3. Therefore, this Administrative Law Judge does not retain jurisdiction in this matter and the claimant's request for a hearing is DISMISSED.

/s/

William A. Sundquist
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: August 10, 2009

Date Mailed: August 10, 2009

NOTICE: Administrative Hearings may order a rehearing or reconsideration on either its own motion or at the request of a party within 30 days of the mailing date of this Decision and Order. Administrative Hearings will not order a rehearing or reconsideration on the Department's motion where the final decision cannot be implemented within 90 days of the filing of the original request.

The Claimant may appeal the Decision and Order to Circuit Court within 30 days of the receipt of the Decision and Order or, if a timely request for rehearing was made, within 30 days of the receipt date of the rehearing decision.

WAS/tg

cc:

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