

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: 2009-24984
Issue No: 1000
Case No: [REDACTED]
Load No: [REDACTED]
Hearing Date:
July 16, 2009
Saginaw County DHS

ADMINISTRATIVE LAW JUDGE: Gary F. Heisler

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. After due notice, a hearing was held July 16, 2009.

Prior to the closure of the hearing record it was determined that the request for hearing Claimant submitted in this case was moot because the Department subsequently granted Claimant a temporary deferral and her Family Independence Program (FIP) case remained open. The proposed action in the Department's Notice of Case Action (DHS-1605) dated January 12, 2009, was not taken. Claimant's Family Independence Program (FIP) case was closed on June 10, 2009, due to circumstances which occurred months after the written request for hearing in this record. Claimant was advised to submit a written request for hearing regarding the case closure on June 10, 2009, in order to create jurisdiction for an Administrative Law Judge to provide a hearing on those circumstances.

Therefore, it is not necessary for the Administrative Law Judge to decide the matter that was in dispute in January 2009.

Type Header Info

Pursuant to MAC R 400.906 and 400.903, claimant's hearing request is HEREBY
DISMISSED, because the proposed department action of January 12, 2009, never occurred.

/s/

Gary F. Heisler
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: July 28, 2009

Date Mailed: July 29, 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 60 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.

GFH 

cc: 