

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: 2009-26528

Issue No: 2000

Case No: [REDACTED]

Load No: [REDACTED]

Hearing Date:

August 3, 2009

Oakland County DHS

ADMINISTRATIVE LAW JUDGE: Jonathan W. Owens

ORDER OF DISMISSAL

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 upon Claimant's request for a hearing. After due notice, a hearing was held on August 3, 2009. Claimant appeared and testified.

Under Program Administrative Manual Item 600, clients have the right to contest any agency decision affecting eligibility or benefit levels whenever they believe the decision is illegal. The agency provides an Administrative Hearing to review the decision and determine if it is appropriate. Agency policy includes procedures to meet the minimal requirements for a fair hearing. Efforts to clarify and resolve the client's concerns start when the agency receives a hearing request and continues through the day of the hearing.

In the present case, on April 28, 2009, the Claimant requested a hearing, protesting case denial for failure to return verifications. The Department had failed to send a verification checklist to the Claimant's representative listed on the application. The Walled Lake District had received only part of the application submitted by the Claimant's representative at the Wayne

district county office. When the Walled Lake received the application it was in fact missing part of the file but the application did list the representative on the application. During the hearing the Department agreed to reprocess the Claimant's application. The Claimant agreed to this action being taken by the Department.

Since the Department and Claimant have reached an agreement, there is nothing for this Administrative Law Judge to consider therefore this case is DISMISSED.

/s/

Jonathan W. Owens
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: 8/25/09

Date Mailed: 8/26/09

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.

JWO/at

cc:

