

STATE OF MICHIGAN
STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES
ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF:

[REDACTED]

Reg No. 200930563
Issue No. 2009; 4031
Case No. [REDACTED]
Load No. [REDACTED]
Hearing Date: September 3, 2009
Alpena County DHS

ADMINISTRATIVE LAW JUDGE: Carmen G. Fahie

HEARING DECISION

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9; MSA 16.409 and MCL 400.37; MSA 16.437 upon the claimant's June 26, 2009 request for a hearing to protest the department's denial of the claimant's Medical Assistance and State Disability Assistance. After due notice, a telephone hearing was held on Thursday, September 3, 2009. The claimant personally appeared and testified with his sister, [REDACTED] and attorney [REDACTED].

ISSUE

Whether claimant meets the disability criteria for Medical Assistance (MA-P) and State Disability Assistance?

FINDINGS OF FACT

The Administrative Law Judge, based upon the competent, material, and substantial evidence on the whole record, finds a material fact:

1. On January 16, 2009, claimant applied for MA-P and SDA without filing an application for retroactive MA-P.
2. Subsequent to the hearing, the Social Security Administration determined that the claimant met the disability criteria for the SSI program with a disability onset date of [REDACTED].
3. This Administrative Law Judge finds that the claimant was approved through Social Security Administration for SSI with a disability onset date of [REDACTED] which entitles him to retroactive MA-P to May 2010. This Administrative Law Judge finds that the claimant was eligible for MA-P retroactive to January 2009 based on the objective medical evidence on the record.

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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 mailing 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.

CGF/vc

cc:

