

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: 2009-34685
Issue No: 3002
Case No: [REDACTED]
Load No: [REDACTED]
Hearing Date:
October 6, 2009
Kalamazoo County DHS

ADMINISTRATIVE LAW JUDGE: Suzanne L. Keegstra

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 August 26, 2009. After due notice, a hearing was held October 6, 2009.

Prior to the closure of the hearing record, it was determined that the claimant was trying to appeal a previous decision by an Administrative Law Judge from an August 11, 2009 hearing. The claimant indicated that he wanted to appeal the decision of that Administrative Law Judge and that this was not a new or separate appeal. Thus, this appeal was scheduled incorrectly and should have been scheduled as a rehearing request.

Therefore, it is not necessary for the Administrative Law Judge to decide the matter that was in dispute. The hearing request was turned in timely for a rehearing request and was incorrectly scheduled.

Thus, this Administrative Law Judge does not have jurisdiction over this issue and will dismiss this hearing request to be referred to rehearings and rescheduled.

/s/

Suzanne L. Keegstra
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: October 14, 2009

Date Mailed: October 20, 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.

SLK 

cc:

