IN THE MATTER OF: ███████,

          Claimant

Reg. No: 2009-36399
Issue No: 3002;3003;1015
Case No: ███████
Load No: ███████
Hearing Date:
October 29, 2009
Wayne County DHS

ADMINISTRATIVE LAW JUDGE: Robert J. Chavez

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 October 29, 2009.

Prior to the close of the hearing record, the Administrative Law Judge was advised by the Department representative that claimant's FAP and FIP budget was computed incorrectly. The Department agreed to recalculate claimant's budget and restore the correct amount of benefits retroactive to the date of negative action. Should the claimant be aggrieved by this new calculation, claimant reserves the right to request a hearing on this new calculation.

Therefore, it is not necessary for the Administrative Law Judge to decide the matter that is in dispute. Pursuant to MAC R 400.906 and 400.903, claimant's hearing request is HEREBY

DISMISSED, because the claimant is no longer aggrieved by the Department action.

_____

_____
Robert J. Chavez
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: _12/10/09_

Date Mailed: _12/11/09_

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 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.

RJC/dj

cc: