

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: 2009-37199  
Issue No: 3000  
Case No: [REDACTED]  
Load No: [REDACTED]  
Hearing Date:  
October 22, 2009  
Eaton County DHS

ADMINISTRATIVE LAW JUDGE: Ivona Rairigh

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 September 14, 2009. After due notice, a hearing was held October 22, 2009.

Department's Hearing Summary indicates that claimant had a Food Assistance Program (FAP) application in Wayne County, but then moved to Eaton County. Eaton County DHS requested claimant's case record from Wayne County DHS, but it took about 6 months for the case to be transferred, despite repeated requests from Eaton County. Claimant's FAP case was opened in July, 2009 and she was issued retroactive FAP benefits. Claimant states her FAP issue has indeed been resolved, but that she requested a hearing on State Emergency Relief (SER) application denial that occurred sometimes in July, 2009. Claimant however wrote on her hearing request that she is requesting a hearing for "Res Help", meaning SER help. Department therefore did not prepare materials for this hearing addressing SER. This Administrative Law Judge agrees that it would have been difficult for the department to conclude that the claimant was indeed requesting a hearing on this program. Claimant's case is now in Ingham County

DHS, so what occurred on her SER cannot be addressed, as the information is in her file in that county. Furthermore, the caseworker that handled SER is not available for the hearing.

Claimant testified that she has been trying to get in touch with her Ingham County DHS caseworker for about three weeks without success. Claimant further states that she is living in temporary housing but must move out of there by the end of this month, and therefore needs to have her housing needs addressed through the SER program. Claimant was advised to visit Ingham County DHS in person, explain her situation, and request an appointment be set up with her caseworker.

Therefore, it is not necessary for the Administrative Law Judge to decide the matter that was in dispute. Pursuant to MAC R 400.906 and 400.903, claimant's hearing request is HEREBY DISMISSED, because claimant is no longer aggrieved by a department action on her FAP case.

/s/\_\_\_\_\_  
Ivona Rairigh  
Administrative Law Judge  
for Ismael Ahmed, Director  
Department of Human Services

Date Signed: October 28, 2009

Date Mailed: October 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.

IR [REDACTED]

cc: [REDACTED]