

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: 2009-6854
Issue No: 3002-4013
Case No: [REDACTED]
Load No: [REDACTED]
Hearing Date:
March 23, 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 telephone hearing was held on March 23, 2008. Claimant's mother 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 December 2, 2008, Claimant requested a hearing, protesting the change in his FAP and SDA benefits. The Department conceded that the amount of FAP benefit was incorrect and agreed to complete a new budget using 4 months of income in order to determine a more accurate monthly income amount. The Department agreed to supplement the

Claimant for any loss in benefit. The Claimant conceded that the Department was correct in closing the Claimant's SDA case since he now exceeded the monthly amount of income allowed in order to be eligible for SDA.

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: 4/20/09

Date Mailed: 4/22/09

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:



