

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: 2009-22791
Issue No: 2000
Case No: [REDACTED]
Load No: [REDACTED]
Hearing Date:
September 10, 2009
Newaygo County DHS

ADMINISTRATIVE LAW JUDGE: Gary F. Heisler

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. After due notice, a hearing was held September 10, 2009.

Prior to the closure of the hearing record it was determined that Claimant's request for hearing was received 91 days after the date of written notice of case action from the Department of Human Services. Program Administrative Manual (PAM) 600 clearly states that a request for hearing must be received within the Department of Human Services within 90 days of the date of written notice of case action. There is no jurisdiction for an Administrative Law Judge to hear this case.

Pursuant to MAC R 400.906 and 400.903, claimant's hearing request is HEREBY
DISMISSED.

/s/ _____
Gary F. Heisler
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: October 14, 2009

Date Mailed: October 16, 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 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.

GFH 

cc:

