

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: 2009-33109
Issue No: 2000; 3000
Case No: [REDACTED]
Load No: [REDACTED]
Hearing Date:
September 22, 2009
Livingston 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 22, 2009.

Prior to the closure of the hearing record it was determined that Claimant did not submit her hearing request within 90 calendar days from the date of the written notice of case action. The notice of case action was dated March 9, 2009. Claimant submitted her request for hearing on August 18, 2009. Bridges Administrative Manual (BAM) 600 establishes the requirement to file a request for hearing within 90 calendar days. In this case there is no jurisdiction for an Administrative Law Judge to review the Department's action.

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

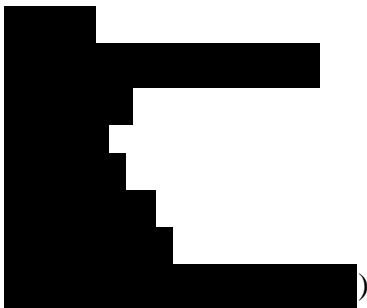
Date Mailed: October 16, 2009

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 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.

GFH 

cc:

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