

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: 2009-35740

Issue No: 3022

Case No: [REDACTED]

Load No: [REDACTED]

Hearing Date:

October 13, 2009

Saginaw County DHS

ADMINISTRATIVE LAW JUDGE: Suzanne L. Keegstra

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 10, 2009. After due notice, a hearing was held October 13, 2009.

Prior to the closure of the hearing record, the department agreed to re-open the claimant's case back to the date of closure, August 31, 2009. The claimant's case was due for a redetermination in the month of August, 2009. The claimant was mailed an appointment notice, scheduling the claimant's personal interview. The claimant called the morning of the interview and indicated he was sick and had to reschedule. The department had no telephone number to contact the claimant to reschedule. Due to a system error, the Bridges computer system did not send out a Notice of Missed Appointment (DHS-254), informing the claimant that he had to call the department to reschedule the interview. Thus, due to this error, it is possible that the claimant did not know that he had to call the department to reschedule his interview. Due to this, the department agreed to re-open the claimant's case back to the date of closure and issue the retroactive benefits to the claimant. It is noted that the claimant re-applied and

2009-35740/GFH

was approved for FAP benefits on September 10, 2009, so the claimant will only be eligible for nine days of retroactive benefits.

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.

/s/ _____
Suzanne L. Keegstra
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: October 20, 2009

Date Mailed: October 26, 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.

SLK 

cc:

