

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: 20104367
Issue No: 1000
Case No: [REDACTED]
Load No: [REDACTED]
Hearing Date:
February 24, 2010
Wayne County DHS

ADMINISTRATIVE LAW JUDGE: Robert J. Chavez

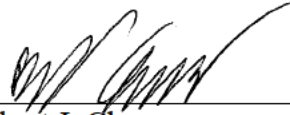
ORDER OF DISMISSAL

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 hearing was held on February 24, 2010.

Prior to the close of the hearing record, the Administrative Law Judge was notified that claimant's hearing request in this matter was not timely. Claimant requested a hearing on October 12, 2009 for a negative action of October 7, 2008. BAM 600 provides that a claimant has 90 days from the date of negative action to request a hearing. Claimant has not done so and gave no good reason for failing to do so.

Therefore, the Administrative Law Judge is unable decide the matter that is in dispute. Pursuant to MAC R 400.906 and 400.903, claimant's hearing request is HEREBY DISMISSED,

because the Administrative Law Judge lacks jurisdiction to adjudicate the Department action.



Robert J. Chavez
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: 03/17/10

Date Mailed: 03/17/10

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.

RJC/dj

cc:

