

STATE OF MICHIGAN
STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES
ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF:

[REDACTED]

Reg. No: 2010-52912

Issue No: 2014

Case No: [REDACTED]

Load No: [REDACTED]

Hearing Date:

January 6, 2011

Grand Traverse County DHS

ADMINISTRATIVE LAW JUDGE: Landis Y. Lain

HEARING DECISION

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 January 6, 2011. Claimant personally appeared and testified.

ISSUE

Did the Department of Human Services (the department) properly determine that claimant's spend-down amount was appropriate?

FINDINGS OF FACT

The Administrative Law Judge, based upon the competent, material and substantial evidence on the whole record, finds as material fact:

- (1) The department conceded on the record that it was uncertain that it had made the appropriate decision in determining the amount of claimant's spend-down. Therefore a settlement was reached on the record. The settlement terms are that the department agreed to reassess claimant's eligibility for Medical Assistance benefits and for the spend-down amount if there is one.

DECISION AND ORDER

The Administrative Law Judge, based upon the above findings of fact and conclusions of law, decides that the department and claimant agreed that the case would be reversed and the department would reinstat e claimant's Medical Assistance application. The department agreed that it would reassess claimant's eligibility for Medicaid and/or a spend-down and also the spend-down amount.

