

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: 2010-7905

Issue No: 2006; 3008

Case No: [REDACTED]

Load No: [REDACTED]

Hearing Date:

February 10, 2010

Jackson County DHS

ADMINISTRATIVE LAW JUDGE: Marya A. Nelson-Davis

HEARING DECISION

The law, MCL 24.278(2); MSA 3.560(178)(2) provides that a disposition may be made of a contested case hearing by stipulation or agreed settlement. In this case, Claimant filed a hearing request, protesting the denial of Adult Medical Program (AMP) benefits and Food Assistance Program (FAP) benefits due to a failure to provide verification of income and assets in a timely manner. On the day of the administrative hearing, the Department and Claimant agreed that she did not refuse to cooperate with the Department in providing verification needed to determine her continued eligibility for AMP and FAP. The Department agreed to redetermine Claimant's eligibility for AMP and FAP in accordance with the applicable law and policy.

Claimant retains a right to request a hearing on the above AMP and FAP eligibility determination as long as she does so within 90 days from the date of the department's written notice, pursuant to PAM Item 600.

Accordingly, 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 she is no longer aggrieved by the Department's action.

DECISION AND ORDER

The Administrative Law Judge based on the agreed upon settlement ORDERS that Claimant's hearing request is DISMISSED; and the department shall initiate a determination of whether Claimant continues to be eligible for AMP and FAP in accordance with the applicable law and policy.

/s/
Marya A. Nelson-Davis
Administrative Law Judge
for Ishmeal Ahmed, Director
Department of Human Services

Date Signed March 29, 2010

Date Mailed March 30, 2010

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 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.

2009-18667/mand

MAND/db

cc:

