

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: 2010-11116

Issue No: 2000

Case No: [REDACTED]

Load No: [REDACTED]

Hearing Date: [REDACTED]

[REDACTED]

Houghton 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 telephone hearing was held [REDACTED]

Prior to the closure of the hearing record it was determined that the issue Claimant raised in his October 9, 2009 hearing request had already been addressed by the Department and changed. Claimant was sent notice on October 13, 2009 of the change the Department made in response to his hearing request. No written request for a hearing on the October 13, 2009 Notice of Case Action (DHS-1605) is in this record. In accordance with PAM 600 a hearing cannot be conducted without a written request for hearing submitted within 90 days of the date of the notice of case action.

Therefore, it is not necessary for the Administrative Law Judge to decide the matter that was in dispute because it has been changed and no longer exists. 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: April 5, 2010

Date Mailed: April 6, 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 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.

GFH/alc

cc:

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