

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: 20111993

Issue No: 5000

Case No: [REDACTED]

Load No: [REDACTED]

Hearing Date:

January 19, 2011

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 January 19, 2011.

Prior to the close of the hearing record, the Administrative Law Judge was made aware that the matter before the Administrative Law Judge had already been adjudicated. A settlement and order was issued on the matter at hand in December 2010.

BAM 600 requires an actual dispute in order to hold a hearing. Claimant stated that she no longer had a grievance to be addressed, as the grievance stated in her request for hearing had been resolved. While claimant had a separate grievance in a different matter, this matter was not addressed in the claimant's hearing request, and is therefore inappropriate for hearing at this time. This other matter will be scheduled for hearing as soon as reasonably possible. Therefore, after reviewing the claimant's case

file, the Administrative Law Judge has determined that there is no jurisdiction to hear the case before him, as the case before him is moot.

Therefore, the Administrative Law Judge is unable to 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 has no jurisdiction to decide the matter at hand.



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Robert J. Chavez  
Administrative Law Judge  
for Maura Corrigan, Director  
Department of Human Services

Date Signed: 02/15/11

Date Mailed: 02/16/11

**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:

