

**STATE OF MICHIGAN
MICHIGAN ADMINISTRATIVE HEARING SYSTEM
ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES**

IN THE MATTER OF:

[REDACTED]

Reg. No.: 2011-33326
Issue No.: 2000
Case No.: [REDACTED]
Hearing Date: June 22, 2011
DHS County: Oakland (63-03)

ADMINISTRATIVE LAW JUDGE: Colleen M. Mamelka

STIPULATED HEARING DECISION

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 upon the Claimant's request for a hearing. After due notice, a telephone hearing was conducted from Detroit, Michigan, on Wednesday, June 22, 2011. The Claimant appeared, along with [REDACTED], and testified. [REDACTED] appeared on behalf of the Department of Human Services ("Department").

Prior to going on record, the Department determined that the incorrect income figure was used in determining the Claimant's Medical Assistance ("MA") eligibility. As a result, the Claimant was required to meet a deductible. The Department recalculated the Claimant's MA eligibility using the correct income figure and determined that the Claimant was entitled to full coverage under the AD-Care program effective September 1, 2010. The Claimant was in agreement with the new coverage. In light of the foregoing, there is no issue that needs to be adjudicated.

DECISION AND ORDER

The Administrative Law Judge, based on the above findings of fact and conclusions of law, finds the Department's initial MA determination was incorrect.

Accordingly, it is ORDERED:

1. The Department's January 18, 2011, determination is not upheld.
2. The Department shall, as agreed, activate coverage under the AD-Care program effective September 1, 2010.

3. The Department shall supplement for lost benefits (if any) that the Claimant was entitled to receive if otherwise eligible and qualified in accordance with Department policy.

Colleen M. Mamelka

Colleen M. Mamelka
Administrative Law Judge
For Maura Corrigan, Director
Department of Human Services

Date Signed: June 28, 2011

Date Mailed: June 30, 2011

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.

CMM/pf

cc:

