

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

IN THE MATTER OF:

[REDACTED]

Reg No: 2011-37544
Issue No: 4000

[REDACTED]

Muskegon County DHS

ADMINISTRATIVE LAW JUDGE: Aaron McClintic

ORDER DISMISSING HEARING

This matter is before the undersigned Administrative Law Judge upon pursuant to MCL 400. 9; MCL 400.37 upon Claimant's request for a hearing. After due notice, a telephone hearing was held on July 21, 2010. The Claimant's mother [REDACTED] appeared and testified. [REDACTED] appeared on behalf of the Department.

The regulations governing hearing and appeals for applicants and recipients of public assistance in Michigan are found in the Michigan Administrative Code. MAC R 400.901-.951. MAC R 400. 903 reads in part: An opportunity for a hearing shall be granted to an applicant who requests a hearing because his claim for assistance is denied or is not acted upon with reasonable promptness, and to any recipient who is aggrieved by a department action resulting in suspension, reduction, discontinuance, or termination of assistance.

In the present case, Claimant did not appear at hearing. Claimant's mother appeared but is not his authorized representative or his guardian. Claimant turned 18 several weeks prior to the request for hearing was signed by his mother. Claimant's mother had no authority to request a hearing or to represent Claimant at hearing.

Therefore this hearing is dismissed pursuant to MAC R 400.903(1). BAM 600.

Aaron McClintic

Aaron McClintic
Administrative Law Judge
for Maura D. Corrigan, Director
Department of Human Services

Date Signed: 8/3/11

Date Mailed: 8/3/11

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 60 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.

AM/ds

■ [REDACTED]