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

	TIL	A A	TTC	\mathbf{n}	~ E.
IN	ΙН	MΑ	TTE	ĸ	JF:



Adult Medical Assistance (AMP)

Reg. No. 201139438

Issue No. 2000

Case No. Hearing Date:

September 14, 2011

County: Wayne

ADMINISTRATIVE LAW JUDGE: Michael J. Bennnane

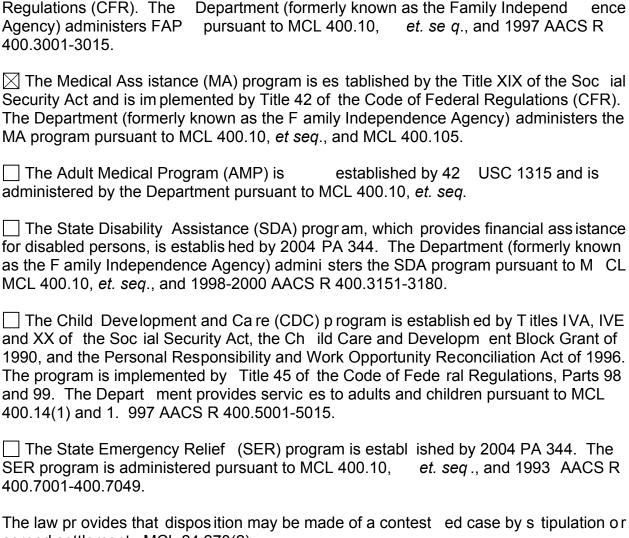
SETTLEMENT ORDER

This matter is before the undersigned Admini strative Law Judge pursuant to MCL 400.9 and MCL 400.37 following Claim ant's request for a hearing. After due notice, a telephone hearing was held on S eptember 14, 2011, in Detroi t, Michigan. Participant s on behalf of Claimant included Participants on behalf of the Department of Human Services (Department) included							
<u>ISS</u>	<u>UE</u>						
Whether the Department properly:							
☐ denied Claimant's application for benefits☐ closed Claimant's case for benefits☐ reduced Claimant's benefits☐ processed Claimant's application for benefits							
for:							
☐ Family Independence Program (FIP) ☐ Food Assistance Program (FAP) ☐ Medical Assistance (MA)	☐ State Disability Assistance (SDA) ☐ Child Development and Care (CDC) ☐ State Emergency Services (SER)						

FINDINGS OF FACT

The Administrative Law Judge, based upon t he competent, material, and substantial evidence on the whole record, finds as material fact:

1.	As of September 14, 2011, the Department:					
	 ☐ denied Claimant's application for benefits ☐ closed Claimant's case for benefits ☐ reduced Claimant's benefits ☒ failed to process Claimant's application for benefits 					
	under the following program(s):					
	☐ FIP ☐ FAP ☒ MA ☐ AMP ☐ SDA ☐ CDC ☐ SER.					
2.	On , the Department sent notice to Claimant (or Claimant's Authorized Hearing Representative) of the:					
	☐ denial ☐ Not Applicable ☐ closure ☐ reduction.					
3.	On July 1, 2011, Cla imant filed a request for hearing concerning the Department's action.					
CONCLUSIONS OF LAW						
Department policies are found in the Bridges Administrative Manual (BAM), the Bridges Eligibility Manual (BEM), the Reference Tables Manual (RFT), and the State Emergency Relief Manual (ERM).						
Respo 42 US Ageno 400.3	ne Family Independence Program (FIP) was established pursuant to the Personal consibility and W ork Opportunity Reconciliation Act of 1996, Public Law 104-193, SC 601, et. seq. The Department (formerly k nown as the Family Independence by) administers FIP pursuant to MCL 400.10, et. seq., and 1997 AACS R 101-3131. FIP r eplaced the Aid to Dependent Children (ADC) pr ogram effective er 1, 1996.					
progra	e Food Assistanc e Program (FAP) [form erly known as the Food Stamp (FS) am] is establis hed by the Food Stamp Act of 1977, as amended, and is mented by the federal regulations contained in Title 7 of the Code of Federal					



agreed settlement. MCL 24.278(2).

In the present case, Claimant requested a hearing to dispute the Department's action. Soon after commencement of the hearing, the parties testified that they had reached a settlement concerning the disputed action. Consequently, the Department agreed to do the following: process and register the claimant's July 21, 2011, MA application.

As a result of this settlement, Claimant no longer wish es to proceed with the hearing. As such, it is unnece essary for this Admi nistrative Law Judge to render a decise regarding the facts and issues in this case.

DECISION AND ORDER

The Administrative Law Judge concludes that the Department and Claimant have come to a settlement regarding Claimant's request for a hearing.

THE DEPARTMENT IS ORDERED TO DO THE FOLLOWING:

1. Process and register the claimant's July 21, 2011, MA application.

Administrative Law Judge for Maura Corrigan, Director Department of Human Services

Date Signed: September 23, 2011

Date Mailed: September 23, 2011

NOTICE: Administrative Hearings may or der 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 Hear ings will not orde rarehearing 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 ti mely request for rehearing was made, within 30 days of the receipt date of the rehearing decision.

Claimant may request a rehearing or reconsideration for the following reasons:

- A rehearing <u>MAY</u> be granted if there is newly discovered evidence that could affect the outcome of the original hearing decision.
- A reconsideration **MAY** be granted for any of the following reasons:
 - misapplication of manual policy or law in the hearing decision,
 - typographical errors, mathematical error, or other obvious errors in the hearing decision that effect the substantial rights of the claimant:
 - the failure of the ALJ to address other relevant issues in the hearing decision.

Request must be submitted through the local DHS office or directly to MAHS by mail at Michigan Administrative hearings

consideration/Rehearing Request

P. O. Box 30639

Re

Lansing, Michigan 48909-07322

2011-39438/MJB

MJB / cl

