

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

IN THE MATTER OF:

[REDACTED] 8

Reg. No.: 2011 39497  
Issue No.: 3052  
Case No.: [REDACTED]  
Hearing Date: July 21, 2011  
Office: Wayne County DHS (17)

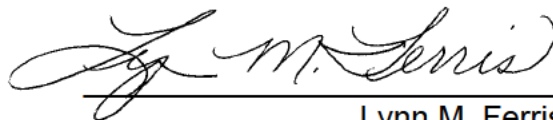
**ADMINISTRATIVE LAW JUDGE:** Lynn M. Ferris

**ORDER OF DISMISSAL**

This matter is before the undersigned by authority of MCL 400.9 and MCL 400.37 upon Claimant's request for a hearing filed on June 20, 2011. After due notice, a telephone hearing was held on July 21, 2011 from Detroit, Michigan.

Prior to the closure of the hearing record, the Department Representative, Minnie Egbuonu, Recoupment Specialist indicated that the action for recoupment of FAP benefits was in error. The Bridges System erroneously attempted to recoup FAP benefits retroactive to May 1, 2010 as a result of the recent change in BEM 245 student status requirements for receipt of FAP benefits. The Department agreed it was not entitled to recoup back FAP benefits, and acknowledged that the Bridges system incorrectly retroactively applied recoupment improperly and concluded that the recoupment would be zeroed-out. The Department agreed to the dismissal of its action for recoupment with prejudice.

Because the Department no longer seeks to pursue its action to establish a FAP overissuance and no longer seeks a recoupment it is not necessary for the undersigned to decide the matter that was in dispute. Pursuant to MAC R 400.906 and 400.903, The Departments' action seeking recoupment of FAP benefits is hereby DISMISSED WITH PREJUDICE.



Lynn M. Ferris  
Administrative Law Judge  
For Maura Corrigan, Director  
Department of Human Services

201139497/LMF

Date Signed: July 28, 2011

Date Mailed: July 29, 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.

LMF/hw

cc:

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