

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

IN THE MATTER OF:

[REDACTED]

[REDACTED]

[REDACTED]
Delta

ADMINISTRATIVE LAW JUDGE: Vicki L. Armstrong

HEARING DECISION

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 following a request for a hearing submitted by Claimant's Authorized Hearing Representative (AHR). After due notice, a telephone hearing was held on October 6, 2011. [REDACTED] appeared on behalf of Claimant. Participants on behalf of Department of Human Services (Department) included [REDACTED].

Prior to the close of this hearing, Claimant's representative presented evidence that the Verification Checklist was mailed to her deceased sister's address, then forwarded to her weeks later, causing her to be unable to meet the deadline. Once the department viewed the evidence supporting Claimant's representative's testimony, the department agreed to reprocess the original burial application dated July 25, 2011.

Therefore, it is not necessary for the Administrative Law Judge to decide the matter that was in dispute. Pursuant to Mich Admin Code, Rules 400.906 and 400.903, Claimant's hearing request is **HEREBY DISMISSED**, because Claimant is no longer aggrieved by a department action.

ORDER OF DISMISSAL

The Administrative Law Judge, based on the agreed upon settlement, **ORDERS** that Claimant's hearing request is dismissed and the department **SHALL** reprocess Claimant's burial application dated July 25, 2011. It is **SO ORDERED**.

/s/

Vicki L. Armstrong
Administrative Law Judge
For Maura Corrigan, Director
Department of Human Services

Date Signed: 10/12/11

Date Mailed: 10/12/11

NOTICE: Michigan Administrative Hearing System (MAHS) 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. MAHS 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 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.

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

- A rehearing **MAY** 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
Reconsideration/Rehearing Request
P. O. Box 30639
Lansing, Michigan 48909-07322

VLA/ds

