

STATE OF MICHIGAN
STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES
ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF:

[REDACTED]

Reg. No: 2011-9686
Issue No: 1000, 2000

[REDACTED]

ADMINISTRATIVE LAW JUDGE: Gary F. Heisler

ORDER OF DISMISSAL

This matter is before the undersigned Administrative Law Judge by authority of MCL 400.9; and MCL 400.37; upon claimant's request for a hearing. After due notice, a hearing was held February 10, 2011.

Prior to the closure of the hearing record Claimant presented evidence which showed she had good cause for not providing the necessary medical documents by October 1, 2010. The Department representative felt good cause had been shown and the proposed sanction of Claimant's cases was incorrect. It was explained to the Department representative that since good cause had been shown for Claimant's failure to comply with the terms of the First Non-Compliance Letter (DHS-754) a sanction could not be applied until Claimant was given another compliance test opportunity. The Department representative stated that in light of the evidence presented and events since the Notice of Case Action (DHS-1605) the case would be reinstated and a sanction would not be pursued.

Therefore, it is not necessary for the Administrative Law Judge to decide the matter that was in dispute. Pursuant to MAC R 400.906 and 400.903, claimant's hearing request is HEREBY DISMISSED.

_____/s/_____
Gary F. Heisler
Administrative Law Judge
for Maura D. Corrigan, Director
Department of Human Services

Date Signed: 2/17/11

Date Mailed: 2/17/11

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.

[REDACTED]

[REDACTED]

[REDACTED]