

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

IN THE MATTER OF:



Reg. No: 2011-14307
Issue No: 5008
Case No: [REDACTED]
Hearing Date: April 19, 2011
Genesee County DHS

ADMINISTRATIVE LAW JUDGE: Gary F. Heisler

HEARING DECISION

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9; and MCL 400.37 upon claimant's request for a hearing. After due notice, a hearing was held on April 19, 2011. Claimant appeared and testified.

ISSUE

Did the Department of Human Services properly withhold payment of approved relocation services due to Claimant's failure to verify her required payment within the allotted time?

FINDINGS OF FACT

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

1. On October 25, 2010, Claimant's application for relocation assistance was approved. The Decision Notice State Emergency Relief (DHS-1419) clearly stated that Claimant was required to provide proof of her required payment by November 10, 2010.
2. On November 10, 2010, Claimant had not submitted proof of her required payment.
3. On November 12, 2010, Claimant submitted proof of her required payment but the Department withdrew from the previously approved payment.
4. On January 6, 2011, Claimant submitted a request for hearing.

CONCLUSIONS OF LAW

The State Emergency Relief (SER) program is established by 2004 PA 344. The SER program is administered pursuant to MCL 400.10, *et seq.*, and by final administrative rules filed with the Secretary of State on October 28, 1993. MAC R 400.7001-400.7049. Department of Human Services (DHS or department) policies are found in the State Emergency Relief Manual (SER).

Claimant did not dispute that she had not submitted proof of her payment within the allotted time. No further analysis is required for this case.

DECISION AND ORDER

The Administrative Law Judge, based upon the above findings of fact and conclusions of law, decides the Department of Human Services properly withheld payment of approved relocation services due to Claimant's failure to verify her required payment within the allotted time.

It is ORDERED that the actions of the Department of Human Services, in this matter, are UPHHELD.

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

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.

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