

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

IN THE MATTER OF:



Reg. No: 201125603
Issue No: 2014
Case No: [REDACTED]
Hearing Date: June 7, 2011
Eaton County DHS

ADMINISTRATIVE LAW JUDGE: Kandra Robbins

SETTLEMENT ORDER

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9; MCL 400.37 upon Claimant's request for a hearing. After due notice a 3- way telephone hearing was held on June 7, 2011. The claimant was represented by Chris Early of L & S Associates.

The regulations governing hearing and appeals for applicants and recipients of public assistance in Michigan are found in the Michigan Administrative Code. MAC R400.901-951; MAC R 400.903 reads in part: An opportunity for a hearing shall be granted to an applicant who requests a hearing because his claim for assistance is denied or is not acted upon with reasonable promptness, and to any recipient who is aggrieved by a department action resulting in suspension, reduction, discontinuance, or termination of assistance.

In the present case, claimant filed a request for hearing upon receipt of a Negative Case Action notice indicating that he was not eligible for MA-AD care. During the hearing, the department admits that an evaluation to determine if the claimant was eligible for any other MA program was not done. The department has agreed to:

Reprocess the claimant's MA application to determine if he qualifies for any other MA program.

The claimant retains a right to request a hearing on the above MA eligibility determination as long as he does within 90 days from the date of the Department's written notice pursuant to BAM 600.

The sdepartment and claimant have come to a settlement regarding the Claimant's request for a hearing. Therefore, there is no issue in this matter. This Administrative Law Judge based on the agreed upon settlement orders the department to initiate the action set forth in the agreed settlement immediately.

The case is dismissed

/s/

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

Date Signed: June 8, 2011

Date Mailed: June 8, 2011

NOTICE: The law provides that within 30 days of receipt of the above Decision and Order, the respondent may appeal it to the circuit court for the county in which he/she lives.

KR/ar

cc:

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