

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.: 2011-2687
Issue No.: 5026
Case No.: [REDACTED]
Hearing Date: December 16, 2010
DHS County: Wayne (82-43)

ADMINISTRATIVE LAW JUDGE: Jan Leventer

ORDER OF DISMISSAL

This matter is before the undersigned Administrative Law Judge pursuant to Michigan Compiled Laws (MCL) 400.9; MSA 16.409, and MCL 400.37; MSA 16.437 and Claimant [REDACTED] request for a hearing. After due notice, a telephone hearing was held on December 16, 2010. Claimant was present and testified at the hearing. [REDACTED] [REDACTED], appeared and testified on behalf of the department of Human Services (DHS).

At the hearing, both Claimant and DHS testified that the issue in this hearing was already heard at a hearing before Administrative Law Judge Susan Burke on Monday, December 13, 2010. As the issue before me has been heard previously, I have no jurisdiction or authority to rehear this issue.

I find and conclude it is not necessary for the Administrative Law Judge to decide the matter in dispute. Pursuant to MAC R 400.906 and 400.903, Claimant's hearing is **HEREBY DISMISSED**. DHS need take no further action in this matter. **IT IS ORDERED** that this case is **DISMISSED**.

DECISION AND ORDER

The Administrative Law Judge, based on the above findings of fact and conclusions of law, finds and concludes that this matter was already heard on Monday, December 13, 2010, and therefore this case is DISMISSED. IT IS ORDERED that DHS need take no further action in this matter.



Jan Leventer
Administrative Law Judge
for Ismael Ahmed, Director
Department of Human Services

Date Signed: December 21, 2010

Date Mailed: December 22, 2010

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.

JL/pf

cc:

