

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

**IN THE MATTER OF:** Reg.

[REDACTED]

No.:

[REDACTED]

2011-31022

Case No.:

[REDACTED]

Hearing Date:

June 9, 2011

DHS County:

Wayne (15)

**ADMINISTRATIVE LAW JUDGE:** Michael J. Bennane

**HEARING DECISION**

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9; MSA 16.409 and MCL 400.37; M SA 16.437 upon the claimant's request for a hearing. After due notice, an in-person hearing was held in Detroit, Michigan on June 9, 2011. The claimant appeared was represented by his mother, [REDACTED]

**ISSUE**

Did the Department of Human Services (Department) properly close the claimant's Medical Assistance (MA)?

**FINDINGS OF FACT**

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

1. On May 1, 2011, the Department closed the claimant's MA.
2. On April 19, 2011, the claimant filed a request for a hearing.

**CONCLUSIONS OF LAW**

The Medical Assistance (MA) program is established by Title XIX of the Social Security Act and is implemented by Title 42 of the Code of Federal Regulations (CFR). The Department of Human Services (formerly known as the Family Independence Agency) administers the MA program pursuant to MCL 400.10, et seq., and MCL 400.105. Department policies are found in the Bridges Administrative Manual (BAM), the Bridges Eligibility Manual (BEM) and the Bridges Reference Manual (BRM).

The notice of closure stated that the claimant was not under 21, pregnant or a caretaker of a minor child. In fact, the claimant is [REDACTED] and obviously under 21 years of age.

The law provides that disposition may be made of a contested case by stipulation or agreed settlement. MCL 24. 278(2). In the instant case, the parties reached an accord. The department agreed to reopen the claimant's MA back to May 1, 2011.


**DECISION AND ORDER**

The Administrative Law Judge, based on the above findings of fact and conclusions of law, finds that the Department and claimant have come to an agreement and ORDER S the Department to reopen the claimant's MA back to May 1, 2011.

Michael  
Administrative  
for  
Department

Date Signed: August 2, 2011

Date Mailed: August 2, 2011

  
\_\_\_\_\_  
J. Bennane  
Law Judge  
Maura Corrigan, Director  
of Human Services

**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.

MJB/cl

cc:

[REDACTED]