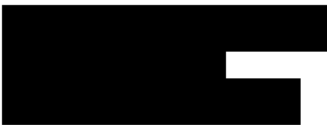


STATE OF MICHIGAN  
MICHIGAN ADMINISTRATIVE HEARING SYSTEM  
ADMINISTRATIVE HEARINGS FOR THE  
DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF:



Reg No. 2012-20543  
Issue No. 3000  
Case No. [REDACTED]  
Hearing Date: January 19, 2012  
Monroe County DHS

**ADMINISTRATIVE LAW JUDGE:** Vicki L. Armstrong

**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 telephone hearing was held on January 19, 2012. Claimant personally appeared and testified, and prior to the start of the hearing narrowed the issues to her food assistance benefits and the complaint she wished to file against the department for the handling of her benefit case.

**ISSUE**

Did the department and Claimant fully resolve the disputed issue by binding settlement offer and agreement?

**FINDINGS OF FACT**

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

1. Based on a new application for SDA and SER dated November 9, 2011, Claimant was mailed a Notice of Case Action informing her that her FAP benefits were closed effective 1/1/12.
2. On December 15, 2011, Claimant filed a Request for a Hearing contesting the closure of her FAP benefits.
3. Claimant's hearing was held on January 19, 2012.
4. During the hearing, the department's witness offered to settle this dispute on the record by recalculating Claimant's FAP benefits for December 2011 and January 2012, to ensure that Claimant was

receiving the proper amount, and if it was found that Claimant was owed additional monies, Claimant would receive them.

5. Claimant accepted the department's the offer of settlement and acknowledged such processing would fully resolve the negative action taken in this case. Claimant also requested the number to file a complaint against the department for the mishandling of her case which was provided by this Administrative Law Judge.

### **CONCLUSIONS OF LAW**

The Food Assistance Program (FAP) (formerly known as the Food Stamp (FS) program) is established by the Food Stamp Act of 1977, as amended, and is implemented by the federal regulations contained in Title 7 of the Code of Federal Regulations (CFR). The Department of Human Services (DHS or department) administers the FAP program pursuant to MCL 400.10, *et seq.*, and Mich Admin Code, Rules 400.3001-3015. Department policies are found in the Bridges Administrative Manual (BAM), the Bridges Eligibility Manual (BEM) and the Reference Tables Manual (RFT).

The law, MCL 24.278(2); MSA 3.560(178)(2), provides that disposition may be made of a contested case hearing by stipulation or agreed settlement on the record. Both parties agreed to the settlement terms set forth above.

### **DECISION AND ORDER**

The Administrative Law Judge, based upon the above findings of fact and conclusions of law, decides Claimant and the department entered into a valid, binding settlement agreement on the record at hearing.

Accordingly, this case is returned to the local office for implementation of the settlement terms.

It is SO ORDERED.

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/S/  
Vicki L. Armstrong  
Administrative Law Judge  
for Maura D. Corrigan, Director  
Department of Human Services

Date Signed: 1/19/12

Date Mailed: 1/19/12

**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 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.

VLA/ds

■ [REDACTED]