

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

IN THE MATTER OF:



Reg. No.: 20122288
Issue No.: 1000, 2000, 3000
Case No.:
Hearing Date: November 1, 2011
County: Wayne County DHS #49

ADMINISTRATIVE LAW JUDGE: Corey A. Arendt

CONSENT ORDER OF DISMISSAL

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 following Claimant's request for a hearing. After due notice, a telephone hearing was held on November 1, 2011, in Lansing, Michigan. Participants on behalf of Claimant included . Participants on behalf of the Department of Human Services (Department) included Kim Greer-Mason.

The Michigan Administrative Code R 400.903(1) provides as follows:

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 an agency action resulting in suspension, reduction, discontinuance, or termination of assistance.

In this case, on September 27, 2011, the Department

- denied Claimant's application for benefits
- closed Claimant's case for benefits
- reduced Claimant's benefits

for:

- | | |
|--|---|
| <input checked="" type="checkbox"/> Family Independence Program (FIP). | <input type="checkbox"/> Adult Medical Assistance (AMP). |
| <input checked="" type="checkbox"/> Food Assistance Program (FAP). | <input type="checkbox"/> State Disability Assistance (SDA). |
| <input checked="" type="checkbox"/> Medical Assistance (MA). | <input type="checkbox"/> Child Development and Care (CDC). |
| <input type="checkbox"/> State Emergency Services (SER). | |

Claimant requested a hearing to dispute the Department's action. Shortly after commencement of the hearing, the Department indicated they would provide the

Claimant with the necessary deferral and verification forms to make a redetermination as to the Claimant's eligibility for FIP, FAP and MA benefits beginning September 27, 2011 or earlier depending on the date of closure or reduction for all three programs. Claimant testified she was satisfied with this arrangement and that no other issue was in dispute. Therefore, it is not necessary for me to decide the matter on the merits.

Because of this settlement on the record, I ORDER the Department to:

1. Provide the Claimant with all of the forms necessary to make a redetermination as to the Claimant's eligibility for FIP, FAP and MA.
2. Provide the Claimant with Medical deferral forms.
3. Initiate a redetermination for FIP, FAP and MA benefits beginning September 27, 2011 or earlier depending on the date of closure or reduction and to issue retroactive benefits if otherwise eligible and qualified.

Further, in accordance with 1999 AC, R 400.906 and R 400.903, Claimant's hearing request is hereby **DISMISSED**, because there is no longer any issue in dispute regarding his FAP benefits case.

It is SO ORDERED.

/s/
Corey A. Arendt
Administrative Law Judge
For Maura Corrigan, Director
Department of Human Services

Date Signed: November 1, 2011

Date Mailed: November 2, 2011

NOTICE: Claimant may request a rehearing or reconsideration for the following reasons:

- A rehearing **MAY** be granted if there is newly discovered evidence that could affect the outcome of the original hearing decision.
- A reconsideration **MAY** be granted for any of the following reasons:
 - misapplication of manual policy or law in the hearing decision,
 - typographical errors, mathematical error, or other obvious errors in the hearing decision that effect the substantial rights of the claimant;
 - the failure of the ALJ to address other relevant issues in the hearing decision

2012-2288/CAA

Request must be submitted through the local DHS office or directly to MAHS by mail at

Michigan Administrative Hearings
Reconsideration/Rehearing Request
P.O. Box 30639
Lansing, Michigan 48909-07322

CAA/cr

cc:

[REDACTED]
Wayne County DHS [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
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