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

IN THE MATTER OF:



Reg. No.: 201245839

Issue No.:

2000

Case No.: Hearing Date:

October 24, 2012

County: Wayne (19)

ADMINISTRATIVE LAW JUDGE: Alice C. Elkin

SETTLEMENT ORDER

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 October 24, 2012, from Detroit, Michigan. Participants on behalf of Claimant included Hearing Representative (AHR). Participants on behalf of the Department of Human Services (Department) included Family Independence Manager, and Eligibility Specialist.

<u>ISSUE</u>

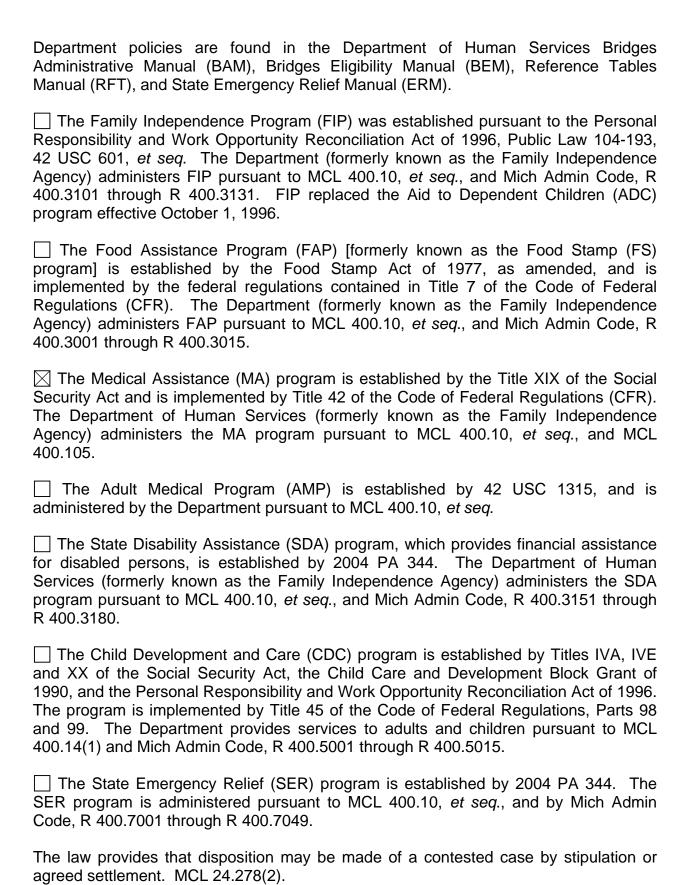
Whether the Department properly failed to process Claimant's application for retro-Medical Assistance (MA) coverage for March 2011.

FINDINGS OF FACT

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

- 1. Claimant applied for MA coverage on June 29, 2011, with retroactive coverage to March 2011.
- 2. The Department approved Claimant's MA coverage for April 2011, ongoing.
- 3. On April 6, 2012, Claimant's AHR filed a hearing request seeking MA coverage for March 2011.

CONCLUSIONS OF LAW



In the present case, Claimant requested a hearing to dispute the Department's action. Soon after commencement of the hearing, the parties testified that they had reached a settlement concerning the disputed action. Consequently, the Department agreed to do the following: (i) reregister Claimant's June 29, 2011 MA application; (ii) reprocess the application according to Department policy; (iii) activate Claimant's MA coverage under the Group 2 Caretaker program for March 2011; and (iv) notify Claimant and Claimant's AHR of its actions in writing in accordance with Department policy.

As a result of this settlement, Claimant no longer wishes to proceed with the hearing. As such, it is unnecessary for this Administrative Law Judge to render a decision regarding the facts and issues in this case.

DECISION AND ORDER

The Administrative Law Judge concludes that the Department and Claimant have come to a settlement regarding Claimant's request for a hearing.

THE DEPARTMENT IS ORDERED TO DO THE FOLLOWING:

- 1. Reregister Claimant's June 29, 2011, MA application;
- 2. Reprocess the application according to Department policy;
- 3. Activate Claimant's MA coverage under the Group 2 Caretaker program for March 2011; and
- 4. Notify Claimant and Claimant's AHR of its actions in writing in accordance with Department policy.

Alice C. Elkin Administrative Law Judge for Maura Corrigan, Director Department of Human Services

Date Signed: <u>10/26/2012</u>

Date Mailed: 10/26/2012

NOTICE: Michigan Administrative Hearing System (MAHS) 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. MAHS 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. (60 days for FAP cases)

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.

ACE/hw

