

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

IN THE MATTER OF:

[REDACTED]

Reg. No: 2012-77292

Issue No: 3000

[REDACTED]

ADMINISTRATIVE LAW JUDGE: Suzanne L. Morris

ORDER OF DISMISSAL

This matter is before the undersigned Administrative Law Judge by authority of MCL 400.9; and MCL 400.37; upon claimant's request for a hearing filed on [REDACTED].

Claimant requested a hearing after receiving a Notice of Case Action (DHS-1605) implementing a department action that was to occur because the claimant did not appear for a previously requested administrative hearing. However, when the claimant did not appear for her hearing, her only right to appeal was by requesting a vacation of the order of dismissal. The claimant admits that she did not request a vacation of the order of dismissal. Thus, the action taken by the department is not appealable as the claimant had her opportunity for hearing and failed to appear. Therefore, this Administrative Law Judge has no jurisdiction in this matter as it has already been heard and an order rendered.

Claimant's hearing request is **HEREBY DISMISSED** for lack of jurisdiction.

/s/

Suzanne L. Morris
Administrative Law Judge
for Maura D. Corrigan, Director
Department of Human Services

Date Signed: [REDACTED]

Date Mailed: [REDACTED]

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.

2012-77292/SLM

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.

SLM/jk

cc:



MAHS