

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

IN THE MATTER OF:

[REDACTED]

Reg. No.: 201211532
Issue No.: 3000
Case No.: [REDACTED]
Hearing Date: December 7, 2011
County: Saginaw

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 December 14, 2011, in Lansing, Michigan. Participants on behalf of Claimant included [REDACTED]. Participants on behalf of the Department of Human Services (Department) included [REDACTED].

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.

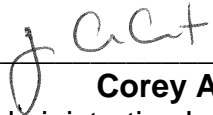
Shortly after commencement of the hearing, the Department indicated they would go back and initiate a redetermination of the Claimant's eligibility for Food Assistance Program (FAP) benefits beginning October 12, 2011 and issue retroactive benefits if otherwise eligible and qualified. Claimant testified she was satisfied with this arrangement and indicated 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. Initiate a redetermination of Claimant's eligibility for FAP benefits beginning October 12, 2011, and 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.



Corey A. Arendt
Administrative Law Judge
for Maura Corrigan, Director
Department of Human Services

Date Signed: December 19, 2011

Date Mailed: December 19, 2011

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.

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.

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/pf

cc:

