

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

IN THE MATTER OF:



Reg. No.: 20122731
Issue No.: 2000, 3000
Case No.: [REDACTED]
Hearing Date: November 3, 2011
County: Clare County DHS

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 3, 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.

In this case, on October 1, 2011, the Department

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

for:

- Family Independence Program (FIP).
- Food Assistance Program (FAP).
- Medical Assistance (MA).
- State Emergency Services (SER).
- Adult Medical Assistance (AMP).
- State Disability Assistance (SDA).
- Child Development and Care (CDC).

Claimant requested a hearing to dispute the Department's action. Shortly after commencement of the hearing, the Department indicated they would initiate a redetermination of the Claimant's eligibility for FAP and MA benefits beginning October 1, 2011 and issue retroactive benefits if otherwise eligible and qualified. The Department also agreed to provide the Claimant with the necessary verification forms in order to make a proper determination. 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 the Claimant's eligibility for FAP and MA benefits beginning October 1, 2011 and to issue any retroactive benefits if otherwise eligible and qualified.
2. Issue the Claimant the necessary verification forms in order to make a proper determination.

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 4, 2011

Date Mailed: November 7, 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

2012-2731/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:

