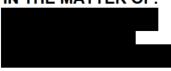
STATE OF MICHIGAN MICHIGAN ADMINISTRATIVE HEARING SYSTEM ADMINISTRATIVE HEARINGS FOR THE DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF:



Reg. No.: 201272818 Issue No.: 2009

Case No.:

Hearing Date: April 30, 2013 County: Wayne 19

ADMINISTRATIVE LAW JUDGE: Janice G. Spodarek

HEARING DECISION

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 April 30, 2013, from Lansing, Michigan. Participants on behalf of Claimant included Participants. Participants on behalf of Department of Human Services (DHS) included Exercises.

ISSUE

Is there any substantive issue left to review?

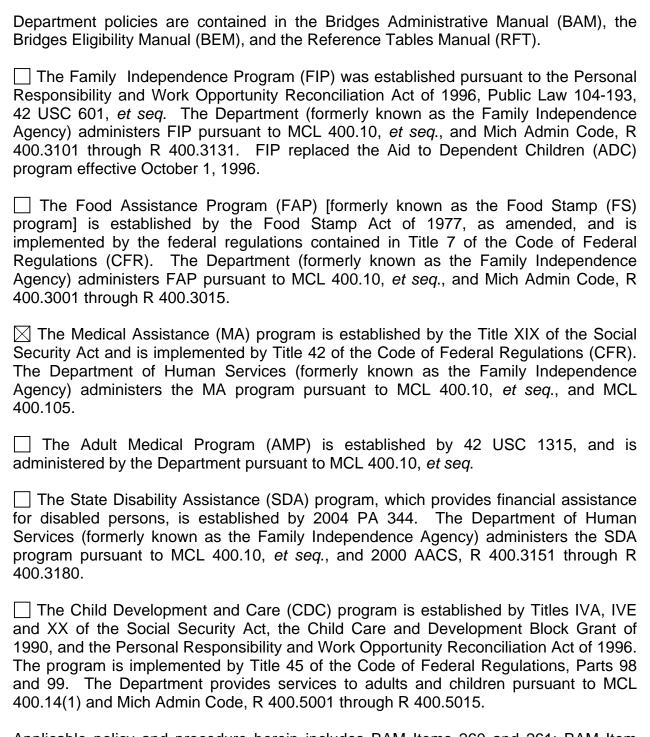
FINDINGS OF FACT

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

- 1. On 5/512 Claimant applied for MA and SDA with the Michigan Department of Human Services (DHS).
- 2. On 7/19/12 Medical Review Team (MRT) denied.
- On 8/1/12 the DHS issued notice.
- 4. On 8/15/12 Claimant filed a hearings request.
- On 10/17/12 State Hearing Review Team (SHRT) issued a decision approving Claimant's MA and SDA from the month of application and denying retro MA. Claimant did not apply for retro MA.
- Claimant stipulated at the administrative hearings that there was no retro MA issue.

7. There is no substantive issue to review and the DHS's actions are upheld.

CONCLUSIONS OF LAW



Applicable policy and procedure herein includes BAM Items 260 and 261; BAM Item 600.

In this case, there was no application for retro MA. SHRT indicated Claimant did apply for retro MA and denied. At the administrative hearing, Claimant stipulated she had no old medical bills and no retro MA need. The parties agreed that there is no substantive issue left to review. The DHS's approval is upheld from the month of application.

DECISION AND ORDER

The Administrative Law Judge, based upon the above Findings of Fact and Conclusions of Law, and for the reasons stated on the record, finds that the Department \boxtimes did act properly. \square did not act properly when .
Accordingly, the Department's \square AMP \square FIP \square FAP \boxtimes MA \square SDA \square CDC decision is \boxtimes AFFIRMED \square REVERSED for the reasons stated on the record.
Claimant's MA is approved from the date/month of application, if otherwise eligible, pursuant to the SHRT decision.
/s/
Janice G. Spodarek Administrative Law Judge for Maura Corrigan, Director Department of Human Services

Date Signed: 5/24/13

Date Mailed: 5/28/13

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 <u>MAY</u> 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

JGS/tb

