

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

IN THE MATTER OF:

[REDACTED]

Reg. No.: 2013-20892
Issue No.: [REDACTED]
Case No.: [REDACTED] 8
Hearing Date: February 11, 2013
County: Wayne (57)

ADMINISTRATIVE LAW JUDGE: Susan C. Burke

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 February 11, 2013, from Detroit, Michigan. Participants on behalf of Claimant included Claimant. Participants on behalf of the Department of Human Services (Department) included [REDACTED]

The Michigan Administrative Code R 400.903(1) provides as follows:

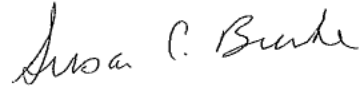
An opportunity for a hearing shall be granted to an applicant who requests a hearing because his claim for assistance is denied or is not acted upon with reasonable promptness, and to any recipient who is aggrieved by an agency action resulting in suspension, reduction, discontinuance, or termination of assistance.

In this case, in a December 10, 2012 Notice of Case Action, the Department decreased Claimant's Food Assistance Benefits (FAP) to \$767.00, effective January 1, 2013. In a December 17, 2012 Notice of Case Action, the Department closed Claimant's Medical Assistance (MA) case, effective February 1, 2013.

Claimant requested a hearing to dispute the Department's action. Shortly after commencement of the hearing, Claimant testified that she did not wish to proceed with a hearing with regard to the above-cited Notices of Case Action. The Department agreed to the dismissal of Claimant's hearing request.

It is noted that Claimant raised an issue regarding a Notice of Case Action (Notice) issued on January 4, 2013, affecting her FAP, but that Notice is not properly before this Administrative Law Judge, as the Notice was issued after Claimant's hearing request of January 2, 2013.

Based on the above discussion, it is ORDERED that this matter is DISMISSED pursuant to MAC R 400.906(1).



Susan C. Burke
Administrative Law Judge
for Maura Corrigan, Director
Department of Human Services

Date Signed: February 12, 2013

Date Mailed: February 13, 2013

NOTICE: 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.

SCB/tm

cc:

