

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

IN THE MATTER OF:

[REDACTED]

Reg. No: 201316451
Issue No: 2000
Case No: [REDACTED]
Hearing Date: May 9, 2013
Lapeer County DHS

ADMINISTRATIVE LAW JUDGE: Suzanne D. Sonneborn

SETTLEMENT ORDER

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 upon Claimant's authorized representative's request for a hearing received by the Department of Human Services (department) on November 27, 2012. After due notice, a telephone hearing was held on May 9, 2013. Claimant's authorized hearing representative, [REDACTED], appeared on Claimant's behalf and provided testimony. The department was represented by [REDACTED], an eligibility specialist with the department's Lapeer County office.

The law, MCL 24.278(2), provides that a disposition may be made of a contested case hearing by stipulation or agreed settlement. In this case, Claimant requested a hearing protesting the department's failure to process Claimant's August 9, 2012 application for Medical Assistance (MA) benefits.

During the May 9, 2013 hearing, the department's representative testified that the department had submitted Claimant's medical records to the department's Medical Review Team on February 21, 2013 for review and the MRT had returned the records to the department on April 5, 2013 with MRT's decision denying Claimant's MA application. The department's representative further testified that the department failed to notify Claimant and Claimant's authorized representative of the MRT decision, and the department representative therefore agreed to issue a Notice of Action notifying both Claimant and Claimant's authorized representative of the department's denial of Claimant's application for MA benefits based on the MRT decision. As a result of this agreement, Claimant's authorized representative indicated he no longer wished to proceed with the hearing.

DECISION AND ORDER

The Administrative Law Judge, based on the agreed upon settlement, ORDERS that the department shall immediately issue a Notice of Action notifying both Claimant and Claimant's authorized representative of the department's denial of Claimant's application for MA benefits based on the MRT decision.

It is SO ORDERED.

/s/

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

Date Signed: May 10, 2013

Date Mailed: May 10, 2013

NOTICE: The 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 Order of Dismissal. 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.

Claimant may appeal this Order of Dismissal to Circuit Court within 30 days of the receipt of the Order of Dismissal or, if a timely request for rehearing was made, within 30 days of the receipt date of the rehearing decision.

SDS/aca

cc:

