

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

IN THE MATTER OF:

Reg.

No: 201338271

Issue No: 2026

Case No: [REDACTED]

Hearing Date: June 12, 2013

Kent County DHS

ADMINISTRATIVE LAW JUDGE: William A. Sundquist

HEARING DECISION

The law, MCL 24.278(2); MSA 3.560(178)(2) provides that a disposition may be made of a contested case hearing by stipulation or agreed settlement. In this case, Claimant filed a hearing request on February 28, 2013, protesting the change of Medicaid Program (MA-P) related SSI spend-down and Food Assistance Program (FAP) benefits. During the hearing, Claimant withdrew his hearing request protesting the amount of FAP and agreed that the DHS correctly determined the amount.

The Claimant and the DHS stipulated and agrees as follows:

Based on the policy stated in BEM 174, Pgs. 1-3, Freedom to Work Medicaid, [REDACTED] should have his eligibility determined for this Medicaid Program. Ticket # BR 15706 was filed with high importance on June 12, 2013 by Enhanced Site Support in Kent County DHS office. The request is to allow Bridges to consider and determine eligibility for FTW. When the ticket is resolved and the system allows it, the agency will re-determine Mr. Kuckhahn's eligibility considering all other eligibility factors under FTW.

Claimant retains a right to request a hearing on the above FAP eligibility determination as long as he does so within 90 days from the date of the department's written notice, pursuant to PAM Item 600.

Accordingly, it is not necessary for the Administrative Law Judge to decide the matter that was in dispute. Pursuant to MA C R 400.906 and 400.903, Claimant's hearing request is HEREBY DISMISSED, because he is no longer aggrieved by the Department's action.

DECISION AND ORDER

The Administrative Law Judge based on the agreed upon settlement OR DERS the Claimant's hearing request is DISMISSED; and the department shall initiate a determination of whether Claimant is eligible for MA-P benefits on February 28, 2013 in

accordance with above stipulation. This determination shall be in accordance with the applicable law and policy.

/s/

William A. Sundquist
Administrative Law Judge
for Maura D. Corrigan, Director
Department of Human Services

Date Signed: June 17, 2013

Date Mailed: June 17, 2013

NOTICE: Administrative Hearings 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. Administrative Hearings will not order a rehearing or reconsideration on the Department's motion where the final decision cannot be implemented within 60 days of the filing of the original request.

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.

WAS/hj

cc:

