

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

IN THE MATTER OF:

[REDACTED]

Reg. No.: 2013-32320
Issue No.: 2010
Case No.: [REDACTED]
Hearing Date: June 26, 2013
County: Wexford

ADMINISTRATIVE LAW JUDGE: Aaron McClintic

**ORDER AMENDING HEARING DECISION
TO REFLECT ALL PARTICIPANTS**


Following Claimant's request for a hearing, this matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and 400.37; 7 CFR 273.15 to 273.18; 42 CFR 431.200 to 431.250; 45 CFR 99.1 to 99.33; and 45 CFR 205.10. After due notice, an in person hearing was held on June 26, 2013, from Cadillac, Michigan. Participants on behalf of Claimant included Claimant's son and Authorized Representative [REDACTED] and Attorney [REDACTED]. Participants on behalf of the Department of Human Services (Department) included [REDACTED] and [REDACTED]. [REDACTED] Assistant Attorney General [REDACTED] appeared by telephone on behalf of the Department.

Claimant's son and Personal Representative [REDACTED] was appointed as personal representative for Claimant's estate and was issued letters of authority to that effect on April 1, 2013 by the Probate Court of Wexford County. This documentation was provided to MAHS and the Department prior to hearing and is contained in the hearing record. [REDACTED] was permitted to participate at hearing as the duly appointed personal representative of Claimant's estate. No issue regarding [REDACTED] ability to participate in the hearing was raised at hearing.

At the conclusion of the hearing, a Hearing Decision was issued by Administrative Law Judge Aaron McClintic and mailed on July 15, 2013 which is hereby **AMENDED** to reflect the participation of Attorney for the Claimant [REDACTED] and the participation by telephone of Assistant Attorney General [REDACTED] on behalf of the Department. All Findings of Fact and Conclusions of Law contained in the original hearing decision dated July 12, 2013 remain unchanged and are incorporated herein by reference.

IT IS SO ORDERED.

Aaron
for
Department



McClintic
Administrative Law Judge
Maura Corrigan, Director
of Human Services

Date Signed: February 24, 2014

Date Mailed: February 24, 2014

NOTICE OF APPEAL: 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 or Reconsideration was made, within 30 days of the receipt date of the Decision and Order of Reconsideration or Rehearing Decision.

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).

A Request for Rehearing or Reconsideration may be granted when one of the following exists:

- Newly discovered evidence that existed at the time of the original hearing that could affect the outcome of the original hearing decision;
- Misapplication of manual policy or law in the hearing decision which led to a wrong conclusion;
- Typographical, mathematical or other obvious error in the hearing decision that affects the rights of the client;
- Failure of the ALJ to address in the hearing decision relevant issues raised in the hearing request.

The Department, AHR or the claimant must specify all reasons for the request. MAHS will not review any response to a request for rehearing/reconsideration. A request must be *received* in MAHS within 30 days of the date the hearing decision is mailed.

2013-32320/AM

The written request must be faxed to (517) 335-6088 and be labeled as follows:

Attention: MAHS Rehearing/Reconsideration Request

If submitted by mail, the written request must be addressed as follows:

Michigan Administrative Hearings
Reconsideration/Rehearing Request
P.O. Box 30639
Lansing, Michigan 48909-07322

ATM/las

cc:

