

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

IN THE MATTER OF:

[REDACTED]

Reg. No: 201355793
Issue No: 1000
Case No: [REDACTED]
Hearing Date: August 1, 2013
Ingham 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 request for a hearing received by the Department of Human Services (department) on June 28, 2013. After due notice, a telephone hearing was held on August 1, 2013. Claimant appeared and provided testimony. The department was represented by [REDACTED] a family independence manager with the department's Ingham County office.

The regulations regarding the hearing and appeal process for applicants and recipients of public assistance in Michigan are found in the Michigan Administrative Code (MAC) R 400.901-.951. Any hearing request which protests a denial, reduction or termination of benefits must be filed within 90 days of the mailing of the negative action notice. MAC R 400.902; MAC R 400.903; MAC R 400.904. The law, MCL 24.278(2), provides that a disposition may be made of a contested case hearing by stipulation or agreed settlement.

During the August 1, 2013 hearing, the department's representative acknowledged that her review of Claimant's case history revealed that Claimant's previous Family Independence Program (FIP) benefits case had not been closed at the time of Claimant's reapplication for FIP benefits on May 3, 2013 and the department's subsequent approval of that new application effective June 20, 2013. Consequently, the department's representative further acknowledged that Claimant was entitled to a FIP supplement during this time period because Claimant should have received \$ [REDACTED] in FIP benefits for May 2013 and \$ [REDACTED] in FIP benefits for the first half of June 2013. The department therefore agreed to process and issue Claimant a FIP benefit supplement in the amount of \$ [REDACTED]. Claimant indicated that she understood and agreed with the department's proposed settlement.

DECISION AND ORDER

The Administrative Law Judge, based on the aforementioned agreed upon settlement, **ORDERS** that the department shall immediately process and issue Claimant a FIP benefit supplement in the amount of \$ [REDACTED] for the month of May 2013 and the first half of June 2013.

IT IS SO ORDERED.

/s/

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

Date Signed: August 1, 2013

Date Mailed: August 2, 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 Settlement 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.

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

SDS/hj

cc:

