

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

IN THE MATTER OF:

[REDACTED]

MAHS Reg. No.: 15-005609
Agency Case No.: [REDACTED]
Hearing Date: August 05, 2015
County: INGHAM

ADMINISTRATIVE LAW JUDGE: Colleen Lack

ADJOURNMENT ORDER FOR INTERPRETER SERVICES

Following Claimant's request for a hearing, this matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and 400.37; 42 CFR 431.200 to 431.250; and 45 CFR 205.10. After due notice, an attempt was made to commence an in-person hearing on August 5, 2015, from Lansing, Michigan. Participants on behalf of Claimant included [REDACTED], the Claimant. Participants on behalf of the Department of Health and Human Services (Department) included [REDACTED] Hearing Facilitator. [REDACTED], Registry of Interpreters for the Deaf (RID), Certificate of Interpretation (CI) and Certificate of Transliteration (CT), provided interpretation services.

On March 30, 2015, Claimant filed a hearing request specifically requesting an in-person hearing and stating she is deaf.

An in-person hearing was scheduled for May 27, 2015.

On May 28, 2015, an Order of Adjournment for Interpreter Services was issued stating the Department shall arrange for an [REDACTED].

A second hearing date was scheduled for June 24, 2015. The Department informed Michigan Administrative Hearing System (MAHS) that they requested the interpreter on June 8, 2015. However, at 6:54 P.M. on June 23, 2015, [REDACTED] notified the Department that they did not have an interpreter for the June 24, 2015, hearing. The Department was able to reach Claimant prior to the scheduled hearing time, and Claimant indicated she wanted Computer Assisted Realtime Translation (CART) services, i.e. for what is being said during the hearing to be typed onto a screen that she could read.

On June 24, 2015, another Order of Adjournment for Interpreter Services was issued.

A third hearing date was scheduled for August 5, 2015. The Department stated that they were unable to find a CART services provider, but did arrange for [REDACTED]. An attempt was made to commence an in-person

hearing on August 5, 2015. However, this ALJ determined that the hearing must be adjourned because there was no effective communication with Claimant. The [REDACTED] provided the Department with information for a CART services provider.

Additionally, it was unclear if Claimant had a family member or anyone else who could assist her with the hearing proceedings. Claimant should notify MAHS in writing if there is someone she would like to authorize to represent or otherwise assist her with the hearing process.

The undersigned Administrative Law Judge, finds good cause exists to adjourn the hearing in this matter scheduled for August 5, 2015.

NOW THEREFORE, IT IS ORDERED that this hearing is hereby ADJOURNED and will be rescheduled for a hearing with notice provided to parties in accordance with applicable law and policy.

IT IS FURTHER ORDERED that the Department shall facilitate having CART services available for the next hearing date in accordance with Bridges Administrative Manual (BAM) Section 105. If the Department is unable to arrange for CART services, the Department is to notify MAHS and Claimant at least 48 hours prior to the scheduled hearing date.



Colleen Lack
Colleen Lack
Administrative Law Judge
for Nick Lyon, Director
Department of Health and Human Services

Date Mailed: 8/6/2015

CL/jaf

cc:

