



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
MICHIGAN ADMINISTRATIVE HEARING SYSTEM
Christopher Seppanen
Executive Director

MIKE ZIMMER
DIRECTOR



Date Mailed: March 10, 2016
MAHS Docket No.: 15-019292-RECON
Agency No.: [REDACTED]
Petitioner: [REDACTED]

SUPERVISING ADMINISTRATIVE LAW JUDGE: Marya Nelson-Davis

ORDER DENYING REQUEST FOR SHOW CAUSE HEARING

On February 26, 2016, Petitioner submitted a Request For Show Cause Hearing. Petitioner stated in the request that a show cause hearing for contempt is appropriate for the Department of Health and Human Services' (Department) willful violation of the assigned Administrative Law Judge's (ALJ) Hearing Decision and Order. On December 29, 2015, ALJ Carmen Fahie issued a Hearing Decision and Order reversing the Department's closure of Petitioner's Medical Assistance (MA) case due to failure to provide verification. The Department was ordered to initiate a redetermination of Petitioner's eligibility for MA; provide Petitioner with written notice of the eligibility determination; and issue any retroactive MA benefits Petitioner may be eligible to receive, if any.

Petitioner's request for Show Cause Hearing must be denied. ALJ Fahie has issued her Final Hearing Decision and Order in this matter and has no authority to hold a Show Cause Hearing for contempt. (See Delegation of Hearing Authority signed by the Director of Department of Health and Human Services) Additionally, on January 5, 2016, the Michigan Administrative Hearing System received from the Department of Health and Human Services local office a completed Administrative Hearing Order Certification certifying that the actions contained in the assigned ALJ's Hearing Decision and Order were completed by Washtenaw County, and Appellant is approved for MA under the Healthy Michigan Plan. If Petitioner has issues with the Department's most recent MA eligibility determination, he can file a new administrative hearing request.

IT IS THEREFORE ORDERED that:

- Petitioner's request for a Show Cause Hearing is **DENIED**.

Marya A Nelson-Davis

MN-D/las

Marya Nelson-Davis
Administrative Law Judge
for Nick Lyon, Director
Department of Health and Human Services

NOTICE OF APPEAL: A party may appeal this Hearing Decision in the circuit court in the county in which he/she resides, or the circuit court in Ingham County, within 30 days of the receipt date. A copy of the claim or application for appeal must be filed with the Michigan Administrative Hearing System (MAHS).

Petitioner

[REDACTED]

Authorized Hearing Rep.

[REDACTED]

DHHS

[REDACTED]

CC:

[REDACTED]