



RICK SNYDER
GOVERNOR

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

MIKE ZIMMER
DIRECTOR

DANA BENT
847 SEWARD STREET
DETROIT, MI 48202

Date Mailed: March 9, 2016
MAHS Docket No.: 15-024720
Agency No.: 113005138
Petitioner: Dana Bent

ADMINISTRATIVE LAW JUDGE: Lynn M. Ferris

INTERIM ORDER EXTENDING THE RECORD

Following Petitioner'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, a telephone hearing was held on March 9, 2016, from Detroit, Michigan. The Petitioner was represented by the Petitioner, Dana Bent. A witness, Mo'yiana Bent, also appeared on behalf of the Petitioner. The Department of Health and Human Services (Department) was represented by Candice Benns, Hearing Facilitator.

Petitioner, having requested an opportunity to submit additional evidence not available at this hearing, or it otherwise having been determined that additional evidence is required following medical evaluations, and the parties having waived any violation of statutory or policy time standards,

IT IS HEREBY ORDERED THAT:

1. **Petitioner's Representative/Department** shall have **30 DAYS** from the date of this Order to submit the following additional evidence as identified on the record:

- a. The **Petitioner** shall provide the evaluation of her physical capability recently completed by her doctor, Dr. Geoffrey Barger.
 - b. The **Petitioner** shall provide a completed DHS-49 from Dr. Tsellis.
 - c. The **Petitioner** shall obtain an eye examination report from her ophthalmologist, Robert Tomsak, of the Kresge Eye Institute, which shall also advise of current visual acuity.
 - d. The **Department** shall obtain Medical records for the past six (6) months to present from Harper Hospital, including TESTING RESULTS FOR ALL MRI'S AND CT SCANS OF BRAIN, CERVICAL SPINE AND OPTIC NERVES.
 - e. The **Department** shall obtain Medical records for the last six (6) months for Dr. Geoffrey Barger, whose address is 4201 St. Antoine, Detroit, MI, and whose phone number is (313) 745-4275. The records shall include all testing results for all MRI's and CT scans of the brain, cervical spine and optic nerves.
2. No additional extensions of time to submit the referenced evidence shall be granted unless good cause is demonstrated.
 3. The additional evidence to be admitted as part of the hearing record shall be sent to the following address:

**Michigan Administrative Hearing System
Lansing Office
P.O. Box 30639
Lansing, Michigan 48909**

ATTN: Administrative Law Judge Lynn M. Ferris

4. The party submitting the additional evidence shall also submit a Proof of Service attesting to having provided the same documentation to all parties of record and their authorized representatives. For purposes of serving the Department, a duplicate copy of the additional evidence shall be provided to the Department's local office participating in these proceedings for inclusion into Petitioner's medical file.

IT IS FURTHER ORDERED THAT no additional evidence other than the evidence submitted consistent with this ORDER will be reviewed or considered. If neither party has submitted the additional evidence which is the subject of this Interim Order Extending the Record at the conclusion of the extension period, the hearing record will close and a decision will be issued based upon the evidence and testimony available at the hearing. Any additional evidence submitted consistent with this ORDER shall be admitted as part of the record and the hearing record will close, and the evidence will be reviewed after which a Hearing Decision will be issued. Any additional evidence not submitted in accordance with this procedure will not be reviewed or considered by the Administrative Law Judge.

LMF/jaf



Lynn M. Ferris
Administrative Law Judge
for Nick Lyon, Director
Department of Health and Human
Services

NOTICE OF APPEAL: A party may appeal this Order in circuit court within 30 days of the receipt date. A copy of the circuit court appeal must be filed with the Michigan Administrative Hearing System (MAHS).

A party may request a rehearing or reconsideration of this Order if the request is received by MAHS within 30 days of the date the Order was issued. The party requesting a rehearing or reconsideration must provide the specific reasons for the request. MAHS will not review any response to a request for rehearing/reconsideration.

A written request may be mailed or faxed to MAHS. If submitted by fax, the written request must be faxed to (517) 335-6088; 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 48909-8139

DHHS

Demitra Owens
5131 Grand River Ave.
Detroit, MI
48208

Petitioner

Dana Bent
847 Seward Street
Detroit, MI
48202

cc: L. M. Ferris
MAHS