



RICK SNYDER
GOVERNOR

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

SHELLY EDGERTON
DIRECTOR

IN THE MATTERS OF:

[REDACTED]

MAHS Docket No.: 16-006581

Agency No.: [REDACTED]

Case Type: Title IV-E

[REDACTED]

MAHS Docket No.: 16-006582

Agency Case No.: [REDACTED]

Case Type: Title IV-E

[REDACTED]

MAHS Docket No.: 16-06583

Agency Case No.: [REDACTED]

Case Type: Title IV-E

**Issued and entered
this 14th day of July, 2016
by: Lynn M. Ferris
Administrative Law Judge**

ORDER FOLLOWING PREHEARING CONFERENCE
NOTICE OF HEARING

On [REDACTED], a telephone prehearing conference was held as scheduled in the above-captioned matter. [REDACTED], Attorney at Law, appeared on behalf of [REDACTED], [REDACTED] and [REDACTED], Petitioner(s). [REDACTED], Assistant Attorney General, appeared on behalf of the Michigan Department of Health and Human Services (Department), Respondent. The following reflects the outcome of the conference.

NOW, THEREFORE, IT IS ORDERED:

Consolidation of Cases:

The three cases, [REDACTED], MAHS No. 16-006581; [REDACTED], MAHS No. 16-006582; and [REDACTED], MAHS No. 16-006583; shall be consolidated and heard together and decided together as the Attorney for the Respondent and Attorney for the Petitioner have agreed at the Pre-Hearing Conference that each case factually involve the same issue to be determined.

Issue to be determined:

The issue to be determined is whether the necessary findings were made to support a **contrary to the welfare** determination in the Petitioners' orders of removal, and whether the findings made in support of the contrary to the welfare determination in the removal order and/or transcript (if presented) were legally sufficient to comply with **contrary to the welfare** requirements in Department policy and applicable law regarding Title IV-E eligibility requirements.

The Proposed witnesses to appear by telephone (if an evidentiary hearing is necessary):

- Petitioner: Judge [REDACTED], [REDACTED] Circuit Court, Family Division
- Respondent: [REDACTED], [REDACTED], [REDACTED] and [REDACTED] Department Employees.

The attorneys for the parties have agreed to the following schedule for filing of various pleadings:

Proposed Stipulations of Fact, due [REDACTED], (Petitioner's Attorney).

Proposed Stipulations of Fact to be sent to Respondent's Attorney and resolved and finalized by both attorneys. Once resolved, Stipulations of Fact are to be filed with the signatures of both attorneys for the parties and provided to the undersigned. The final Stipulations of Fact shall become part of the case record.

Motion for Summary Disposition, due [REDACTED], (Petitioner's Attorney).

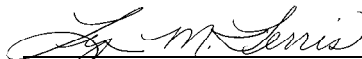
Response to the Motion for Summary Disposition, [REDACTED], (Respondent's Attorney).

Reply to Response to Motion for Summary Disposition, [REDACTED] (Petitioner's Attorney).

Proposed Witnesses:

- Petitioners: Judge [REDACTED], [REDACTED] Circuit Court, Family Division
- Respondent: [REDACTED], [REDACTED], [REDACTED], and [REDACTED] all witnesses are Department of Health and Human Services Employees.

IT IS FURTHER ORDERED that the **contested case hearing** in the above-captioned matter will be held (if necessary) on **Monday, [REDACTED]**, at **9:00 a.m.** by telephone.



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

PROOF OF SERVICE

I hereby state, to the best of my knowledge, information and belief, that a copy of the foregoing document was served upon all parties and/or attorneys of record in this matter by Inter-Departmental mail to those parties employed by the State of Michigan and by UPS/Next Day Air, facsimile, and/or by mailing same to them via first class mail and/or certified mail, return receipt requested, at their respective addresses as disclosed below this [REDACTED], 2016.



Jessie A. Parkas
Michigan Administrative Hearing System

DHHS
Via email

[REDACTED]

Department Representative
Via email

[REDACTED]

Counsel for Respondent
Via email

[REDACTED]

Counsel for Petitioner
Via email

[REDACTED]

Petitioner(s)

[REDACTED]

[REDACTED]

[REDACTED]