



RICK SNYDER
GOVERNOR

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

SHELLY EDGERTON
DIRECTOR

[REDACTED]

Date Mailed: August 14, 2017
MAHS Docket No.: 15-018225-RECON
Agency No.: [REDACTED]
Petitioner: [REDACTED]
Respondent: [REDACTED]

SUPERVISING ADMINISTRATIVE LAW JUDGE: Marya Nelson-Davis

ORDER DISMISSING REQUEST FOR REHEARING AND/OR RECONSIDERATION

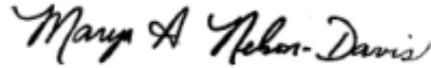
This matter is before the undersigned Supervising Administrative Law Judge pursuant to Respondent's Request for Rehearing and/or Reconsideration of a Decision and Order issued by Administrative Law Judge (ALJ) Peter L. Plummer at the conclusion of the hearing which began on May 9, 2016, and was completed on January 3, 2017. The Decision and Order in the above-captioned matter was mailed on April 20, 2017. Respondent's Request for Rehearing and/or Reconsideration was received by the Michigan Administrative Hearing System (MAHS) on June 20, 2017.

Requests for Central Registry expunction hearings are governed by Section 7(6) of the Child Protection Law, MCL 722.627(6), which provides that hearings shall be conducted as prescribed by the Administrative Procedures Act (APA), 1969 PA 306, as amended, MCL 24.201 to 24.328. Section 87(3) of the APA, MCL 24.287(3), provides that a request for rehearing shall be filed within the time fixed by the APA for instituting proceedings for judicial review. Section 104(1) of the APA, MCL 24.304(1), sets forth the time for filing in court a petition for judicial review as "within 60 days after the date of mailing notice of the final decision or order of the agency." In computing time allowed, the time in which an act is to be done, the period shall run until the end of the next day following the Saturday, Sunday, or state legal holiday.

As indicated above, the Decision and Order was issued or mailed on April 20, 2017. Based upon the above, Respondent has failed to demonstrate that the Request for Rehearing and/or Reconsideration was filed timely or within 60 days after the Decision and Order was mailed.

Accordingly, the Request for Rehearing and/or Reconsideration is **DISMISSED**.

IT IS SO ORDERED.



MND/bb

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

NOTICE OF APPEAL: Within 60 days after the date of mailing of this Decision and Order, a petition for review may be filed in the circuit court of proper jurisdiction. A copy of the circuit court appeal must be filed on all parties to the proceeding and with the Michigan Administrative Hearing System.

Respondent



Dept. Contact



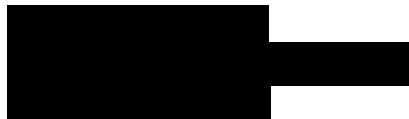
Counsel for Respondent



Petitioner



Counsel for Petitioner



Counsel for Petitioner

