



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

SHELLY EDGERTON  
DIRECTOR

[REDACTED]

Date Mailed: June 5, 2018  
MAHS Docket No.: 18-003288  
Agency No.: [REDACTED]  
Petitioner: [REDACTED]

**ADMINISTRATIVE LAW JUDGE: Vicki Armstrong**

**HEARING DECISION**

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. After due notice, a telephone hearing was held on May 16, 2018, from Lansing, Michigan. Petitioner personally appeared and testified.

The Department of Health and Human Services (Department) was represented by [REDACTED], Assistance Payment Worker. [REDACTED] testified on behalf of the Department. The Department submitted 1500 exhibits which were admitted into evidence.

Prior to the closure of the hearing record, it was determined that Petitioner had not attended the scheduled Consultative Examination's to determine whether her disability continued.

According to Departmental policy, Bridges Administrative Manual 260, p 4 (7/1/2015), a client who refuses or fails to submit to an exam necessary to determine disability or blindness cannot be determined disabled or blind and the application should be denied or the case closed.

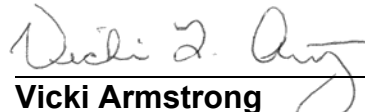
In this case, Petitioner was scheduled for Consultative Examinations on three occasions: [REDACTED]; [REDACTED]; and [REDACTED]. Petitioner failed to make the [REDACTED] Consultative Examination because she was hospitalized. Petitioner testified she did not make another due to transportation issues. No explanation was offered for missing the third.

As a result of Petitioner failing to submit to an examination required to determine disability, it is not necessary for the Administrative Law Judge to decide the matter that was in dispute.

**DECISION AND ORDER**

Accordingly, the Department's determination is **AFFIRMED**.

VLA/hb



---

**Vicki Armstrong**  
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) 763-0155; 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**

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**Petitioner**

[REDACTED]