



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
MICHIGAN OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

ORLENE HAWKS
DIRECTOR

[REDACTED]
[REDACTED]
[REDACTED] MI [REDACTED]

Date Mailed: April 24, 2023
MOAHR Docket No.: 23-000440
Agency No.: [REDACTED]
Petitioner: [REDACTED]

SUPERVISING ADMINISTRATIVE LAW JUDGE: Marya A. Nelson-Davis

ORDER DENYING REQUEST TO VACATE DISMISSAL

On March 10, 2023, the Michigan Office of Administrative Hearings and Rules (MOAHR) received Petitioner's email request to reschedule her hearing or vacate the Order of Dismissal issued by MOAHR on March 16, 2023, after Petitioner failed to participate in a hearing in the above-captioned matter scheduled for Tuesday, February 28, 2023, at 1:30 PM. Petitioner alleges that she was unable to participate in her scheduled hearing because she was in the hospital.

Petitioner failed to establish good cause for her failure to participate in the February 28, 2023 hearing. After receiving Petitioner's request to vacate, MOAHR contacted Petitioner and requested verification, establishing that Petitioner was in the hospital on the day of her scheduled hearing. However, Petitioner failed to provide the requested verification. The Notice of Hearing that Petitioner received advised her of the date and time of the hearing, instructed her how to access the hearing to participate, and stated that if she did not call in within 15 minutes of the scheduled time, the hearing may be dismissed. Additionally, the Notice of Hearing instructions advised Petitioner that she must telephone MOAHR immediately, at 1-800-648-3397 or 517-335-2484, if on the day of the hearing she would be unable to participate.

NOW, THEREFORE, IT IS ORDERED that the request is **DENIED**.

MN-D/tlf



Marya Nelson-Davis
Administrative Law Judge

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 Office of Administrative Hearings and Rules.

Via-Electronic And First Class Mail :

DHHS -Dept Contact

Gretchen Backer
400 S. Pine, 6th Floor
PO Box 30479
Lansing, MI 48909

Via-Electronic Mail :

Agency Representative

Emily Piggott
DCH Appeals Section
222 N Washington Square
Suite 100
Lansing, MI 48909

DHHS Department Rep.

M. Carrier
Department Community Health
MDHHS
Appeals Section
PO Box 30807
Lansing, MI 48909

Via-First Class Mail :

Authorized Hearing Rep.

[REDACTED]
[REDACTED]
[REDACTED] MI [REDACTED]

Petitioner

[REDACTED]
[REDACTED]
[REDACTED] MI [REDACTED]