



GRETCHEN WHITMER
GOVERNOR

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

MARLON BROWN
DIRECTOR

[REDACTED]
[REDACTED]
[REDACTED]

Date Mailed: July 31, 2024
MOAHR Docket No.: 24-007235
Agency No.: [REDACTED]
Petitioner: [REDACTED]

ADMINISTRATIVE LAW JUDGE: Ellen McLemore

ORDER OF DISMISSAL
FOR LACK OF JURISDICTION

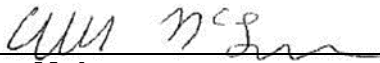
Following Petitioner's request for a hearing, this matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37, and 7 CFR 273.15 to 273.18, 42 CFR 431.200 to 431.250, 45 CFR 99.1 to 99.33, and 45 CFR 205.10; and Mich Admin Code, R 792.11002. After due notice, a telephone hearing was held on July 31, 2024, via conference line. Petitioner was represented by his Authorized Hearing Representative (AHR), [REDACTED] [REDACTED]. The Department of Health and Human Services (Department) was represented by Rebecca Scott, Eligibility Specialist.

In the present case, Petitioner's AHR submitted a hearing request to dispute the Department's actions regarding Petitioner's Medicare Savings Program (MSP) and Medical Assistance (MA) benefits. Petitioner had previously been approved for Supplemental Security Income (SSI)-related MA. However, as Petitioner was no longer an SSI recipient, the Department transitioned Petitioner to a different full coverage MA program, and MSP benefits continued under another case number. Petitioner did not have a lapse in coverage under either program. Petitioner's AHR conceded at the hearing that the issue for which she had requested a hearing had been resolved.

Per Department policy, the Michigan Office of Administrative Hearings and Rules may grant a hearing about any of the following: (i) denial of an application and/or supplemental payments; (ii) reduction in the amount of program benefits or service; (iii) suspension or termination of program benefits or service; (iv) restrictions under which benefits or services are provided; (v) delay of any action beyond standards of promptness; or (vi) for FAP only, the current level of benefits or denial of expedited service. BAM 600 (April 2018), p. 5.

As none of the previous conditions apply to Petitioner's case, it is found Petitioner's request for hearing is moot and there is no justiciable issue. As such, the hearing request, therefore, **DISMISSED** for lack of jurisdiction.

EM/dm



Ellen McLemore
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 Administrative Hearings and Rules.

Via-Electronic Mail :

DHHS
Tracy Felder
Wayne-Southwest-DHHS
MDHHS-Wayne-41-
Hearings@michigan.gov

SchaeferM

EQADHearings

BSC4HearingDecisions

MOAHR

Via-First Class Mail :

Petitioner

[REDACTED]
[REDACTED]
[REDACTED]

Authorized Hearing Rep.

[REDACTED]