

Michigan Office of Administrative Hearings and Rules
P.O. Box 30639
Lansing, MI 48909



Date Mailed: July 23, 2025
Docket No.: 25-024009
Case No.: 119840280
Petitioner: [REDACTED]

[REDACTED]
2041 CHARLTON AVE APT 16
ANN ARBOR, MI 48103

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هذه وثيقة قانونية مهمة. يرجى أن يكون هناك شخص ما يترجم المستند.

এটি একটি গুরুত্বপূর্ণ আইনি ডকুমেন্ট। দয়া করে কেউ দস্তাবেজ অনুবাদ করুন।

Este es un documento legal importante. Por favor, que alguien traduzca el documento.

这是一份重要的法律文件。请让别人翻译文件。

Ky është një dokument ligjor i rëndësishëm. Ju lutem, kini dikë ta përktheni dokumentin.

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Docket No.: 25-024009

Case No.: [REDACTED]

Petitioner: [REDACTED]

HEARING DECISION

On June 26, 2025, Petitioner [REDACTED] requested a hearing to dispute Petitioner's June 2025 Food Assistance Program (FAP) benefit amount. As a result, a hearing was scheduled to be held on July 22, 2025, pursuant to MCL 400.9, 7 CFR 273.15, and Mich Admin Code, R 792.11002. Petitioner appeared at the hearing. A. Shaikh, Paralegal at Legal Services of South Central Michigan, appeared on behalf of Petitioner. The Department of Health and Human Services (Department) was represented by Donna Curry, Assistance Payments Worker, and Ahmed Elahrag, Supervisor. Jin Huang, summer law clerk at Legal Services of South Central Michigan, and Lisa Ruby, Attorney at Legal Services of South Central Michigan, appeared as observers of the hearing.

A 16-page packet of documents provided by the Department was admitted collectively as the Department's Exhibit A.

ISSUE

Did the Department properly determine Petitioner's June 2025 FAP benefit amount?

FINDINGS OF FACT

The Administrative Law Judge, based on the competent, material, and substantial evidence on the whole record, finds as material fact:

1. In May 2025, Petitioner received \$292.00 in FAP benefits.
2. On or around May 23, 2025, Petitioner submitted a semi-annual contact form.
3. At the time Petitioner submitted Petitioner's semi-annual contact form, medical expenses of \$424.15 were reported.
4. Petitioner also reported the medical expenses of \$424.15 to the Department on June 12, 2025, via email.
5. On June 15, 2025, Petitioner received \$74.00 in FAP benefits.
6. On June 26, 2025, Petitioner requested a hearing to dispute Petitioner's June 2025 FAP benefit amount.

CONCLUSIONS OF LAW

Department policies are contained in the Department of Health and Human Services Bridges Administrative Manual (BAM), Department of Health and Human Services Bridges Eligibility Manual (BEM), Department of Health and Human Services Reference Tables Manual (RFT), and Department of Health and Human Services Emergency Relief Manual (ERM).

The FAP [formerly known as the Food Stamp program] is established by the Food and Nutrition Act of 2008, as amended, 7 USC 2011 to 2036a and is implemented by the federal regulations contained in 7 CFR 273. The Department (formerly known as the Department of Human Services) administers FAP pursuant to MCL 400.10, the Social Welfare Act, MCL 400.1-.119b, and Mich Admin Code, R 400.3001-.3011.

In this case, Petitioner received \$292.00 in FAP benefits in April 2025 and \$74.00 in June 2025. Petitioner refuted the Department's calculation of Petitioner's June 2025 FAP benefits because the Department's determination was unclear as to how Petitioner's income and expenses were calculated.

The Department's hearing summary included Petitioner's June 26, 2025, request for hearing and a letter with corresponding medical expenses submitted by Petitioner. Here, the Department submitted incomplete documentation. The Department did not show they properly calculated Petitioner's June 2025 FAP benefit amount. Accordingly, the Department failed to meet its burden of going forward and establishing that it properly determined Petitioner's June 2025 FAP benefit amount.

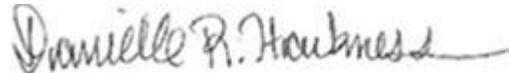
DECISION AND ORDER

The Administrative Law Judge, based on the above Findings of Fact and Conclusions of Law, and for the reasons stated on the record, if any, finds that the Department failed to establish that it properly determined Petitioner's June 2025 FAP benefit amount.

IT IS ORDERED that the Department's decision is **REVERSED**.

THE DEPARTMENT IS ORDERED TO BEGIN DOING THE FOLLOWING, IN ACCORDANCE WITH DEPARTMENT POLICY AND CONSISTENT WITH THIS HEARING DECISION, WITHIN 10 DAYS OF THE DATE OF MAILING OF THIS DECISION AND ORDER:

1. Redetermine Petitioner's eligibility for June 2025 FAP benefits
2. Issue any FAP benefits that Petitioner is otherwise eligible to receive.



**DANIELLE R. HARKNESS
ADMINISTRATIVE LAW JUDGE**

APPEAL RIGHTS: Petitioner may appeal this Hearing Decision to the circuit court. Rules for appeals to the circuit court can be found in the Michigan Court Rules (MCR), including MCR 7.101 to MCR 7.123, available at the Michigan Courts website at courts.michigan.gov. The Michigan Office of Administrative Hearings and Rules (MOAHR) cannot provide legal advice, but assistance may be available through the State Bar of Michigan at <https://rs.michbar.org> or Michigan Legal Help at <https://michiganlegalhelp.org>. A copy of the circuit court appeal should be sent to MOAHR. A circuit court appeal may result in a reversal of the Hearing Decision.

Either party who disagrees with this Hearing Decision may also send a written request for a rehearing and/or reconsideration to MOAHR within 30 days of the mailing date of this Hearing Decision. The request should include Petitioner's name, the docket number from page 1 of this Hearing Decision, an explanation of the specific reasons for the request, and any documents supporting the request. The request should be sent to MOAHR

- by email to MOAHR-BSD-Support@michigan.gov, **OR**
- by fax at (517) 763-0155, **OR**
- by mail addressed to
Michigan Office of Administrative Hearings and Rules
Rehearing/Reconsideration Request
P.O. Box 30639
Lansing Michigan 48909-8139

Documents sent via email are not secure and can be faxed or mailed to avoid any potential risks. Requests MOAHR receives more than 30 days from the mailing date of this Hearing Decision may be considered untimely and dismissed.

