

**Date Mailed:** December 18, 2025

**Docket No.:** 25-037385

**Case No.:** [REDACTED]

**Petitioner:** [REDACTED]

### **HEARING DECISION**

On October 3, 2025, Petitioner [REDACTED] requested a hearing to dispute a Medical Assistance (MA) determination. As a result, a hearing was scheduled to be held on December 16, 2025. Public assistance hearings are held pursuant to MCL 400.9 and 400.37; 7 CFR 273.15 to 273.18; 42 CFR 431.200 to 431.250; 42 CFR 438.400 to 438.424; 45 CFR 99.1 to 99.33; and 45 CFR 205.10; and Mich Admin Code, R 792.11002. Petitioner appeared and represented herself. Respondent Department of Health and Human Services (Department) had Assistance Payments Supervisor Amanda Boobyer appear as its representative.

A 17-page packet of documents provided by the Department was admitted collectively as the Department's Exhibit A.

### **ISSUE**

Did the Department properly close Petitioner's son Milo Stuart's MA case?

### **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 2024, Petitioner's mailing address changed to [REDACTED] Michigan (MI) [REDACTED]; but Petitioner was unaware that Petitioner needed to notify the Department of Petitioner's address change. Occasionally, Petitioner receives mail at Petitioner's previous mailing address of [REDACTED] MI [REDACTED] as the address is Petitioner's mother's address.
2. On July 5, 2025, the Department mailed a redetermination form to Petitioner's last-known address of record at [REDACTED] MI [REDACTED] to renew MA eligibility. The redetermination form stated, "your benefits will end if you do not submit the form." The redetermination form stated the due date for the form was August 4, 2025.
3. The July 5, 2025, redetermination form was not returned to the Department as undeliverable.
4. Petitioner did not receive the redetermination form.

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5. The Department did not receive a completed redetermination form from Petitioner by the due date, so the Department initiated the process to close Petitioner's MA.
  6. On September 19, 2025, the Department mailed a health care coverage determination notice to Petitioner to notify Petitioner that Milo Stuart was no longer eligible for MA effective October 1, 2025.
  7. On October 30, 2025, Petitioner requested a hearing to dispute the Department's decision.

### **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 MA program is established by Title XIX of the Social Security Act, 42 USC 1396-1396w-5; 42 USC 1315; the Affordable Care Act of 2010, the collective term for the Patient Protection and Affordable Care Act, Pub. L. No. 111-148, as amended by the Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152; and 42 CFR 430.10-.25. The Department administers the MA program pursuant to 42 CFR 435, MCL 400.10, and MCL 400.105-.112k.

In this case, the Department closed [REDACTED] MA case because the Department did not receive a completed redetermination form from Petitioner. Petitioner is disputing the Department's decision to close [REDACTED] MA case.

The Department must periodically redetermine or renew an individual's eligibility for active programs. BAM 210 (July 1, 2025), p. 1. A renewal for MA is a full review of eligibility factors completed annually. *Id.* Benefits stop at the end of the benefit period unless a renewal is completed, and a new benefit period is certified. *Id.* at 4.

In this case, the Department was unable to complete a renewal of [REDACTED] MA case because the Department did not receive a completed redetermination form from Petitioner. As a result, [REDACTED] MA stopped at the end of the benefit period. Thus, the Department properly closed [REDACTED] MA case.

At the hearing, Petitioner testified that Petitioner did not receive the July 5, 2025, redetermination form.

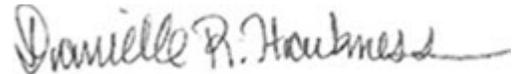
Documents properly addressed and placed in the mail are presumed to reach their destination. *Crawford v Michigan*, 208 Mich App 117, 121; 527 NW2d 30 (1994). "This presumption may be rebutted by evidence, but whether it was a question for the trier of fact." *Stacey v Sankovich*, 19 Mich App 688, 694; 173 NW2d 225 (1969). Plaintiff denied receipt of the papers but presented no evidence to rebut the presumption of

receipt. The mere denial of service is insufficient to rebut the presumption. Cf. *Ins Co of North America v Issett*, 84 Mich App 45, 49; 269 NW2d 301 (1978); *James v James*, 57 Mich App 452, 454; 225 NW2d 804 (1975). In this case, the Department provided credible evidence that the July 5, 2025, redetermination was mailed to Petitioner's last-known mailing address and was not returned as undeliverable. Petitioner's denial of service of the July 5, 2025, redetermination is insufficient to rebut this presumption.

**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 acted in accordance with its policies and the applicable law when it closed Milo Stuart's MA.

**IT IS ORDERED** the Department's decision is **AFFIRMED**.



**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](http://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://irs.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](mailto: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.

**Via Electronic Mail:**

**Respondent**

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**Via First Class Mail:**

**Petitioner**

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