



STATE OF WISCONSIN
Division of Hearings and Appeals

In the Matter of

DECISION

FOO/149930

On June 12, 2013, the above-named petitioner (CARES # [REDACTED]) requested a hearing. During the hearing the parties reached a stipulated agreement. The county was represented by Lee Yang.

The stipulated agreement is as follows:

The petitioner agreed to submit proof of all income to the county agency within ten (10) days of the date this stipulation decision is issued.

If, and only if, the petitioner timely submits the information detailed above, then the county agency agreed to review and re-determine FS eligibility retroactive to July 1, 2013, and issue all FS to which the petitioner was otherwise entitled, if any, within ten (10) days of the date petitioner submits the information detailed above, but no more than a total of twenty (20) days from the date this stipulation is issued.

NOW, THEREFORE, it is ORDERED

That the matter be remanded to the county agency with instructions to: accept the petitioner's documentary proof of his income if timely filed with the agency within (10) days of the date of this decision; and then review and re-determine his FS eligibility retroactive to July 1, 2013, and issue all FS to which the petitioner was otherwise entitled, if any, with notice. These actions shall be completed within 20 days of the date of this order. **IT IS FURTHER ORDERED**, *that in the alternative, if* the petitioner fails to timely provide proof of his income, *then* the appeal is dismissed in its entirety.

REQUEST FOR A REHEARING

This is a final administrative decision. If you think this decision is based on a serious mistake in the facts or the law, you may request a rehearing. You may also ask for a rehearing if you have found new evidence which would change the decision. Your request must explain what mistake the Administrative Law Judge made and why it is important or you must describe your new evidence and tell why you did not have it at your first hearing. If you do not explain these things, your request will have to be denied.

To ask for a rehearing, send a written request to the Division of Hearings and Appeals, P.O. Box 7875, Madison, WI 53707-7875. Send a copy of your request to the other people named in this decision as "PARTIES OF INTEREST." Your request for a rehearing must be received no later than 20 days after the date of the decision. Late requests cannot be granted.

The process for asking for a rehearing is in Wisconsin Statutes § 227.49. A copy of the statutes can be found at your local library or courthouse.

APPEAL TO COURT

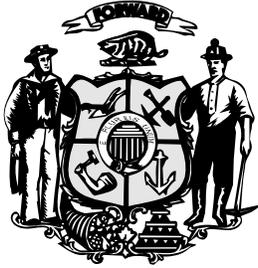
You may also appeal this decision to Circuit Court in the county where you live. Appeals must be filed no more than 30 days after the date of this hearing decision (or 30 days after a denial of a rehearing, if you ask for one).

For purposes of appeal to Circuit Court, the respondent in this matter is the Department of Health Services. Appeals must be served on the Office of the Secretary of that Department, either personally or by certified mail. The address of the Department is: 1 West Wilson Street, Madison, Wisconsin, 53703.

The appeal must also be served on the other "PARTIES IN INTEREST" named in this decision. The process for appeals to the Circuit Court is in Wisconsin Statutes §§ 227.52 and 227.53.

Given under my hand at the City of
Madison, Wisconsin, this 22nd day of July,
2013

\sKenneth Duren
Administrative Law Judge
Division of Hearings and Appeals



State of Wisconsin\DIVISION OF HEARINGS AND APPEALS

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The preceding decision was sent to the following parties on July 22, 2013.

Milwaukee Enrollment Services
Division of Health Care Access and Accountability