



**STATE OF WISCONSIN
Division of Hearings and Appeals**

In the Matter of

[REDACTED]
[REDACTED]
[REDACTED]

DECISION

FOS/150502

There is no issue for determination by the Division of Hearings and Appeals for the above captioned matter.

There appeared at that time and place the following persons:

PARTIES IN INTEREST:

[REDACTED]
[REDACTED]
[REDACTED]

Department of Children and Families
201 East Washington Avenue
Madison, Wisconsin 53703
By: Office of Legal Counsel and

Children's Service Society of Wisconsin
620 South 76th Street, Suite 120
Milwaukee, WI 53214

ADMINISTRATIVE LAW JUDGE:
David D. Fleming
Division of Hearings and Appeals

FINDINGS OF FACT

1. The individual named in the caption sent a letter to the Division of Hearings and Appeals, dated June 1, 2013 and received by the Division of Hearings and Appeals on July 1, 2013. That letter asked that the Division of Hearings and Appeals seal an earlier case file. A follow-up letter dated July 3, 2013 and received July 9, 2013 repeated that request and indicated that the earlier matter was case # ML-07-0232.
2. The Division of Hearings and Appeals opened a new case based on the correspondence just described; i.e., the above-captioned matter.

3. A hearing was scheduled for August 27, 2013 for the above-captioned matter, the above did not appear and the case was dismissed by Division of Hearings and Appeals Decision and Order dated August 28, 2013.

DISCUSSION

The above-captioned case was opened because of the letter(s) noted at Finding # 1 but, in fact, this was not a request for a new hearing. Rather, it was an administrative request concerning an earlier case.

As this was not a new appeal, the Division of Hearings and Appeals will, on its own motion, vacate the August 28, 2013 dismissal of the above captioned matter and remove this case from its case files whether those records be paper or electronic, thereby purging it records of the above-captioned case.

CONCLUSIONS OF LAW

That there is no hearing request in the letters noted in Finding # 1.

THEREFORE, it is

ORDERED

That the Division of Hearings and Appeals vacate the August 28, 2013 decision for the above-caption case and purge its records of the above captioned case.

Given under my hand at the City of Milwaukee,
Wisconsin, this 18th day of October, 2013

\sKenneth D. Duren
Assistant Administrator
Division of Hearings and Appeals



State of Wisconsin\DIVISION OF HEARINGS AND APPEALS

Brian Hayes, Administrator
Suite 201
5005 University Avenue
Madison, WI 53705-5400

Telephone: (608) 266-3096
FAX: (608) 264-9885
email: DHAmail@wisconsin.gov
Internet: <http://dha.state.wi.us>

The preceding decision was sent to the following parties on October 18, 2013.

Children's Service Society of Wisconsin
DCF - Foster Care