STATE OF WISCONSIN
Division of Hearings and Appeals

In the Matter of

Office of the Inspector General, Petitioner

DECISION
Case #: FOF - 152985

vs.

[redacted], Respondent

The Office of the Inspector General requested a Hearing under 7 C.F.R. §273.16 requesting that a FoodShare ["FS"] Intentional Program Violation ["IPV"] determination be entered against [redacted] and that a one year disqualification penalty be imposed for using the FS of a deceased individual.

Prior to the Administrative Law Judge ["ALJ"] holding a Hearing, the respondent signed a waiver. Therefore, the agency may impose the requested sanction.

NOW, THEREFORE, it is **ORDERED**

That the respondent, [redacted], is hereby ineligible to participate in the FoodShare ["FS"] program for a period of one year, effective the first month following the date of receipt of this decision.

APPEAL TO COURT

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

For purposes of appeal to Circuit Court, the Petitioner in this matter is the Department of Health Services. After filing the appeal with the appropriate court, it must be served on the Secretary of that Department, either personally or by certified mail, no more than 30 days after the date of this hearing decision. The address of the Department is: 1 West Wilson Street, Room 651, Madison, WI 53703. A copy should also be sent to the Division of Hearings and Appeals, 5005 University Avenue, Suite 201, Madison, WI 53705-5400.

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 Wis. Stat. §§ 227.52 and 225.53.

Given under my hand at the City of Madison, Wisconsin, this 16th day of January, 2014

\sSean Maloney
Administrative Law Judge
Division of Hearings and Appeals

c: Office of the Inspector General - email
Public Assistance Collection Unit - email
Division of Health Care Access and Accountability - email

State of Wisconsin\DIVISION OF HEARINGS AND APPEALS

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The preceding decision was sent to the following parties on January 16, 2014.

Office of the Inspector General
Public Assistance Collection Unit
Division of Health Care Access and Accountability