



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

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In the Matter of

██████ ██████  
██████████████████  
██

DECISION

FOO/158072

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On June 2, 2014, the above-named petitioner (CARES # ██████████) requested a hearing under Wis. Admin. Code § HA 3. At the hearing set for June 25, 2014, the parties reached a stipulated agreement. The county was represented by Simone Johnson. The stipulated agreement is as follows:

The petitioner agrees to verify non-enrollment in post-secondary course of study to the county agency within ten (10) days of the date this stipulation is issued. If, and only if, petitioner timely submits the information detailed above, the county agency agrees to review and re-determine petitioner's FS eligibility retroactive to June 2, 2014, as date of non-enrollment upon verification 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. **The petitioner must timely verify this item or her appeal will be dismissed without further action.**

**NOW, THEREFORE,** it is **ORDERED**

That the matter be remanded to the county agency with instructions to take all administrative steps in accordance with the above stipulation including the issuance of all FS to which the petitioner was otherwise entitled, if any, retroactive to June 2, 2014. These actions shall be completed within 10 days of the receipt of timely verification from the petitioner. **IT IS FURTHER ORDERED**, that *if* the petitioner fails to verify her post-secondary education status within 10 days of the date of this Decision, *then, in the alternative form*, her 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 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, Wisconsin, 53703.

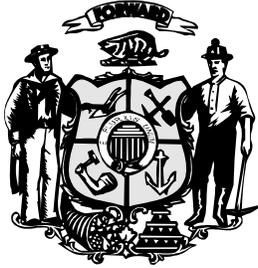
The appeal must also be served on the other "PARTIES IN INTEREST" named in this decision. The process for appeals to the Circuit Court is in Wisconsin Statutes §§ 227.52 and 227.53.

Given under my hand at the City of  
Madison, Wisconsin, this 25th day of June,  
2014

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\sKenneth Duren  
Administrative Law Judge  
Division of Hearings and Appeals

cc:



## State of Wisconsin\DIVISION OF HEARINGS AND APPEALS

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The preceding decision was sent to the following parties on June 25, 2014.

Milwaukee Enrollment Services  
Division of Health Care Access and Accountability