STATE OF WISCONSIN
Division of Hearings and Appeals

In the Matter of

Office of the Inspector General, Petitioner

vs.

DECISION
Case #: FOF - 158228

[redacted], Respondent

The Office of the Inspector General requested a hearing under 7 C.F.R. §273.16 requesting that a FoodShare Intentional Program Violation determination be entered against [redacted] and that a one year disqualification penalty be imposed for respondent received FS benefits for her son when he was not residing with her in her FS household.

After the administrative law judge held a hearing on August 5, 2014, the respondent signed a waiver. That waiver was received by OIG on August 6, 2014 and was received at DHA on August 7, 2014. 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 program for a period of one year, effective the first month following the date of receipt of this decision.

APPEAL TO COURT

You may also appeal this decision to Circuit Court in the county where you live. Appeals must be filed with the Court **and** served either personally or by certified mail on the Secretary of the Department of Health Services, 1 West Wilson Street, Room 651, Madison, WI 53703, **and** on those identified in this decision as "PARTIES IN INTEREST" **no more than 30 days after the date of this decision** or 30 days after a denial of a timely rehearing request (if you request one).

The process for Circuit Court Appeals may be found at Wis. Stat. §§ 227.52 and 227.53. A copy of the statutes may be found online or at your local library or courthouse.

Given under my hand at the City of Madison, Wisconsin, this 11th day of August, 2014

\sGary Wolkstein
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
Tanya Allen - email

State of Wisconsin\DIVISION OF HEARINGS AND APPEALS

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The preceding decision was sent to the following parties on August 11, 2014.

Office of the Inspector General
Public Assistance Collection Unit
Division of Health Care Access and Accountability
tanya.allen@wisconsin.gov