STATE OF WISCONSIN
Division of Hearings and Appeals

In the Matter of

[redacted]

DECISION

BCS/159654

On August 7, 2014, the above-named petitioner (CARES #[redacted]) requested a hearing. Prior to conducting a hearing, the parties reached a stipulated agreement. The county was represented by Pang Xiong. The stipulated agreement follows:

The county agency agrees to remove Social Security Disability income ($915) from the petitioner's BC+ budget retroactive to September 1, 2014, as he does not actually receive such income until November 19, 2014; and review and re-determine his eligibility for BC+ retroactive to September 1, 2014, certifying him for all MA to which he was otherwise entitled, if any, with notice.

The county agency will take the above agreed-upon actions within ten (10) days of the date this stipulated ORDER is issued.

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.

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 3rd day of
September, 2014

\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 September 3, 2014.

Milwaukee Enrollment Services
Division of Health Care Access and Accountability