



FH  
[REDACTED]

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

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In the Matter of

[REDACTED]  
[REDACTED]  
[REDACTED]

DECISION

ATI/164609

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**PRELIMINARY RECITALS**

Pursuant to a petition filed March 12, 2015, under Wis. Stat. § 49.85(4), to review a decision by the Milwaukee Enrollment Services in regard to implement the use of a levy to recover an overpayment of AFDC benefits, a hearing was held on April 7, 2015, at Milwaukee, Wisconsin.

There is no longer any issue for determination by the Division of Hearings and Appeals.

There appeared at that time and place the following persons:

**PARTIES IN INTEREST:**

Petitioner:

[REDACTED]  
[REDACTED]  
[REDACTED]

Respondent:

Department of Children and Families  
201 East Washington Avenue  
Madison, Wisconsin 53703

By: Pamela Hazley, HSPC Sr.  
Milwaukee Enrollment Services  
1220 W. Vliet St., Room 106  
Milwaukee, WI 53205

**ADMINISTRATIVE LAW JUDGE:**

Mayumi M. Ishii  
Division of Hearings and Appeals

**DISCUSSION**

The Petitioner filed an appeal on March 12, 2015, in response to a Notice Prior to Levy that the Public Assistance Collections Unit sent to her on March 4, 2015. After Ms. Hazley presented the agency's documents concerning the underlying overpayment of AFDC benefits and the documents showing the payments Petitioner made, via tax intercept, toward the overpayment, the Petitioner indicated that she was no longer contesting the overpayment. The Petitioner indicated that she just did not recall anything about it.

Because the Petitioner is no longer contesting the overpayment or the accompanying levy, the appeal will be dismissed. If I have misunderstood the situation, the Petitioner is directed to the rehearing instructions below.

**CONCLUSIONS OF LAW**

There is no longer any issue for determination by the Division of Hearings and Appeals.

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

That the petition is dismissed.

**REQUEST FOR A REHEARING**

You may request a rehearing if you think this decision is based on a serious mistake in the facts or the law or if you have found new evidence that would change the decision. Your request must be **received within 20 days after the date of this decision**. Late requests cannot be granted.

Send your request for rehearing in writing to the Division of Hearings and Appeals, 5005 University Avenue, Suite 201, Madison, WI 53705-5400 **and** to those identified in this decision as "PARTIES IN INTEREST." Your rehearing request must explain what mistake the Administrative Law Judge made and why it is important or you must describe your new evidence and explain why you did not have it at your first hearing. If your request does not explain these things, it will be denied.

The process for requesting a rehearing may be found at Wis. Stat. § 227.49. A copy of the statutes may be found online or 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 with the Court **and** served either personally or by certified mail on the Secretary of the Department of Children and Families, 201 East Washington Avenue, Madison, Wisconsin 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 (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 Milwaukee,  
Wisconsin, this 13th day of April, 2015.

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\sMayumi M. Ishii  
Administrative Law Judge  
Division of Hearings and Appeals



**State of Wisconsin\DIVISION OF HEARINGS AND APPEALS**

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The preceding decision was sent to the following parties on April 13, 2015.

Milwaukee Enrollment Services  
Public Assistance Collection Unit