



STATE OF WISCONSIN
Division of Hearings and Appeals

In the Matter of

[REDACTED]
[REDACTED]
[REDACTED]

INTERIM DECISION

AAP/165607

PRELIMINARY RECITALS

Pursuant to a petition filed April 21, 2015, under Wis. Admin. Code §DCF 50.065, to review a decision by the Adoption Assistance Program in regard to Adoption Assistance (AA), a telephonic hearing was held on June 08, 2015. At the hearing the parties agreed to the issuance of this Interim Decision evidencing their agreements made at hearing. This matter is being held open at least until August 15, 2015, at which time the parties have agreed to hold a status conference to determine if another hearing day is necessary should this matter not be resolvable without a hearing.

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, Room G200
Madison, Wisconsin 53703

By: Dale W. Langer, Adoption and Consultation Section

ADMINISTRATIVE LAW JUDGE:

Kelly Cochrane
Division of Hearings and Appeals

FINDINGS OF FACT

1. Petitioner is a resident of Winnebago County. Petitioner is a resident of Winnebago County and has appealed a notice denying Adoption Assistance payments.
2. At the hearing held on June 8, 2015, the petitioner submitted for the first time information regarding an SSI denial for the adopted child in question.
3. At the request of the petitioner, and by agreement of the parties, the record is held open at least until August 15, 2015, at which time the parties have agreed to hold a status conference to

determine if another hearing day is necessary should this matter not be resolvable without a hearing, and for this issuance of an Interim Decision remanding the matter consistent with their agreements.

THEREFORE, it is

ORDERED

That 1) the Division of Hearing and Appeals rescinds its order to continue AA benefits beyond what has been paid out as of today's date (they had been ordered to continue pending the outcome of this appeal); 2) the matter is remanded to the DCF so that the DCF will continue the adopted child's Medical Assistance (MA) eligibility pending the outcome of this appeal; 3) the petitioner will continue to work with the Social Security Administration to consider the adopted child's disability application and 4) this matter will be held open until at least until August 15, 2015 to determine if another hearing date will be needed in this matter to have the administrative law judge render a Final Decision.

Given under my hand at the City of Milwaukee,
Wisconsin, this 8th day of June, 2015

\sKelly Cochrane
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 June 8, 2015.

Adoption Assistance
Attorney Therese Durkin