

IN THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES
BUREAU OF STATE HEARINGS
ADMINISTRATIVE APPEAL SECTION

IN RE APPEAL OF:

DOCKET NO.	2005-AA-1170
APPEAL NO(S).	1255723 / FS 1255724 / CC
AG NO. HEARING REQUEST DATE:	11/03/2005
HEARING DECISION DATE:	11/30/2005 / EAT
APPEAL REQUEST DATE:	12/15/2005
AGENCY:	Cuyahoga CDJFS

Administrative Appeal Decision

The Appellant has requested an administrative appeal of the state hearing decision issued on November 30, 2005. The Appellant's request makes clear, however, that she does not disagree with the state hearing decision that sustained her child care and food stamp appeals, but is concerned with the Agency's failure to comply with the state hearing decision.

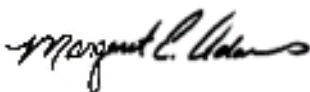
Ohio Admin. Code 5101:6-7-03 sets forth the Agency requirements for complying with state hearings. The rule provides that:

- (a) For decisions involving public assistance, social services or child support services, compliance shall be achieved within fifteen calendar days from the date the decision is issued, but in no event later than ninety calendar days from the date of the hearing request.

The Bureau of State Hearings is responsible for monitoring compliance with state hearing decisions.¹ The Appellant should contact the Cleveland Hearing Supervisor at (216) 787-5672 to report the Agency's failure to comply with the state hearing decision.

Decision

Having, reviewed the state hearing decision and record, we find the decision contains no error affecting the outcome of the appeal. Accordingly, we hereby ORDER that the decision be AFFIRMED.



Margaret Adams
Administrative Appeal Officer

CONCUR:



Robert J. Frankart
Administrative Appeal Officer



Robert Mullinax, Attorney-at-Law
Chief Legal Counsel

DATE OF ISSUANCE December 20, 2005

¹ Ohio Admin. Code 5101:6-7-03(A)(3)

This Administrative Appeal decision is the final decision on this appeal from the state department of job & family services. It is binding on the department and agency, unless it is reversed or modified on appeal to the court of common pleas.

An Appellant who disagrees with this decision may appeal it to the court of common pleas pursuant to sections 119.12 and 5101.35(E) of the Revised Code. The Appellant shall mail a notice of appeal to the department at the following address:

**Ohio Department of Job & Family Services
Office of Legal Services
30 E. Broad Street, 31st Floor
Columbus, OH 43215-3414**

The Appellant must also file the notice of appeal with the court of common pleas in the county in which the Appellant resides (Franklin County, if the Appellant does not reside in Ohio). Please note: Both the mailing to the department and the filing with the court must occur within thirty (30) calendar days of the date of issuance of this decision.

If you have questions about appealing to a court, contact your attorney, local legal aid society, or bar association. If you want information about free legal services, you can call the Ohio State Legal Services Association, toll free, at 1-800-589-5888.

cc: Director, Cuyahoga County Department of Job and Family Services
Hearings Supervisor, EAT, Bureau of State Hearings
Donna Tonkin, Wanda Ellis
Stephanie Shafer
Appellant