

**OHIO DEPARTMENT OF JOB AND FAMILY SERVICES
BUREAU OF STATE HEARINGS**

ADMINISTRATIVE APPEAL SECTION

In Re Appeal of:

Docket Number:	AA-684	
Appeal No(s)	1315022	FS
	1315023	MED
	1315025	DFA
AG No.	5023956047	
Hearing Request Date:	10/30/2006	
Hearing Decision Date:	12/28/2006 / RAH	
Appeal Request Date:	01/09/2007	
Agency:	WARREN CDJFS	

Administrative Appeal Decision

The appellant requests an administrative appeal of the state hearing decision issued on December 28, 2006. The state hearing decision sustained the Appellant's Medicaid, Disability Financial Assistance (DFA) and food stamps appeals, ordering the Warren County Department of Job and Family Services (Agency) to rescind the October 18, 2006, denial of the appellant's Medicaid and DFA applications, retaining the appellant's original application date. The state hearing decision (the Decision) further ordered the Agency to assist the appellant in obtaining all objective medical documentation required by the Disability Determination Unit (DDU) in its disability determination. In his administrative appeal request, the appellant states that he does not have the money to pay for the MRI, nor does the Agency.

The Agency has a responsibility to assist the appellant in obtaining the medical documentation needed to support the appellant's disability claim. That responsibility includes using administrative funds to assist the appellant in obtaining medical examinations. The Agency was ordered to assist the appellant in obtaining medical documentation, including the MRI. The Agency may need to use administrative funds to pay for the MRI if no other funding is available.

The appellant's Medicaid and DFA appeals were sustained and no further relief is available to the appellant at this time. The appellant's food stamp was sustained because the proposed termination of food stamp has been rescinded by the Agency. The appellant raised no issue as to the food stamp appeal.

DECISION

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

Administrative Appeal Officer

CONCUR:

Administrative Appeal Officer

Chief Administrative Hearing Officer

Date of Issuance: January 22, 2007

Notice to Appellant

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 the original 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 a copy of 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, WARREN CDJFS
CHASEE, HAINER01, Bureau of State Hearings