

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

ADMINISTRATIVE APPEAL SECTION

In Re Appeal of:

Docket Number:	AA-708	
Appeal No(s)	1322245	FS
AG No.	5052514311	
Hearing Request Date:	12/12/2006	
Hearing Decision Date:	01/03/2007 / JLH	
Appeal Request Date:	01/16/2007	
Agency:	HARDIN	

Administrative Appeal Decision

Appellant requests an administrative appeal of the state hearing decision issued on January 3, 2007. Appellant disputed her \$10 food stamp allotment. The Agency failed to attend the State hearing and did not establish a basis for its food stamp budget. The State hearing decision sustained Appellant's food stamp appeal because the Agency failed to appear for the hearing and present its case. The state hearing decision ordered the Agency to re-determine Appellant's food stamp eligibility and issue new notice, affording new appeal rights. If Appellant disagrees with the Agency's new determination of her food stamp eligibility, she may request a new state hearing. Therefore, although the state hearing decision has been found to be correct at this point, no further relief is available.

DECISION

Accordingly, we hereby ORDER that the hearing decision is AFFIRMED.

Administrative Appeal Officer

CONCUR:

Administrative Appeal Officer

Chief Administrative Hearing Officer

Date of Issuance: January 25, 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, HARDIN
LEHMAS01, HORNJ, Bureau of State Hearings