STATE OF WASHINGTON DEPARTMENT OF HEALTH OFFICE OF PROFESSIONAL STANDARDS

In the Matter of the WIC Benefits of:)			
,	Docket No. 98-08-C-1062WC		
)))	FINDINGS OF FACT, CONCLUSIONS OF LAW,		
Respondent.))	AND FINAL ORDER		
Health Law Judge	, Presiding Officer, Department of Health,		
having reviewed the Fair Hearing Reques	FINDINGS OF FACT, CONCLUSIONS OF LAW, AND FINAL ORDER residing Officer, Department of Health, d by , Respondent, and to the Respondent received by the		
a Letter dated September 8, 1998, from	to the Respondent received by the		
Adjudicative Clerk Office on the same day	y, hereby issues the following:		

I. FINDINGS OF FACT

- 1.1 was a participant in the Women Infants and Children
 Supplemental Food Program (WIC) which is administered by the Department of Health.
- 1.2 On August 28, 1998, filed a Fair Hearing Request, on behalf of her family, with the Department of Health, Adjudicative Clerk Office. The request was signed by the Respondent and dated August 14, 1998.
- 1.3 A Notice of Fair Hearing was sent to the Respondent and the Program setting the hearing for September 10, 1998, in Spokane, Washington.
- 1.4 On September 8, 1998, , WIC Program, submitted a letter to the Respondent informing her that the Claim for Reimbursement to the WIC Program, dated August 11, 1998, has been withdrawn. This was based upon the Respondent's statement, regarding the purchase of formula to meet her child's needs, which was considered valid.

II. CONCLUSIONS OF LAW

- 2.1 The Department of Health has jurisdiction over request for a hearing in this matter.
- 2.2 The Claim for Reimbursement to the WIC Program has been withdrawn, which constitutes grounds for dismissal of the case.

III. FINAL ORDER

Based upon the Findings of Fact and Conclusions of Law above, the Health Law Judge hereby ORDERS that the above-captioned case is DISMISSED.

THE PARTIES ARE FURTHER ADVISED, pursuant to RCW 34.05.461 and 34.05.470, that within ten (10) days of service of this Order you may file a petition for reconsideration with the Adjudicative Clerk Office, Department of Health, P.O. Box 47829 Olympia, Washington 98504-7879. The petition shall state the specific grounds upon which relief is requested. The petition for reconsideration shall not stay the effectiveness of this Final Order. The petition is deemed to have been denied if, within twenty (20) days of the date of its filing, the Adjudicative Clerk Office has not disposed of your petition, or has not served you with written notice specifying the date by which action will be taken on your petition.

"Filing" means actual receipt of the document by the Adjudicative Clerk Office. RCW 34.05.010(6). This Order was "served" upon you on the day it was deposited in the United States mail. RCW 34.05.010(18).

Proceedings for judicial review may be instituted by filing a petition in the Superior Court in accord with the procedures specified in Title 34 RCW, Part V, Judicial Review and Civil Enforcement. The petition for judicial review must be filed within

RCW 34.05.542.		-	
		DATED THIS 10th DA	Y OF SEPTEMBER, 1998.
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	•	!s/	
,		Presiding Officer	, Health Law Judge
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	ppy of this docume	ent upon the following parties of record: addressed with postage prepaid.	
DATED AT OLYMPIA, WASHIN	GTON THIS	_ DAY OF SEPTEMBER, 1998.	· · · · · ·
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Adjudicative Clerk Office		cc: REBECCA WAITE	
FOR INTERNAL USE C		al tracking numbers)	
OPS No. 98-09-09-435\	WIC		

thirty (30) days after you have been served with this Final Order, as provided by