

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2.2 The Claim for Reimbursement to the WIC Program has been withdrawn, which constitutes grounds for dismissal of the case.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

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thirty (30) days after you have been served with this Final Order, as provided by
RCW 34.05.542.

DATED THIS 10th DAY OF SEPTEMBER, 1998.

_____/s/_____
Presiding Officer, Health Law Judge

DECLARATION OF SERVICE BY MAIL

I declare that today I served a copy of this document upon the following parties of record:
by mailing a copy properly addressed with postage prepaid.

DATED AT OLYMPIA, WASHINGTON THIS _____ DAY OF SEPTEMBER, 1998.

Adjudicative Clerk Office

cc: REBECCA WAITE

FOR INTERNAL USE ONLY: (Internal tracking numbers) OPS No. 98-09-09-435WIC
