

STATE OF WASHINGTON
DEPARTMENT OF HEALTH
OFFICE OF PROFESSIONAL STANDARDS

In the Matter of WIC Benefits)
of:) OPS No. 95-06-15-876 WIC
)
)
) FINDINGS OF FACT,
) CONCLUSIONS OF LAW,
Respondent.) AND FINAL ORDER
_____)

Review Judge for the Department of Health, having reviewed the Fair Hearing Request submitted by _____ Respondent, received by the Office of Professional Standards on June 12, 1995, and the Cancellation of Fair Hearing Request Form submitted by _____, received by the Office of Professional Standards on July 13, 1995, 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 through the Orchards WIC Program.

1.2 On June 12, 1995, _____ submitted a Fair Hearing Request, on behalf of her family, to the Department of Health, Office of Professional Standards.

1.3 On July 6, 1995, a Notice of Fair Hearing was sent to the Respondent and the Program setting the hearing on July 17, 1995, in Vancouver, Washington.

1.4 On July 10, 1995, _____ Supervisor, Nutrition Services, submitted a Cancellation of Fair Hearing Request Form by FAX, on behalf of _____ to the Office of Professional Standards. In the memo Ms. _____ stated:

I am withdrawing my request because:
I understand that the children are older than the ages currently served by WIC.

II. CONCLUSIONS OF LAW

2.1 The Department of Health has jurisdiction over [redacted]'s request for a hearing in this matter.

2.2 [redacted] withdrew her request for a hearing. This withdrawal constitutes grounds for dismissal of the case.

III. FINAL ORDER

3.1 Based upon the Findings of Fact and Conclusions of Law above, Review Judge, hereby orders the case DISMISSED.

THE PARTIES ARE FURTHER ADVISED, pursuant to RCW 34.05.461 and .470, that within ten (10) days of service of this Order you may file a petition for reconsideration with the Office of Professional Standards, Department of Health, P.O. Box 47872, Olympia, Washington 98504-7872. 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 Department 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 Office of Professional Standards. 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 thirty

