

**STATE OF WASHINGTON
DEPARTMENT OF HEALTH
OFFICE OF PROFESSIONAL STANDARDS**

In the Matter of WIC Benefits of:)	Docket No. 97-11-C-1035WC
))
)	FINDINGS OF FACT,
)	CONCLUSIONS OF LAW, AND
Respondent.)	FINAL ORDER
_____)	

Senior Health Law Judge Presiding Officer for the Department
of Health, having reviewed a cancellation of fair hearing request form submitted by
Respondent, dated October 21, 1997, hereby issues the following:

I. FINDINGS OF FACT

1.1 is a participant in the Women Infants and Children Supplemental Food Program (WIC) which is administered by the Department of Health.

1.2 On October 10, 1997, the Respondent submitted a Fair Hearing Request, on behalf of her family, to the Department of Health, Office of Professional Standards.

1.3 On October 21, 1997, the Respondent submitted a Cancellation of Fair Hearing Request Form stating that she would like to cancel request for a Fair Hearing because she did not understand the Fair Hearing Request form and was only trying to let the WIC office know why she had missed an appointment.

II. CONCLUSIONS OF LAW

2.1 The Department of Health has jurisdiction over the Respondent's request for a hearing in this matter.

2.2 The Respondent 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, the Presiding Officer hereby orders the above referenced case 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 47879, 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 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 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).

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

DATED THIS 18 DAY OF NOVEMBER, 1997.

/s/

Senior Health Law Judge
Presiding Officer

DECLARATION OF SERVICE BY MAIL

I declare that today I served a copy of this document upon the following parties of record:

_____ AND _____ by mailing a copy properly addressed with postage prepaid.

DATED AT OLYMPIA, WASHINGTON THIS _____ DAY OF NOVEMBER, 1997.

Adjudicative Clerk Office