



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

Division of Family Development
P.O. Box 716
TRENTON, NEW JERSEY 08625

Chris Christie
Governor

Kim Guadagno
Lt. Governor

Elizabeth Connolly
Acting Commissioner

Natasha Johnson
Director
Tel. (609) 588-2400

The following Decision is distributed for your information. This Decision has been made in consideration of the specific facts of this case. This Decision is not to be interpreted as establishing any new mandatory policy or procedure otherwise officially promulgated.

STATE OF NEW JERSEY
DEPARTMENT OF HUMAN SERVICES

FINAL DECISION

OAL DKT. NO. HPW 16922-15 N.R.

AGENCY DKT. NO. C045981 (ATLANTIC CO. DEPT OF FAM. & COM. DEV)

Petitioner appeals from the Respondent Agency's denial of Emergency Assistance ("EA") benefits. The Agency denied Petitioner EA benefits contending that she was not homeless. Because Petitioner appealed, the matter was transmitted to the Office of Administrative Law for a hearing. On October 27, 2015, the Honorable Bruce M. Gorman, Administrative Law Judge ("ALJ"), held a plenary hearing, took testimony, and admitted documents.

On October 28, 2015, the ALJ issued an Initial Decision, affirming the Agency's determination. The ALJ found that Petitioner is not homeless, and has been given an additional sixty days, until December 9, 2015, to vacate her mother's apartment. See Initial Decision at 2, 3. Accordingly, the ALJ found that Petitioner is not eligible for EA benefits. *Id.* at 3; see also N.J.A.C. 10:90-6.1(a).

No Exceptions to the Initial Decision were filed.

As the Director of the Division of Family Development, Department of Human Services, I have considered the ALJ's Initial Decision, and following an independent review of the record, I concur with the ALJ's final conclusion in this matter and hereby ADOPT the Findings of Fact and Conclusion of Law in this matter.

By way of comment, Petitioner may reapply for EA benefits should her circumstances change, provided she continues to need EA benefits, and is otherwise eligible for EA benefits in accordance with N.J.A.C. 10:90-6.1.

By way of further comment, as it appears from the Petitioner's EA application, Exhibit R-1 at 14, that the Petitioner has an open case with the Division of Child Protection and Permanency, f/k/a DYFS, a copy of the Initial and Final Decisions shall be forwarded to DCP&P to ensure the health, safety, and welfare of Petitioner's children.

Accordingly, the Initial Decision in this matter is hereby ADOPTED and the Agency's determination is AFFIRMED.

NOV 10 2015

Signed Copy on File
at DFD, BARA

Natasha Johnson
Director