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**STATE OF ALASKA
DEPARTMENT OF HEALTH AND SOCIAL SERVICES
OFFICE OF HEARINGS AND APPEALS**

In the Matter of

[REDACTED]

Claimant,

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OHA Case No. 09-PH-541

Division Case No. [REDACTED]

FAIR HEARING DECISION

STATEMENT OF THE CASE

[REDACTED] (Claimant) applied for Food Stamp benefits on September 28, 2009. (Ex. 2.0-2.8) On October 1, 2009, the Division of Public Assistance (Division) sent Claimant written notification his application for Food Stamp benefits was denied. (Ex. 4.0) Claimant requested a fair hearing on October 1, 2009. (Ex. 4.1) This Office has jurisdiction pursuant to 7 AAC 48.010 and 7 CFR §273.15.

Pursuant to Claimant's request, a hearing was held on November 24, 2009. Claimant attended the hearing in person and testified in his own behalf. Claimant's mother, [REDACTED], appeared in person and testified on behalf of Claimant. The Division was represented by [REDACTED], Fair Hearing Representative and a Public Assistance Analyst with the Division of Public Assistance, who appeared in person and testified on behalf of the Division.

ISSUE

Was the Division correct to deny Claimant's September 28, 2009 Food Stamp application due to a felony drug conviction in 2004?

FINDINGS OF FACT

The following facts were established by a preponderance of the evidence:

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Table of Contents N2 Electricity Exam And Memos

1. Understanding the eBook N2 Electricity Exam And Memos
 - The Rise of Digital Reading N2 Electricity Exam And Memos
 - Advantages of eBooks Over Traditional Books
2. Identifying N2 Electricity Exam And Memos
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an N2 Electricity Exam And Memos
 - User-Friendly Interface
4. Exploring eBook Recommendations from N2 Electricity Exam And Memos
 - Personalized Recommendations
 - N2 Electricity Exam And Memos User Reviews and Ratings
 - N2 Electricity Exam And Memos and Bestseller Lists
5. Accessing N2 Electricity Exam And Memos Free and Paid eBooks
 - N2 Electricity Exam And Memos Public Domain eBooks

- N2 Electricity Exam And Memos eBook Subscription Services
- N2 Electricity Exam And Memos Budget-Friendly Options
- 6. Navigating N2 Electricity Exam And Memos eBook Formats
 - ePub, PDF, MOBI, and More
 - N2 Electricity Exam And Memos Compatibility with Devices
 - N2 Electricity Exam And Memos Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of N2 Electricity Exam And Memos
 - Highlighting and Note-Taking N2 Electricity Exam And Memos
 - Interactive Elements N2 Electricity Exam And Memos
- 8. Staying Engaged with N2 Electricity Exam And Memos
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers N2 Electricity Exam And Memos
- 9. Balancing eBooks and Physical Books N2 Electricity Exam And Memos
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection N2 Electricity Exam And Memos
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine N2 Electricity Exam And Memos
 - Setting Reading Goals N2 Electricity Exam And Memos
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of N2 Electricity Exam And Memos
 - Fact-Checking eBook Content of N2 Electricity Exam And Memos
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks

14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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