



State of Wisconsin
Department of Health Services

Scott Walker, Governor
Linda Seemeyer, Secretary

August 31, 2018

Mr. Jeffrey Renk
Senate Chief Clerk
Room B20 Southeast, State Capitol
Madison, WI 53702

Mr. Patrick Fuller
Assembly Chief Clerk
17 West Main, Suite 401
Madison, WI 53703

Dear Mr. Renk and Mr. Fuller:

Wisconsin Stat. §§ 227.485(9) and 814.245(10) requires the Department of Health Services (DHS) to submit an annual report concerning decisions and resulting payments of attorney fees and related legal costs. Attorney fees and other legal costs are to be paid whenever the opposing party to an agency's Chapter 227 hearing prevails and it is determined that the agency's position was not substantially justified. The attached report reflects payments made during SFY 2018.

In addition, DHS is required to report any awards granted to the department regarding frivolous motions brought against the department. No motions of opposing parties were found to be frivolous in SFY 2018. Consequently, DHS has no awards to report.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Seemeyer", with a long horizontal flourish extending to the right.

Linda Seemeyer
Secretary

Attachment

cc: Cortney Mesdjian
Nancy Murleau

1985 WISCONSIN ACT 52
Claims Under Wis. Stat. §§ 814.245 and 227.485
Fiscal Year: July 1, 2017, to June 30, 2018

CASE NAME	CASE NO.	AGENCY	ASSISTANT ATTORNEY GENERAL/ DHS ATTORNEY	OPPOSING COUNSEL	NATURE OF CASE/CLAIM	COSTS/FEEES REQUESTED	AMOUNT AWARDED	DATE OF ORDER(S)	APPEAL
Barber, Jersey	CMPA/17 9040	DHS	None	Attorney Polly Shoemaker ABC for Health, Inc.	The Department's denial of a prior authorization request for speech and language therapy	\$5,700.75	\$5,602.50	10/25/2017	No
Cronk, Gretha	CMGE/18 1569, CFCP/181 570 & CMQB/18 1571	DHS	None	Attorney Kate Schilling Greater Wisconsin Agency on Aging Resources, Inc.	The Department's denial of petitioner's applications for medical assistance, Family Care Medical Assistance, and Medicare Premium Assistance	\$3,096.00	\$3,096.00	12/27/2017	No
Gavin, Cory	CCWA/18 2532	DHS	None	Attorney Mitchell Hagopian Disability Rights Wisconsin	Discontinued eligibility under the Community Integration Program 1B (CIP 1B)	\$1,719.96	\$1,719.96	4/19/2018	No
Jordan, Larese	CCWA/18 2529	DHS	None	Attorney Mitchell Hagopian Disability Rights Wisconsin	Discontinued eligibility under the Community Integration Program 1B (CIP 1B)	\$2,032.68	\$2,032.68	4/19/2018	No
Kane, Ryan	CCWA/18 2867	DHS	None	Attorney Mitchell Hagopian Disability Rights Wisconsin	Discontinued eligibility under the Community Integration Program 1B (CIP 1B)	\$1,671.09	\$1,671.09	4/19/2018	No