



STATE OF MICHIGAN
 TERRI LYNN LAND, SECRETARY OF STATE
 DEPARTMENT OF STATE
 LANSING

DRIVER LICENSE APPEAL

In the matter of:

Petitioner License Number: [REDACTED]
 Hearing Date: April 18, 2007
 Case Number: [REDACTED]
 Hearing Officer: White-Simmons

ORDER/AUTHORIZATION

This administrative hearing is held at Petitioner's request pursuant to MCL 257.322 and 1999 MR9 R 257.301 *et seq.*

The following individuals were present for the hearing: Hearing Officer White-Simmons, [REDACTED] Jr and Attorney Jeffrey Randa.

After considering the evidence submitted by Petitioner and any legal arguments, and based on the Findings of Fact and Conclusions of Law on the record, the Hearing Officer finds the Petitioner has met the licensing requirements of the Department and satisfactorily rebutted the presumption of habitual violation as mandated by MCL 257.303(7)(b). Testimonial letters corroborated the Petitioner's abstinence. A favorable Substance Abuse Evaluation was presented. Further, Petitioner has presented sufficient evidence to establish satisfactory compliance with the minimum one year ignition interlock requirement mandated by MCL 257.322(9). The revocation/denial was erroneously reinstated in March 2007 because of a late received abstract of a May 1996 drinking and driving conviction from Ohio. The conviction itself remains on the record until some action is taken to remove it, however the driving record will be corrected to rescind the March 2007 reinstatement of the revocation. The Petitioner will receive a separate document to that effect and should present both that correction letter and this Order to the branch when applying for full privileges.

Therefore, Petitioner's appeal is **GRANTED** with full privileges effective April 19, 2007 and upon payment of the required reinstatement fee.

PETITIONER MUST PRESENT THIS ORDER/AUTHORIZATION TO A SECRETARY OF STATE BRANCH OFFICE TO PAY THE REQUIRED REINSTATEMENT FEE(S) TO BE ISSUED FULL DRIVING PRIVILEGES. FOLLOW BRANCH OFFICE PROCEDURES.

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