

9/27/95



STATE OF WISCONSIN  
DEPARTMENT OF HEALTH & SOCIAL SERVICES

SEP 28

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In the Matter of

Cathy S. Leverich  
106 West 9th Avenue  
Cshkosh, WI 54901

RECEIVED  
MAY 25 1996  
NATIONAL CLEARING HOUSE  
FOR LEGAL SERVICES

DECISION

AFD-70/81303

A final administrative decision was issued in this matter on June 29, 1994. Pursuant to judicial review, circuit court in Winnebago County issued a decision on May 31, 1995 reversing the administrative decision. The administrative decision had determined that the county Department of Social Services had correctly concluded that the petitioner had been overpaid Aid to Families with Dependent Children and that the overpayment was correctly being recouped. The Circuit Court held that equitable estoppel was a bar to the recovery of the AFDC benefits. .

The Decision is appended hereto.

NOW, THEREFORE, it is

**O R D E R E D**

that the matter is remanded to the Winnebago County Department of Social Services with instructions to cease any recoupment of the petitioner's AFDC for the reason at issue here and to return any prior amount recouped for the same reason.

Given under my hand at the City of  
Madison, Wisconsin, this 27TH  
day of SEPTEMBER 1995.

Louis H. Dunlap, Director  
OFFICE OF ADMINISTRATIVE HEARINGS

cc: petitioner  
Winnebago County DSS  
Karen Roehl, Atty-LSNEW