

BALL V. SWOAP COURT REPORT
 REPORT FOR **DECEMBER 2012**

1. FOOD STAMP CASES WITH NO WAIVER OR POSTPONEMENTS

a. The number of cases heard and awaiting final decision as of the first day of the month.	99
b. The number of cases in which a final decision was issued by the last day of the month.	72
c. Of the cases decided during the month, the number in which a final decision was issued within 60 days of request.	63
d. Of the cases decided during the month, the number in which final decision was issued more than 60 days from request.	9

e. Indicate the age of the untimely decisions (item 1.d.) as follows:

Decisions issued within

61 – 90 days of request	2
91 – 120 days	3
120 – 150 days	1
151 – 180 days	1
181 – 210 days	0
211 – 240 days	2
More than 240 days	0

f. Indicate the age of the cases awaiting decision as of the last day of the month (the difference between items 1.a. and 1.b.) as follows:

Requests filed less than

60 days ago	1
61 – 90 days	7
91 – 120 days	1
121 – 150 days	1
151 – 180 days	3
181 – 210 days	3
211 – 240 days	1
More than 240 days	9

g. The number of untimely decisions (item 1.d.) in which the claimant prevailed, in whole or in part.

1

2. FOOD STAMP CASES WITH POST HEARING CONTINUANCE (WAIVER)

a. The number of cases heard and awaiting final decision as of the first day of the month.	7
b. The number of cases in which the final decision was issued by the last day of the month.	2
c. Of the cases decided during the month, the number in which the final decision was issued within 60 days of request.	1
d. Of the cases decided during the month, the number in which the final decision was issued more than 60 days from request.	1

e. Indicate the age of the untimely decisions (item 2.d.) as follows:

Decisions issued within

61 – 90 days	1
91 – 120 days	0
121 – 150 days	0
151 – 180 days	0
181 – 210 days	0
211 – 240 days	0
More than 240 days	0

f. Indicate the age of cases awaiting decision as of the last day of the month (the difference between items 2.a. and 2.b.) as follows:

Request filed less than

60 days ago	2
61 – 90 days	1
91 – 120 days	0
121 – 150 days	1
151 – 180 days	0
181 – 210 days	0
211 – 240 days	0
More than 240 days	0

g. The number of untimely decisions (item 2.d.) in which the claimant prevailed, in whole or in part.

0

- In those cases where the hearing was continued on the motion of the Administrative Law Judge prior to the close of the record or the record remained open after the hearing for submission of evidence, the number of days (1 day or greater) for continuance or holding the record open are computed as an extension to the 60 / 90 days from the date of the hearing request prior to indicating the age of a case having a post hearing continuance.

3. FOOD STAMP ONLY CASES WITH PREHEARING POSTPONEMENT

a. The number of cases heard and awaiting final decision as of the first day of the month.	47
b. The number of cases in which the final decision was issued by the last day of the month.	36
c. Of the cases decided during the month, the number in which the final decision was issued within 60 days of request.	27
d. Of the cases decided during the month, the number in which the final decision was issued more than 60 days from request.	9

e. Indicated the age of the untimely decisions (item 3.d.) as follows:

Decisions issued within

61 – 90 days of request	8
91 – 120 days	0
121 – 150 days	0
151 – 180 days	0
181 – 210 days	0
211 – 240 days	1
More than 240 days	0

f. Indicate the age of cases awaiting decision as of the last day of the month (the difference between items 3.a. and 3.b.) as follows:

Request filed less than

60 days ago	2
61 – 90 days	2
91 – 120 days	2
121 – 150 days	1
151 – 180 days	0
181 – 210 days	1
211 – 240 days	0
More than 240 days	3

g. The number of untimely decisions (item 3.d.) in which the claimant prevailed, in whole or in part.	0
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BALL V. SWOAP COURT REPORT
 REPORT FOR **DECEMBER 2012**

1. CASES WITH NO WAIVER OR POSTPONEMENTS.

	MN /DED	SS	RCA	AA	FSFR /IPV
a. The number of cases heard and awaiting final decision as of the first day of the month.	446	113	0	0	0
b. The number of cases in which a final decision was issued by the last day of the month.	306	74	0	0	0
c. Of the cases decided during the month, the number in which the final decision was issued within 90 days of request.	124	53	0	0	0
d. Of the cases decided during the month, the number in which the final decision was issued more than 90 days of request	182	21	0	0	0

e. Indicate the age of the untimely decisions (item 1.d.) as follows:

Decisions issued within

91 – 120 days	18	18	0	0	0
121 – 150 days	10	3	0	0	0
151 – 180 days	4	0	0	0	0
181 – 210 days	6	0	0	0	0
211 – 240 days	10	0	0	0	0
241 – 270 days	62	0	0	0	0
> 270 days	72	0	0	0	0

f. Indicate the ages of cases awaiting final decision (the difference between items 1.a. and 1.b.) as of the last day of the month.

Request filed

< 91 days	27	16	0	0	0
91 – 120 days	12	7	0	0	0
121 – 150 days	12	9	0	0	0
151 – 180 days	17	2	0	0	0
181 – 210 days	9	2	0	0	0
211 – 240 days	11	0	0	0	0
241 – 270 days	8	1	0	0	0
> 270 days	45	2	0	0	0

g. The number of untimely decisions (item 1.d.) in which the claimant prevailed, in whole or in part.	133	14	0	0	0
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2. CASES WITH A POSTHEARING CONTINUANCE (WAIVER)

	MN /DED	SS	RCA	AA	FSFR /IPV
a. The number of cases heard and awaiting final decisions as of the first day of the month.	34	14	0	0	0
b. The number of cases in which a final decision was issued by the last day of the month.	21	5	0	0	0
c. Of the cases decided during the month, the number in which a final decision was issued within 90 days of the request.	17	3	0	0	0
d. Of the cases decided during the month, the number in which a final decision was issued more than 90 days from the request.	4	2	0	0	0

e. Indicate the age of the timely decisions (item 1.d.) as follows:

Decision issued within

91 – 120 days	2	1	0	0	0
121 – 150 days	0	1	0	0	0
151 – 180 days	0	0	0	0	0
181 – 210 days	0	0	0	0	0
211 – 240 days	0	0	0	0	0
241 – 270 days	2	0	0	0	0
> 270 days	0	0	0	0	0

f. Indicate the ages of cases awaiting decisions as of the last day of the month (the difference between 1.a. and 1.b.) as follows:

Request filed

< 91days ago	7	8	0	0	0
91 – 120 days	3	0	0	0	0
121 – 150 days	1	1	0	0	0
151 – 180 days	1	0	0	0	0
181 – 210 days	0	0	0	0	0
211 – 240 days	0	0	0	0	0
241 – 270 days	0	0	0	0	0
> 270 days	1	0	0	0	0

g. The number of untimely decisions (item 2.d.) in which the claimant prevailed, in whole or in part.	1	2	0	0	0
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- In those cases where the hearing was continued on the motion of the Administrative Law Judge prior to the close of the record or the record remained open after the hearing for submission of evidence, the number of days (1 day or greater) for continuance or holding the record open are computed as an extension to the 60 / 90 days from the date of the hearing request prior to indicating the age of a case having a post hearing continuance.

3. CASES WITH PREHEARING POSTPONEMENT

	MN / DED	SS	RCA	AA	FSFR / IPV
a. The number of cases heard and awaiting final decision as of the first day of the month.	591	63	0	0	0
b. The number of cases in which a final decision was issued by the last day of the month.	462	32	0	0	0
c. Of cases decided during the month, the number in which the final decision was issued within 90 days of request.	74	23	0	0	0
d. Of cases decided during the month, the number in which final decision was issued more than 90 days from request.	388	9	0	0	0

e. Indicate the age of the untimely decisions (item 3.d.) as follows:

Decisions issued within

91 – 120 days	16	7	0	0	0
121 – 150 days	31	0	0	0	0
151 – 180 days	25	0	0	0	0
181 – 210 days	56	0	0	0	0
211 – 240 days	97	0	0	0	0
241 – 270 days	83	0	0	0	0
> 270 days	80	2	0	0	0

f. Indicate the age of cases awaiting decision (the difference between 3.a. and 3.b.) as of the last day of the month.

Request filed

< 91 days ago	25	15	0	0	0
91 – 120 days	9	3	0	0	0
121 – 150 days	6	5	0	0	0
151 – 180 days	17	1	0	0	0
181 – 210 days	8	3	0	0	0
211 – 240 days	10	0	0	0	0
241 – 270 days	23	2	0	0	0
> 270 days	31	2	0	0	0

g. The number of untimely decisions (item 3.d.) in which the claimant prevailed, in whole or in part.	160	9	0	0	0
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4. INTERIM PAYMENTS DURING THE REPORTING MONTH

a. The number of claimants paid \$50.00 or more under paragraph 3 of the Order of <i>Ball v. Swoap</i> 1981.	320
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b. Of the payments shown (item 4.a.), indicate the penalty payment for each late case:

NON-CW	\$97.50 / day
MN	\$100.00 / day
FS	\$40.00 / day

NON-CW

248 days / 158 days late / \$15,405.00
 105 days / 15 days late / \$1,462.50
 96 days / 6 days late / \$585.00
 255 days / 165 days late / \$16,087.50
 294 days / 204 days late / \$19,890.00
 92 days / 2 days late / \$195.00
 94 days / 4 days late / \$390.00
 96 days / 6 days late / \$585.00
 91 days / 1 day late / \$97.50
 91 days / 1 day late / \$97.50
 91 days / 1 day late / \$97.50
 91 days / 1 day late / \$97.50
 91 days / 1 day late / \$97.50
 103 days / 13 days late / \$1,267.50
 113 days / 23 days late / \$2,242.50
 91 days / 1 day late / \$97.50
 92 days / 2 days late / \$195.00
 91 days / 1 day late / \$97.50
 92 days / 2 days late / \$195.00
 111 days / 21 days late / \$2,047.50
 104 days / 14 days late / \$1,365.00
 94 days / 4 days late / \$390.00
 92 days / 2 days late / \$195.00

FS

70 days / 10 days late / \$400.00

MN/DED

112 days / 22 days late / \$2,300.00
 94 days / 4 days late / \$400.00
 259 days / 169 days late / \$16,900.00

152 days / 62 days late / \$6,200.00
102 days / 12 days late / \$1,200.00
163 days / 73 days late / \$7,300.00
116 days / 26 days late / \$2,600.00
99 days / 9 days late / \$900.00
96 days / 6 days late / \$600.00
121 days / 31 days late / \$3,100.00
122 days / 32 days late / \$3,200.00
128 days / 38 days late / \$3,800.00
117 days / 27 days late / \$2,700.00
119 days / 29 days late / \$2,900.00
125 days / 35 days late / \$3,500.00
142 days / 52 days late / \$5,200.00
118 days / 28 days late / \$2,800.00
120 days / 30 days late / \$3,000.00
118 days / 28 days late / \$2,800.00
143 days / 53 days late / \$5,300.00
121 days / 31 days late / \$3,100.00
118 days / 28 days late / \$2,800.00
125 days / 35 days late / \$3,500.00
145 days / 55 days late / \$5,500.00
121 days / 31 days late / \$3,100.00
132 days / 42 days late / \$4,200.00
121 days / 31 days late / \$3,100.00
121 days / 31 days late / \$3,100.00
143 days / 53 days late / \$5,300.00
117 days / 27 days late / \$2,700.00
134 days / 44 days late / \$4,400.00
121 days / 31 days late / \$3,100.00
114 days / 24 days late / \$2,400.00
131 days / 41 days late / \$4,100.00
129 days / 39 days late / \$3,900.00
121 days / 31 days late / \$3,100.00
129 days / 39 days late / \$3,900.00
125 days / 35 days late / \$3,500.00
129 days / 39 days late / \$3,900.00
134 days / 44 days late / \$4,400.00
121 days / 31 days late / \$3,100.00
250 days / 160 days late / \$16,000.00
117 days / 27 days late / \$2,700.00
134 days / 44 days late / \$4,400.00
120 days / 30 days late / \$3,000.00
129 days / 39 days late / \$3,900.00
119 days / 29 days late / \$2,900.00
119 days / 29 days late / \$2,900.00
143 days / 53 days late / \$5,300.00

96 days / 6 days late / \$600.00
117 days / 27 days late / \$2,700.00
253 days / 163 days late / \$16,300.00
126 days / 36 days late / \$3,600.00
118 days / 28 days late / \$2,800.00
120 days / 30 days late / \$3,000.00
127 days / 37 days late / \$3,700.00
121 days / 31 days late / \$3,100.00
126 days / 36 days late / \$3,600.00
122 days / 32 days late / \$3,200.00
120 days / 30 days late / \$3,000.00
125 days / 35 days late / \$3,500.00
117 days / 27 days late / \$2,700.00
123 days / 33 days late / \$3,300.00
125 days / 35 days late / \$3,500.00
126 days / 36 days late / \$3,600.00
131 days / 41 days late / \$4,100.00
122 days / 32 days late / \$3,200.00
121 days / 31 days late / \$3,100.00
121 days / 31 days late / \$3,100.00
117 days / 27 days late / \$2,700.00
118 days / 28 days late / \$2,800.00
134 days / 44 days late / \$4,400.00
130 days / 40 days late / \$4,000.00
129 days / 39 days late / \$3,900.00
117 days / 27 days late / \$2,700.00
126 days / 36 days late / \$3,600.00
119 days / 29 days late / \$2,900.00
121 days / 31 days late / \$3,100.00
121 days / 31 days late / \$3,100.00
121 days / 31 days late / \$3,100.00
118 days / 28 days late / \$2,800.00
130 days / 40 days late / \$4,000.00
107 days / 17 days late / \$1,700.00
130 days / 40 days late / \$4,000.00
94 days / 4 days late / \$400.00
121 days / 31 days late / \$3,100.00
128 days / 38 days late / \$3,800.00
132 days / 42 days late / \$4,200.00
134 days / 44 days late / \$4,400.00
134 days / 44 days late / \$4,400.00
134 days / 44 days late / \$4,400.00
130 days / 40 days late / \$4,000.00
121 days / 31 days late / \$3,100.00
134 days / 44 days late / \$4,400.00
134 days / 44 days late / \$4,400.00

126 days / 36 days late / \$3,600.00
127 days / 37 days late / \$3,700.00
126 days / 36 days late / \$3,600.00
127 days / 37 days late / \$3,700.00
123 days / 33 days late / \$3,300.00
123 days / 33 days late / \$3,300.00
144 days / 54 days late / \$5,400.00
120 days / 30 days late / \$3,000.00
143 days / 53 days late / \$5,300.00
143 days / 53 days late / \$5,300.00
134 days / 44 days late / \$4,400.00
105 days / 15 days late / \$1,500.00
144 days / 54 days late / \$5,400.00
143 days / 53 days late / \$5,300.00
134 days / 44 days late / \$4,400.00
144 days / 54 days late / \$5,400.00
122 days / 32 days late / \$3,200.00
95 days / 5 days late / \$500.00
147 days / 57 days late / \$5,700.00
147 days / 57 days late / \$5,700.00
120 days / 30 days late / \$3,000.00
120 days / 30 days late / \$3,000.00
121 days / 31 days late / \$3,100.00
121 days / 31 days late / \$3,100.00
134 days / 44 days late / \$4,400.00
95 days / 5 days late / \$500.00
120 days / 30 days late / \$3,000.00
122 days / 32 days late / \$3,200.00
104 days / 14 days late / \$1,400.00
121 days / 31 days late / \$3,100.00
121 days / 31 days late / \$3,100.00
144 days / 54 days late / \$5,400.00
101 days / 11 days late / \$1,100.00
121 days / 31 days late / \$3,100.00
121 days / 31 days late / \$3,100.00
120 days / 30 days late / \$3,000.00
121 days / 31 days late / \$3,100.00
120 days / 30 days late / \$3,000.00
128 days / 38 days late / \$3,800.00
128 days / 38 days late / \$3,800.00
129 days / 39 days late / \$3,900.00
130 days / 40 days late / \$4,000.00
128 days / 38 days late / \$3,800.00
143 days / 53 days late / \$5,300.00
136 days / 46 days late / \$4,600.00
128 days / 38 days late / \$3,800.00

136 days / 46 days late / \$4,600.00
134 days / 44 days late / \$4,400.00
127 days / 37 days late / \$3,700.00
95 days / 5 days late / \$500.00
255 days / 165 days late / \$16,500.00
134 days / 44 days late / \$4,400.00
134 days / 44 days late / \$4,400.00
134 days / 44 days late / \$4,400.00
134 days / 44 days late / \$4,400.00
121 days / 31 days late / \$3,100.00
92 days / 2 days late / \$200.00
134 days / 44 days late / \$4,400.00
132 days / 42 days late / \$4,200.00
251 days / 161 days late / \$16,100.00
123 days / 33 days late / \$3,300.00
37 days / 127 days late / \$3,700.00
128 days / 38 days late / \$3,800.00
127 days / 37 days late / \$3,700.00
135 days / 45 days late / \$4,500.00
118 days / 28 days late / \$2,800.00
255 days / 165 days late / \$16,500.00
134 days / 44 days late / \$4,400.00
136 days / 46 days late / \$4,600.00
133 days / 43 days late / \$4,300.00
135 days / 45 days late / \$4,500.00
134 days / 44 days late / \$4,400.00
136 days / 46 days late / \$4,600.00
121 days / 31 days late / \$3,100.00
121 days / 31 days late / \$3,100.00
135 days / 45 days late / \$4,500.00
143 days / 53 days late / \$5,300.00
133 days / 43 days late / \$4,300.00
134 days / 44 days late / \$4,400.00
136 days / 46 days late / \$4,600.00
125 days / 35 days late / \$3,500.00
129 days / 39 days late / \$3,900.00
128 days / 38 days late / \$3,800.00
128 days / 38 days late / \$3,800.00
127 days / 37 days late / \$3,700.00
126 days / 36 days late / \$3,600.00
129 days / 39 days late / \$3,900.00
127 days / 37 days late / \$3,700.00
130 days / 40 days late / \$4,000.00
117 days / 27 days late / \$2,700.00
123 days / 33 days late / \$3,300.00
130 days / 40 days late / \$4,000.00

126 days / 3 days late / \$3,600.00
135 days / 45 days late / \$4,500.00
144 days / 54 days late / \$5,400.00
121 days / 31 days late / \$3,100.00
92 days / 2 days late / \$200.00
144 days / 54 days late / \$5,400.00
119 days / 29 days late / \$2,900.00
101 days / 11 days late / \$1,100.00
118 days / 28 days late / \$2,800.00
120 days / 30 days late / \$3,000.00
117 days / 27 days late / \$2,700.00
121 days / 31 days late / \$3,100.00
118 days / 28 days late / \$2,800.00
125 days / 35 days late / \$3,500.00
121 days / 31 days late / \$3,100.00
125 days / 35 days late / \$3,500.00
121 days / 31 days late / \$3,100.00
117 days / 27 days late / \$2,700.00
125 days / 35 days late / \$3,500.00
125 days / 35 days late / \$3,500.00
120 days / 30 days late / \$3,000.00
126 days / 36 days late / \$3,600.00
120 days / 30 days late / \$3,000.00
123 days / 33 days late / \$3,300.00
130 days / 40 days late / \$4,000.00
110 days / 20 days late / \$2,000.00
96 days / 6 days late / \$600.00
119 days / 29 days late / \$2,900.00
117 days / 27 days late / \$2,700.00
125 days / 35 days late / \$3,500.00
248 days / 158 days late / \$15,800.00
121 days / 31 days late / \$3,100.00
119 days / 29 days late / \$2,900.00
118 days / 28 days late / \$2,800.00
253 days / 163 days late / \$16,300.00
135 days / 45 days late / \$4,500.00
145 days / 55 days late / \$5,500.00
130 days / 40 days late / \$4,000.00
130 days / 40 days late / \$4,000.00
135 days / 45 days late / \$4,500.00
129 days / 39 days late / \$3,900.00
247 days / 157 days late / \$15,700.00
135 days / 45 days late / \$4,500.00
144 days / 54 days late / \$5,400.00
136 days / 46 days late / \$4,600.00
147 days / 57 days late / \$5,700.00

129 days / 39 days late / \$3,900.00
92 days / 2 days late / \$200.00
144 days / 54 days late / \$5,400.00
144 days / 54 days late / \$5,400.00
113 days / 23 days late / \$2,300.00
129 days / 39 days late / \$3,900.00
129 days / 39 days late / \$3,900.00
127 days / 37 days late / \$3,700.00
97 days / 7 days late / \$700.00
122 days / 32 days late / \$3,200.00
143 days / 53 days late / \$5,300.00
130 days / 40 days late / \$4,000.00
99 days / 9 days late / \$900.00
103 days / 13 days late / \$1,300.00
144 days / 54 days late / \$5,400.00
143 days / 53 days late / \$5,300.00
145 days / 55 days late / \$5,500.00
121 days / 31 days late / \$3,100.00
136 days / 46 days late / \$4,600.00
145 days / 55 days late / \$5,500.00
118 days / 28 days late / \$2,800.00
98 days / 8 days late / \$800.00
129 days / 39 days late / \$3,900.00
108 days / 18 days late / \$1,800.00
108 days / 18 days late / \$1,800.00
130 days / 40 days late / \$4,000.00
128 days / 38 days late / \$3,800.00
134 days / 44 days late / \$4,400.00
134 days / 44 days late / \$4,400.00
135 days / 45 days late / \$4,500.00
96 days / 6 days late / \$600.00
104 days / 14 days late / \$1,400.00
134 days / 44 days late / \$4,400.00
132 days / 42 days late / \$4,200.00
125 days / 35 days late / \$3,500.00
130 days / 40 days late / \$4,000.00
145 days / 55 days late / \$5,500.00
130 days / 40 days late / \$4,000.00
125 days / 35 days late / \$3,500.00
119 days / 29 days late / \$2,900.00
92 days / 2 days late / \$200.00
95 days / 5 days late / \$500.00
118 days / 28 days late / \$2,800.00
117 days / 27 days late / \$2,700.00
122 days / 32 days late / \$3,200.00
123 days / 33 days late / \$3,300.00

94 days / 4 days late / \$400.00
145 days / 55 days late / \$5,500.00
92 days / 2 days late / \$200.00
125 days / 35 days late / \$3,500.00
119 days / 29 days late / \$2,900.00
117 days / 27 days late / \$2,700.00
144 days / 54 days late / \$5,400.00
117 days / 27 days late / \$2,700.00
121 days / 31 days late / \$3,100.00
250 days / 160 days late / \$16,000.00
130 days / 40 days late / \$4,000.00
143 days / 53 days late / \$5,300.00
104 days / 14 days late / \$1,400.00
143 days / 53 days late / \$5,300.00
136 days / 46 days late / \$4,600.00