

WILLIAM L. LIPTON

v.

DEPARTMENT OF HUMAN SERVICES

Submitted on Briefs June 24, 2004
Decided June 30, 2004

Panel: SAUFLEY, C.J., and CLIFFORD, RUDMAN, DANA, ALEXANDER,
and LEVY, JJ.

MEMORANDUM OF DECISION

William L. Lipton appeals from a judgment entered in the Superior Court (Washington County, *Hunter, J.*) affirming an administrative decision of the Department of Human Services (*Hooper, HO*) confirming a Notice of Debt issued to Lipton by the Department.

Contrary to Lipton's contentions, the hearing officer properly determined that he was not an "assisted obligor," *see* 19-A M.R.S.A. § 2302(1)(A) (Supp. 2003), and the hearing officer did not have jurisdiction to hear the other issues presented by Lipton, *see* 19-A M.R.S.A. § 2451(2)(B) (1998); *cf. Fisco v. Dep't of*

Human Servs., 659 A.2d 274, 275 (Me. 1995) (recognizing that an administrative hearing officer is without jurisdiction to consider equitable defense of estoppel).

The entry is:

Judgment affirmed.

For plaintiff:

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