

Reasons for Decision:

Order # AP1920-0686

On <date removed>, <name removed> filed an appeal of the Director's decision to deny their eligibility under Section 5(1)(a) of *The Manitoba Assistance Act*. The date of the decision was <date removed>.

The decision letter sent to <name removed> indicated that the reason for the denial was that their doctor indicated they can work with limitations.

The Department told the Board that <name removed> has previously been granted disability eligibility, in order to stabilize themselves for work. The medical information provided in <year removed> and <year removed> noted that they could work with limitations. <name removed>'s doctor also noted that they were mentally capable of working.

The Department indicated that <name removed> has not followed through with the recommendations of their doctor, nor have they followed through with their employment expectations. The Department's current position is that <name removed> is able to attend programming through Sara Riel to fulfill their work expectations.

<name removed> stated that while their doctor indicated they were mentally able to work, they have physical limitations in their extremities which prevent them from doing so. <name removed> stated that these limitations are the result of their extremities being frozen in <year removed>, and they still experiences nerve pain as a result. The appellant is currently being referred to a specialty doctor for the pain.

<name removed> indicated that the loss of their twins and losing another child to Child and Family Services has been difficult on their mental health. <name removed> indicated that as a result of their mental health, they have visited the suicide clinic.

In response to a question from the Board, <name removed> stated they have never worked. The appellant has attempted employment readiness programming, but could not complete it due to <health condition removed>.

The Board notes that there was no objective medical evidence presented to it that could speak to the current severity of <name removed>'s conditions, or how they preclude them from all forms of employment.

Based on the verbal and written evidence presented to it, the Board determines that there is insufficient information to determine that <name removed> is unable to work in any capacity for more than 90 days. The Board confirms the Director's decision to deny <name removed> eligibility under Section 5(1)(a) of *The Manitoba Assistance Act*.

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