

Office of Appeals U.S. Department of Housing and Urban Development Washington, D.C. 20410-0001

In the Matter of:

Carolyn S. Bedford aka Carolyn S. Johnson,

Petitioner

HUDOA No.

10-H-CH-AWG80

Claim No. 7800155890B

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For Petitioner

For the Secretary

RULING ON MOTION TO APPROVE SETTLEMENT

Petitioner filed a timely request to present evidence that an alleged past due, legally enforceable debt of Petitioner to the U.S. Department of Housing and Urban Development ("HUD") should not be collected by the Secretary by means of administrative wage garnishment. Pursuant to 31 C.F.R. § 285.11, as authorized by 24 C.F.R. § 17.170, the Administrative Judges of the HUD Office of Appeals are authorized to determine whether the debt that is the subject of this proceeding is past due and legally enforceable. As a result of Petitioner's hearing request, referral of the debt to the U.S. Department of the Treasury was temporarily stayed by this Office on May 6, 2010. See 31 C.F.R. §285.11(f)(4).

On May 20, 2010, the Secretary filed a Motion to Approve Settlement on the ground that "Petitioner requested the opportunity to work out a payment plan on this matter." The Secretary further stated that he "has subsequently accepted the Petitioner's offer to pay \$75.00 per bi-weekly pay period through wage garnishment and issued a Modified Wage Garnishment Order to Petitioner's employer on May 11, 2010."

Upon due consideration the Secretary's Motion to Approve Settlement is GRANTED.

The Stay of Referral of this matter to the U.S. Department of the Treasury issued by this Office on May 6, 2010 is **VACATED**.

Vanessa L. Hall

Administrative Judge

May 21, 2010