



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

In the Matter of:

BILLY AND FLORINE S. HARRELL,

Petitioners.

HUDOA No. 10-M-NY-AWG98
Claim No. 7-70731450A
7-70731450B

RULING AND ORDER OF DISMISSAL

On July 30, 2010, the Secretary filed a motion to dismiss this action. The Secretary states that:

HUD is currently not able to explain the gap in the chain of assignment of the Installment Sales Contract, Note and Disclosure Statement signed by Petitioners. Therefore, HUD is dismissing, without prejudice, this action to pursue Administrative Wage Garnishment until such time as additional facts become available that would give HUD the legal basis to proceed against these Petitioners.

Secretary's Motion to Dismiss, ¶2; Declaration of Brian Dillon - Exhibit A.

Without objection, the Secretary's Motion to Dismiss is GRANTED. Accordingly, it is

ORDERED that this case is DISMISSED without prejudice.

A handwritten signature in blue ink, reading "H. Alexander Manuel", is positioned above a horizontal line.

H. Alexander Manuel
Administrative Judge

August 5, 2010