



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

In the Matter of:

**DOUGLAS J. SCHMITZ,**  
Petitioner

HUDOA No. 11-M-NY-AWG67  
Claim No. 770038286

**RULING AND ORDER OF DISMISSAL**

On May 4, 2011, the Secretary filed a motion to dismiss this action against Petitioner. The Secretary states that:

Petitioner provided HUD's Financial Operations Center with a copy of his Business Certificate and indicated that he is self-employed. Therefore, the Secretary will not seek to collect the subject debt via administrative wage Garnishment at this time.

Secretary's Motion to Dismiss, dated May 3, 2011, ¶2; Supplemental Declaration of Brian Dillon at ¶3 – Exhibit A. Accordingly, and without objection, the Secretary's Motion to Dismiss is GRANTED. It is

**ORDERED** that this case is DISMISSED, without prejudice.

A handwritten signature in black ink, appearing to read "H. Alexander Manuel", is written over a horizontal line.

H. Alexander Manuel  
Administrative Judge

May 10, 2011