

UNITED STATES OF AMERICA
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
OFFICE OF HEARINGS AND APPEALS

In the Matter of:

Denna Berry

Petitioner,

21-AM-0183-AG-099

721017535

April 13, 2022

RULING AND ORDER OF DISMISSAL

On or about July 29, 2021, the Secretary filed *the Secretary's Motion to Dismiss* in this case on the grounds that the Secretary has determined that imposition of an administrative wage garnishment at this time would impose undue financial hardship upon Petitioner. *Id.*, ¶ 2. Upon consideration of the *Secretary's Motion to Dismiss*, the Secretary's motion is GRANTED. Therefore, it is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *without prejudice*. The Stay of Referral to the U.S. Department of the Treasury entered on July 14, 2021, is hereby ordered to remain in place INDEFINITELY.

SO ORDERED,



H. ALEXANDER MANUEL
Administrative Judge

APPEAL NOTICE: You have the right to move for reconsideration of this case before the HUD Office of Hearings and Appeals within 20 days of the date of this ruling or decision; or, thereafter, to reopen this case. Ordinarily, such motions will not be granted unless you can demonstrate that you have new evidence to present that could not have been previously presented. You may also appeal this decision to the appropriate United States District Court. For wage garnishments cases, See 24 C.F.R. § 17.81, 31 C.F.R. § 285.119f), and 5 U.S.C. 701, *et seq.* For administrative offset cases, See 24 C.F.R. § 17.73(a), and 5 U.S.C. § 701, *et seq.*