

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

In the Matter of:

TARA MURRAY,

Petitioner.

21-AM-0241-AG-14
(Claim No. 7058969 1stBen 9428)

December 20, 2023

ORDER OF DISMISSAL

On August 20, 2021, the Tribunal received Petitioner's *Hearing Request* wherein Petitioner requested a hearing concerning the existence and amount of the debt claimed by the Secretary of the U.S. Department of Housing and Urban Development ("HUD"). Thereafter, the Tribunal ordered the Secretary and Petitioner to file documentary evidence in support of their respective positions. The Secretary complied with the Tribunal's order and filed a Secretary's Statement and supporting evidence on February 22, 2022. Petitioner did not comply or otherwise respond.

Having not received a timely filing from Petitioner the Tribunal ordered Petitioner to show cause as to why this appeal should not be dismissed. Again, Petitioner did not comply or respond.

When a party fails to comply with an order of the Tribunal, the Tribunal may impose a sanction that reasonably relates to the severity and nature of the failure. 24 C.F.R. § 26.4. If a party fails to prosecute or defend an action, dismissal of the matter or a decision against that party may also be imposed. *Id.* at § 26.4(d).

To date, Petitioner has not complied with the Tribunal's orders or otherwise produced evidence in support of their position that the debt is not past due or enforceable and that the proposed garnishment would cause financial hardship. Accordingly, this matter is **DISMISSED**, and the stay of proceedings issued on August 26, 2021, is hereby **VACATED**.

So **ORDERED**,

**ALEXANDER
FERNANDEZ-
PONS**

Digitally signed by: ALEXANDER
FERNANDEZ-PONS
DN: CN = ALEXANDER FERNANDEZ-
PONS C = US O = U.S. Government
OU = Department of Housing and Urban
Development, Office of the Secretary
Date: 2023.12.20 14:09:47 -05'00'

Alexander Fernández-Pons
Administrative Law Judge