

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

In the Matter of:

**Davida James,**

Petitioner

21-VH-0219-AG-126

721017562

October 20, 2021

**ORDER GRANTING DISMISSAL**

NOW COMES BEFORE THE COURT, on October 13, 2021, the Secretary's *Motion to Dismiss* seeking to dismiss, without prejudice, its action to pursue collection of the subject debt by means of administrative wage garnishment because "Upon consideration of Petitioner's demonstrated financial circumstances, the Secretary has determined that, while HUD asserts that Petitioner is liable for the past due debt, garnishment of Petitioner's wages at this time would create financial hardship." Upon due consideration, and for good cause shown, the *Motion to Dismiss* is **GRANTED**.

HUD shall reserve the right to resume debt collection activities, by means of administrative wage garnishment or via alternative means, should Petitioner's financial circumstances change in the future.

The stay of referral issued on August 11, 2021 by *Notice of Docketing* is hereby VACATED shall it be determined in the future that Petitioner's financial circumstances have otherwise improved.

This matter of HUDOHA No. 21-VH-0219-AG-126 is **DISMISSED WITHOUT PREJUDICE**.

SO ORDERED.



Vanessa L. Hall  
Administrative Judge