

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

In the Matter of:

SHERRY EVANS and RONALD J. BARONE,

Petitioners.

24-AF-0141-AO-027

(Claim No. 7-21023584-0)

July 10, 2024

ORDER OF DISMISSAL

On February 16, 2024, the Tribunal received Petitioners' *Hearing Request* wherein Petitioners disputed the existence of the debt claimed by the Secretary of the U.S. Department of Housing and Urban Development ("HUD"). Thereafter, the Tribunal ordered Petitioners to file documentary evidence in support of their respective position. Petitioners did not comply or otherwise respond.

Having not received a timely filing from Petitioners, the Tribunal ordered Petitioners to show cause as to why their appeal should not be dismissed. Again, Petitioners 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, Petitioners have not complied with the Tribunal's orders or otherwise produced evidence in support of the position that they do not owe the alleged debt. Accordingly, this matter is **DISMISSED**, and the stay of proceedings issued on February 22, 2024, 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
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Development, Office of the Secretary
Date: 2024.07.10 15:53:42 -04'00'

Alexander Fernández-Pons
Administrative Law Judge