

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

In the Matter of:

JAMES WENGER,

Petitioner.

Docket No. 25-SG-0046-AG-034
(Claim No. 721024332)

December 3, 2024

ORDER OF DISMISSAL

On November 4, 2024, the Tribunal received Petitioner's request for a hearing concerning a proposed repayment schedule incident to a wage garnishment order sought by the Secretary relating to a debt owed to the U.S. Department of Housing and Urban Development ("HUD").

The Secretary now moves for dismissal of the matter, because HUD has determined that garnishment of Petitioner's wages, at this time, would cause financial hardship. The Secretary maintains that the debt is past due and legally enforceable, and requests that dismissal of this matter be without prejudice so that the Secretary may seek administrative wage garnishment against Petitioner should Petitioner's financial circumstances change in the future.

For good cause, the Secretary's *Motion to Dismiss* will be **GRANTED**, and this matter is **DISMISSED**, without prejudice. The stay of referral in this matter is **VACATED**.

SO ORDERED,



Sandra W. Gluvna
Administrative Judge