

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

In the Matter of:

EDUARDO ALVAREZ ALFARO and
GENESIS ROMERO,

Petitioners.

Docket Nos. 25-VH-0010-AG-007
25-VH-0012-AG-009

(Claim No. 721024438)

February 10, 2025

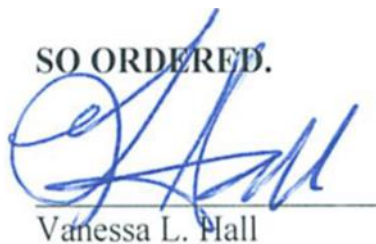
ORDER OF DISMISSAL

24 C.F.R. § 26.4(c) provides, “If a party refuses or fails to comply with an order of the hearing officer, including an order compelling discovery, the hearing officer may enter any appropriate order necessary to the disposition of the hearing including a determination against the noncomplying party[.]” Further, 24 C.F.R. § 26.4(d) provides, “If a party fails to prosecute or defend an action brought under subpart A of this part, the hearing officer may dismiss the action or may issue an initial decision against the non-prosecuting or defending party.”

On October 9, 2024, Petitioners filed *Requests for Hearing* for the Tribunal to review HUD’s determination that Petitioners owed the subject debt. Petitioners failed to comply with the Tribunal’s *Notice of Docketing* issued on October 10, 2024, and subsequent *Show Cause Order* in which the Tribunal specifically stated, “Failure to comply with this Order may result in sanctions being imposed by the Tribunal pursuant to 24 C.F.R. § 26.4(c)-(d), including judgment entered on behalf of the opposing party, dismissal of this action, or a decision based on the documents currently available in the record of this proceeding.”

The lapse of time since October 2024 has provided Petitioners with opportunities to comply with the Tribunal’s *Orders* but Petitioners have failed to respond. So, consistent with the provisions of 24 C.F.R. § 26.4(c) and (d), Petitioners’ appeal is **DISMISSED WITH PREJUDICE** *sua sponte* for non-compliance with the Tribunal’s *Orders*. The stay of proceeding issued on October 10, 2024, is hereby **VACATED**.

SO ORDERED.



Vanessa L. Hall
Administrative Judge