

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

In the Matter of:

SEA ATWOOD,

Respondent.

24-JM-0244-DB-003

July 8, 2024

ORDER REFERRING MATTER TO DEBARRING OFFICIAL

The above-captioned matter is before this Court upon Respondent's request for review of a decision by the U.S. Department of Housing and Urban Development ("HUD") to debar him from participation in Government programs.

On April 25, 2024, HUD issued a *Notice of Proposed Indefinite Debarment and Continuation of Suspension* ("NOPD") against Respondent proposing to debar him from future participation in procurement and nonprocurement transactions with the Federal Government due to his conviction of a crime under South Dakota Codified Laws § 22-22-7.4. On April 30, 2024, Respondent appealed the debarment decision pursuant to 24 C.F.R. § 24.1 and 2 C.F.R. part 2424. Thereafter, the Debarring Official referred the matter to this Court to conduct a hearing and provide a recommended decision. The Court issued a *Notice of Hearing and Order* on May 23, 2024, establishing a hearing date and various prehearing deadlines, including a June 12, 2024, deadline for Respondent to file a formal answer to the NOPD, which serves as the complaint in this matter. Respondent has not filed an answer.

HUD, through counsel, has now filed a *Request for an Order Referring Matter to HUD's Debarring Official* ("Motion") with the consent of Respondent Sea Atwood. Government counsel represents that Respondent has stated that he no longer wishes to pursue his contestation of the NOPD. Accordingly, the Government's Motion is **GRANTED** and this matter is remanded to the Debarring Official for appropriate action.

So **ORDERED**,



J. Jeremiah Mahoney
Chief Administrative Law Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER REFERRING MATTER TO DEBARRING OFFICIAL** issued by J. Jeremiah Mahoney, Administrative Law Judge, in HUDOHA 24-JM-0244-DB-003 were sent to the following parties on this 8th day July 2024 manner indicated:



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