

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

In the Matter of:

**DEBORAH BENEBY, and
NAKEISCHEA SMITH,**

Petitioners.

17-AM-0042-AO-014

7-210092160A

7-210092160B

June 22, 2017

RULING AND ORDER OF DISMISSAL

On April 4, 2017, the Court ordered Petitioners to show cause on, or before April 18, 2017, why this appeal should not be dismissed. The *Order to Show Cause Why This Appeal Should Not be Dismissed* (“*Order to Show Cause*”), was issued because Petitioners failed to file documentary evidence in support of their appeal, as required by the *Notice of Docketing, Order, and Stay of Referral*, dated January 10, 2017. The *Order to Show Cause* specifically stated that:

Failure to comply with this Order shall result in the immediate entry of judgment in favor of the opposing party or in the imposition of such other sanctions as the Administrative Judge deems necessary or appropriate in this case. See 24 C.F.R. §26.4(d).

Petitioners failed to file documentary evidence on, or before April 18, 2017, and have thus failed to show cause why their appeal should not be dismissed. Accordingly, it is

ORDERED, *sua sponte*, that Petitioners’ appeal in this case is **DISMISSED**, *without prejudice*. It is

FURTHER ORDERED, that the *Stay of Referral* of this matter to the U.S. Department of the Treasury, entered on January 10, 2017, is hereby **VACATED**.

SO ORDERED,



H. ALEXANDER MANUEL
Administrative Judge