

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

In the Matter of:

ARTHUR HERNANDEZ,

Petitioner

HUDOHA No. 13-AM-023-AG-8

Claim No. 721006090

October 26, 2012

RULING AND ORDER OF DISMISSAL

On October 26, 2012, the Secretary filed a motion to dismiss this action. The Secretary states that the parties have entered into a voluntary repayment plan and that the Secretary seeks dismissal upon this basis. Secretary's Motion to Dismiss, filed October 26, 2012. Without objection, the Secretary's Motion to Dismiss is GRANTED. Accordingly, it is

ORDERED that this case is DISMISSED without prejudice. The Stay of Referral of this matter to the U.S. Department of the Treasury, issued on October 19, 2012 shall remain in place INDEFINITELY. However, the Secretary shall be free to seek to have the stay of referral lifted immediately upon establishing that the alleged debt in this case has not been paid and is legally enforceable.

/s/

H. Alexander Manuel
Administrative Judge