

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

In the Matter of:

DELENA D. BROWN,

Petitioner.

HUDOHA 14-AM-0035-AG-016
Claim No. 780754062

January 2, 2014

Judge H. Alexander Manuel

RULING AND ORDER OF DISMISSAL

On January 2, 2014, the Secretary moved to dismiss this case on the grounds that:

On or about December 23, 2013, Petitioner and HUD's Financial Operations Center agreed to reduce the existing wage garnishment order to \$75.00 per pay period . . . In light of Petitioner's current financial circumstances, HUD accepted the repayment schedule requested by Petitioner, and therefore agreed to amend the existing Administrative Wage Garnishment Order to reflect the revised and agreed upon garnishment amount of \$75.00 per pay period.

Secretary's Motion to Dismiss, dated January 2, 2014. (citations omitted). The Secretary further requests that "Petitioner's appeal be dismissed without prejudice." *Id.* Upon consideration, and without objection, the Secretary's Motion to Dismiss is GRANTED. It is

ORDERED that this case is DISMISSED, *without prejudice*. The Stay of Referral of the alleged indebtedness in this case to the U.S. Department of the Treasury for collection, that was entered on December 18, 2013, is hereby VACATED.

Should Petitioner fail to comply with the terms of the agreed upon repayment schedule, the Secretary shall be free to reinstitute these proceedings or to take such other action to collect the alleged debt in this case as authorized by law.

SO ORDERED.



H. ALEXANDER MANUEL
Administrative Judge