

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

In the Matter of:

**Kimberly Jenkins and
Karl Jenkins,**

Petitioners.

17-AM-0174-AG-054

721010022

December 29, 2017

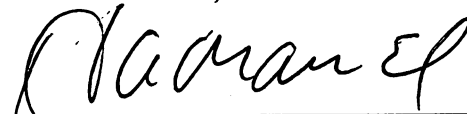
RULING AND ORDER OF DISMISSAL

On December 21, 2017, the Secretary filed the *Secretary's Motion to Dismiss* ("the *Secretary's Motion*"). The Secretary seeks dismissal of this action on the grounds that Petitioner has entered into a voluntary repayment agreement with the Department. *Id.*, ¶2. However, the Secretary retains the right to pursue administrative wage garnishment and other legally available means of collection, at an appropriate time in the future. *Id.* UPON CONSIDERATION of the *Secretary's Motion*, and without objection, the motion is GRANTED. Accordingly, it is

ORDERED that this appeal is **DISMISSED**, *without prejudice*. It is

FURTHER ORDERED that the Stay of Referral previously entered in this case on August 23, 2017 is hereby **VACATED**.

SO ORDERED,



H. ALEXANDER MANUEL
Administrative Judge