

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

In the Matter of:

Joshua Mercier,

Petitioner.

17-AM-0187-AG-065

721009993

February 13, 2018

RULING AND ORDER OF DISMISSAL

On September 5, 2017, Petitioner was ordered to file documentary evidence on or before October 20, 2017, to support his appeal in this case. *Notice of Docketing, Order, and Stay of Referral*, dated September 5, 2017. Petitioner failed to comply with that *Order*.

On November 21, 2017, Petitioner was again ordered to file, on or before December 21, 2017, "documentary evidence which will prove that all or part of the alleged debt is either unenforceable or not past due." *Order*, dated November 21, 2017. Petitioner also failed to comply with the November 21st *Order*.

On January 10, 2018, the Office of Hearings and Appeals ("OHA") issued an *Order To Show Cause* ("Show Cause"). The *Show Cause* asked Petitioner to respond by February 10, 2018, and provide evidence as to why Petitioner's appeal should not be dismissed with judgment being entered in favor of the Secretary on the grounds that Petitioner has failed to comply with the Court's *Orders* in this case. Petitioner failed to respond to the *Show Cause*. Therefore, it is

ORDERED that this appeal is **DISMISSED**, with *prejudice*. It is

FURTHER ORDERED that the Stay of Referral previously entered in this case on September 5, 2017 is hereby **VACATED**.

SO ORDERED,



H. ALEXANDER MANUEL
Administrative Judge