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

In the Matter of:

Alfredo Valdes Garcia,

17-AM-0192-AG-070

611139162

Petitioner.

January 16, 2018

## **RULING AND ORDER OF DISMISSAL**

On January 12, 2018, the Secretary filed a *Motion to Dismiss* ("*Motion*"). The Secretary seeks dismissal of this action on the grounds that Petitioner did not execute HUD's Subordinate Note, and is therefore not liable for repayment of the debt secured by the Note. UPON CONSIDERATION of *the Secretary's Motion*, the motion is GRANTED. Accordingly, 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,

Auch

H. ALEXANDER MANUEL Administrative Judge