

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

In the Matter of:

**Ernesto Alaniz-Hernandez,
Natalie Archuleta**

Petitioners.

17-AM-0206-AG-081

721010177

March 8, 2018

RULING AND ORDER OF DISMISSAL

Petitioners filed documentary evidence to support their claim that they do not owe the alleged debt in this case. In their letters, dated August 28, October 10, and October 24, 2017, Petitioners state that they do not owe the debt because their title company committed an alleged error at the closing on their mortgage settlement. The October 24, 2017 letter further states that Petitioner, Ernesto Alaniz-Hernandez, was unemployed for some unspecified period of time.

On November 15, 2017, Petitioners were ordered to file, on or before December 15, 2017, “documentary evidence to support any claim that repayment of the alleged debt in this case would cause undue financial hardship, include periods of unemployment.” *Order*, dated November 15, 2017. Petitioners failed to comply with the November 15th *Order*.

On January 24, 2018, the Office of Hearings and Appeals (“OHA”) issued an *Order To Show Cause* (“*Show Cause*”). The *Show Cause* asked Petitioners to respond by February 24, 2018, and provide evidence as to why Petitioners’ appeal should not be dismissed with judgment being entered in favor of the Secretary on the grounds that Petitioners have failed to comply with the Court’s *Orders* in this case. Petitioners 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 12, 2017 is hereby **VACATED**.

SO ORDERED,



H. ALEXANDER MANUEL
Administrative Judge