

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

In the Matter of:

Jonnie M. Bains,

Petitioner.

17-VH-0010-AG-004

721008703-1

January 5, 2017

ORDER GRANTING DISMISSAL

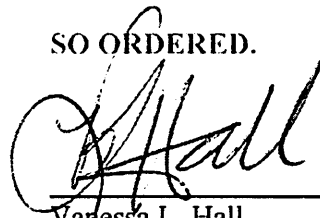
On December 19, 2016, the Secretary filed a *Motion to Dismiss* informing the Court that "While the Secretary believes that Petitioner owes a debt to HUD that is past due and legally enforceable, HUD has not issued to Petitioner a Notice of Intent to Initiate Administrative Wage Garnishment." The Secretary further states that "Petitioner's request for a hearing regarding the Secretary's attempt to collect the debt by Administrative Wage Garnishment is unfounded," since a Notice of Intent to Initiate was not issued.

Upon due consideration, and for good cause shown, the *Motion to Dismiss* is **GRANTED** and the stay of referral shall remain in place until such time as a Notice of Intent to Initiate is properly issued. Therefore, it is hereby

ORDERED that the Secretary shall not seek at this time to collect the claimed debt of Petitioner by means of administrative wage garnishment.

This matter of HUDOHA No. 17-VH-0010-AG-004 is **DISMISSED WITHOUT PREJUDICE**.

SO ORDERED.



Vanessa L. Hall
Administrative Judge