

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

In the Matter of:

Joshua D. Parlos,

Petitioner.

17-VH-0131-AG-029

7-21009232-0

June 25, 2018

**ORDER GRANTING SECRETARY'S MOTION FOR LEAVE TO FILE
AMENDED SECRETARY'S STATEMENT AND MOTION TO DISMISS**

On June 25, 2018, the Secretary filed a *Motion for Leave to File Amended Secretary's Statement and Motion to Dismiss* ("Motion for Leave") in which the Secretary sought authorization to file an *Amended Secretary's Statement* out of time, and sought "to dismiss, with prejudice, its action to pursue collection of the subject debt by means of administrative wage garnishment." The *Statement* and *Motion to Dismiss* was filed concurrently with the *Motion for Leave*.

As a basis for dismissal, the Secretary states that "HUD has determined that Petitioner is presently self-employed. Exhibit 1, ¶ 4." Accordingly, the Secretary will not pursue administrative wage garnishment at this time.

For good cause shown, and without objection, the *Motion for Leave* is hereby **GRANTED**, and the *Secretary's Amended Statement* shall be made a part of the record in this case. Likewise, the *Motion to Dismiss* is hereby **GRANTED** without objection and for good cause shown.

The Secretary shall, however, retain the right to seek administrative offset and/or any other available means of collecting the debt owed to the Department. Should Petitioner's employment circumstances change in the future, the Secretary also shall reserve the right to seek administrative wage garnishment at such time.

SO ORDERED.



Vanessa L. Hall
Administrative Judge