

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

In the Matter of:

Mark Perez,

Petitioner.

18-AM-0167-AG-080

7-21011526

May 15, 2019

RULING AND ORDER OF DISMISSAL

On April 25, 2018, this court ordered Petitioner to file documentary evidence on or before June 8, 2018, in support of Petitioner's appeal. *Notice of Docketing, Order, and Stay of Referral*, dated April 25, 2018. Petitioner failed to comply with that *Order*. On December 20, 2018, Petitioner was issued a *Show Cause Order* directing Petitioner to file documentary evidence, on or before February 1, 2019, in support of Petitioner's appeal. Petitioner was specifically warned that: "Failure to comply with this Order shall result in the immediate entry of judgment in favor of the opposing party or in the imposition of such other sanctions as the Administrative Judge deems necessary or appropriate in this case. See 24 C.F.R. §26.4(d)." Petitioner also failed to comply with the December 20, 2018 *Show Cause Order*. Therefore, it is

ORDERED that Petitioner's appeal is **DISMISSED**, *sua sponte*, and *without prejudice*.
It is

FURTHER ORDERED, that the *Stay of Referral*, previously entered in this case on April 25, 2018, is hereby **VACATED**.

SO ORDERED,



H. ALEXANDER MANUEL

Administrative Judge

APPEAL NOTICE: You have the right to move for reconsideration of this case before the HUD Office of Hearings and Appeals within 20 days of the date of this ruling or decision; or, thereafter, to reopen this case. Ordinarily, such motions will not be granted unless you can demonstrate that you have new evidence to present that could not have been previously presented. You may also appeal this decision to the appropriate United States District Court. For wage garnishment cases, See 24 C.F.R. §17.81, 31 C.F.R. §285.11(f), and 5 U.S.C. 701, *et seq.* For administrative offset cases, See 24 C.F.R. §17.73(a), and 5 U.S.C. §701, *et seq.*