

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

In the Matter of:

Daniel Serrano,

Petitioner.

18-AM-0191-AG-099

721009158

April 8, 2019

RULING AND ORDER OF DISMISSAL

On May 23, 2018, the Court ordered Petitioner to file documentary evidence, on or before June 22, 2018, in support of Petitioner's appeal. *Notice of Docketing, Order, and Stay of Referral*, dated May 23, 2018 ("*Notice of Docketing*"). Petitioner failed to comply with the *Notice of Docketing*.

On December 19, 2018, the Court again ordered Petitioner to file documentary evidence, on or before January 17, 2019, to prove that Petitioner is not indebted to the Department in the amounts claimed by the Secretary. *Order for Documentary Evidence*, dated December 19, 2018 ("*Dec. 19th Order*"). That order specifically stated that:

Failure to comply with this Order may result in a judgment being entered in favor of the opposing party in this case or such other sanctions as the Administrative Judge deems necessary and proper.

(Emphasis in original.) Petitioner also failed to comply with the *Dec. 19th Order*. Accordingly, the Court finds in favor of the Department, and that Petitioner is indebted to the Department in the amounts claimed by the Secretary. It is

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

FURTHER ORDERED, that the *Stay of Referral* entered in this case on or about May 23, 2018, is hereby **VACATED**.

SO ORDERED,



H. ALEXANDER MANUEL
Administrative Judge