

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

In the Matter of:

**Franklin Wesley,**

Petitioner.

19-AM-0081-AG-018

721011594

September 24, 2019

**RULING AND ORDER OF DISMISSAL**

On March 12, 2019, this Court ordered Petitioner to file documentary evidence on or before May 3, 2019, in support of Petitioner's appeal. *Notice of Docketing, Order, and Stay of Referral*, dated March 12, 2019. Subsequent to the issuance of the *Notice of Docketing* on March 12, 2019, Petitioner also did not come forward with any documentary evidence in support of his position. Thus, Petitioner has failed to comply with the *Notice of Docketing*, and the Court is without any evidence to consider on behalf of Petitioner.

Petitioner's appeal is therefore, DISMISSED, *sua sponte*. It is

**ORDERED** that Petitioner's appeal is hereby **DISMISSED**, *without prejudice*. The Stay of Referral to the U.S. Department of the Treasury entered on March 12, 2019, is **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 garnishments cases, See 24 C.F.R. § 17.81, 31 C.F.R. § 285.119f, 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.*