

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

In the Matter of:

Eric Cole,

Petitioner,

19-AM-0146-AG-036

721013955

September 25, 2019

RULING AND ORDER OF DISMISSAL

On June 27, 2019, this Court ordered Petitioner to file documentary evidence on or before August 13, 2019, in support of Petitioner's appeal. *Notice of Docketing, Order, and Stay of Referral*, dated June 27, 2019. In his *Hearing Request*, Petitioner stated that he did not owe the alleged debt in this case, but provided no explanation or evidence whatsoever in support of his denial. Subsequent to the issuance of the *Notice of Docketing* on June 27, 2019, Petitioner failed to come forward with any documentary evidence in support of his position. Petitioner, having failed to comply with the *Notice of Docketing*, leaves this Court without evidence to consider Petitioner's appeal.

This appeal thus fails for want of prosecution. Petitioner's appeal is 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 June 27, 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.*