

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

In the Matter of:

**Lynn Warner,**

Petitioner,

19-AM-0166-AG-038

721009516

August 30, 2019

**RULING AND ORDER OF DISMISSAL**

On August 19, 2019, the Secretary filed the *Secretary's Motion to Vacate Stay and Dismiss* in this case, seeking dismissal of Petitioner's appeal on the basis of recent email correspondence filed by Petitioner stating that

We received our packet in the mail and after consideration and your recommendation, we would like to terminate our hearing concerning our debt. We understand that you will be contacting my employer to begin garnishment procedures.

*Secretary's Motion to Vacate Stay and Dismiss.* The record will reflect that the second person reference contained in Petitioner's above quote does not refer to the HUD Office of Hearings and Appeals. For good cause shown, and without objection, the Secretary's motion is GRANTED. Therefore, it is

**ORDERED** that Petitioner's appeal is hereby **DISMISSED**, *with prejudice*. The Stay of Referral to the U.S. Department of the Treasury previously entered on July 30, 2019, 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 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.*