

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

In the Matter of:

Joseph C. Miller,

Petitioner,

20-AM-0020-AG-010

780802440

November 20, 2019

RULING AND ORDER OF DISMISSAL

On November 19, 2019, the Secretary filed the *Secretary's Motion to Dismiss* in this case, seeking dismissal of Petitioner's appeal on the grounds that the Secretary "has confirmed that Petitioner is not currently employed." *Id.*, ¶ 1. For good cause shown, and without objection, the Secretary's motion is GRANTED. Accordingly, it is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *without prejudice*. The Stay of Referral to the U.S. Department of the Treasury previously entered on October 29, 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.*