



Office of Appeals
U.S. Department of Housing and Urban Development
Washington, D.C. 20410-0001

In the Matter of:

William Craig Hubbert,
Petitioner

HUDOA No. 10-M-CH-LL11
Claim No. 780156565

RULING AND ORDER UPON RECONSIDERATION

On June 14, 2010, Petitioner filed a letter with this Office, which this Office deems to be a Motion for Reconsideration of the Decision and Order in *William Craig Hubbert*, HUDOA No. 10-M-CH-LL11 (May 6, 2010). That Decision and Order found the debt in this case to be legally enforceable against Petitioner in the amount claimed by the Secretary. Petitioner's Motion objects to the Decision and Order, and claims,

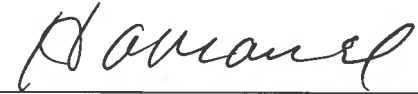
“[t]he collection of this debt through administrative offset or administrative wage garnishment is Barred [sic] because it has been more than ten years that HUD received notice of default of debt....”

Reconsideration of a prior decision is within the discretion of the administrative judge and will not be granted “in absence of compelling reasons, e.g., newly discovered evidence or clear error of fact of law”. *Louisiana Housing Finance Agency*, HUDBCA No. 02-D-CH-CC006 at 1, (March 1, 2004). Further, “[i]t is not the purpose of reconsideration to afford a party the opportunity to reassert contentions that have been fully considered and determined by [this Office].” *Id.* at 1.

In the Motion for Reconsideration, Petitioner provides no newly discovered material evidence. Rather, Petitioner reasserts his argument that the Secretary is barred from seeking repayment of the debt in this case by a 10-year statute of limitations. This Office already addressed the issue by finding that 31 U.S.C. § 3716, as amended in 2008, is the controlling statute and the statute does not contain a time limitation in which the government is required to bring such administrative actions.

For the foregoing reasons, Petitioner's Motion for Reconsideration is DENIED. It is hereby

ORDERED that the administrative wage garnishment order authorized by the Decision and Order, In re: *William Craig Hubbert*, HUDOA No. 10-M-CH-LL11, dated May 6, 2010 shall not be modified and shall remain in full force and effect.



H. Alexander Manuel
Administrative Judge

June 30, 2010