



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

In the Matter of:

Michelle A. Williams,

Petitioner

HUDOA No. 11-H-NY-LL42
Claim No. 7-210070030A

Michelle A. Williams
2710 Pankaw Lane
Valrico, FL 33596

Pro se

Julia Murray, Esq.
U.S. Department of Housing and
Urban Development
Office of Regional Counsel
For New York/New Jersey Field Offices
26 Federal Plaza
New York, NY 10278

For the Secretary

ORDER OF DISMISSAL

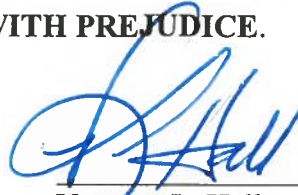
Section 17.152(b) of Title 24 of the Code of Federal Regulations provides that failure by the Petitioner to submit evidence within 65 calendar days from the date of the Department's Notice of Intent to Collect by Treasury Offset will result in a dismissal of Petitioner's request for review by HUD's Office of Appeals. On July 10, 2011, this Court received a Hearing Request from Petitioner in which Petitioner requested copies of documents relating to the alleged debt and asserted that "[i]f in fact monies were owed to HUD, they should have been disbursed [in 2004]." (Petitioner's Hearing Request, p. 1, filed July 10, 2011.)

This Court issued a Notice of Docketing, Order, and Stay of Referral ("Notice of Docketing") on August 4, 2011, in which Petitioner was informed that she had 65 calendar days from June 27, 2011 — the date of the Department's Notice of Intent — to file evidence proving that the alleged debt was unenforceable or not past due. The Notice of Docketing also informed Petitioner that she must request copies of documents from Debra Mele Cox in HUD's Financial Operations Center in Albany, New York. (Notice of Docketing 2.)

Petitioner's documentary evidence was due on or about August 31, 2011. However, Petitioner failed to comply with the 65-day deadline. This Court subsequently issued an Order on September 15, 2011, and an Order to Show Cause on October 27, 2011, both ordering Petitioner to file the necessary documentary evidence to substantiate her position. But again, Petitioner failed to comply with either of the Orders issued.

Due to Petitioner's failure to file the necessary documentary evidence within 65 days of the Notice of Intent as required under 24 C.F.R. § 17.152(b), I find, consistent with regulations, that this Court is compelled to dismiss, *sua sponte*, Petitioner's appeal in this case. It is hereby

ORDERED that this matter be **DISMISSED WITH PREJUDICE**.



Vanessa L. Hall
Administrative Judge

November 17, 2011