



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

In the Matter of:

**Jon Leppala,**

Petitioner

HUDOA No. 11-H-NY-LL46  
Claim No. 7-640906080A

Jon Leppala  
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Rineyville, Kentucky 40162

Pro se

Julia Murray, Esq.  
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For the Secretary

**RULING ON SECRETARY'S MOTION TO DISMISS**

Petitioner was notified by a Due of Process Notice, pursuant to 31 U.S.C. §§ 3716 and 3720A, that the Secretary of the U.S. Department of Housing and Urban Development ("HUD") intended to seek administrative offset by the United States Department of the Treasury of any Federal payments due to Petitioner to recover a claimed past-due, legally enforceable debt of Petitioner to HUD.

Petitioner filed a timely request to present evidence that the debt was not past-due or not legally enforceable. Pursuant to 24 C.F.R. § 17.150 et. seq. and § 20.4(b), the administrative judges of the HUD Office of Appeals are authorized to determine whether these debts are past due and legally enforceable. As a result of Petitioner's request, referral of the debt to the U.S. Department of the Treasury was temporarily stayed by this Office on August 30, 2011.

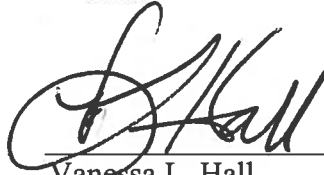
On September 13, 2011, a Motion to Dismiss was filed on behalf of the Secretary advising this Office that "Petitioner has settled his debt with HUD." (Motion to Dismiss, filed Sept. 13, 2011.) The Secretary further stated that "HUD is dismissing its action to pursue collection of the subject debt via administrative offset." (*Id.*)

Therefore, upon due consideration, the Secretary's Motion to Dismiss is **GRANTED**. It is hereby

**ORDERED** that the Secretary shall not seek to collect the claimed debt of Petitioner by means of administrative offset of any Federal payment due Petitioner. It is hereby

**FURTHER ORDERED** that the stay of referral of this matter to the Department of the Treasury is made permanent.

This matter is **DISMISSED WITH PREJUDICE**.

A handwritten signature in black ink, appearing to read 'V. Hall', written over a horizontal line.

Vanessa L. Hall  
Administrative Judge

September 20, 2011