



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

In the Matter of:

NICOLE PEAK,

Petitioner

HUDOA No. 12-M-NY-PP02
Claim No. 780735830 (OB)

RULING AND ORDER OF DISMISSAL

On October 21, 2011, the Secretary filed a motion to dismiss this action against Petitioner. The Secretary states that "HUD's Financial Operations Center released Petitioner from liability for the subject debt after Petitioner paid the agreed upon settlement amount." Secretary's Motion to Dismiss, ¶2, Ex. A, Declaration of Brian Dillon, at ¶3. Accordingly, and without objection, the Secretary's Motion to Dismiss is GRANTED. It is

ORDERED that this case is DISMISSED, with prejudice. The Secretary SHALL NOT refer the alleged debt that is the subject of these proceedings to the U.S. Department of the Treasury for collection, and the Stay of Referral entered in this case on October 4, 2011 shall remain in place INDEFINITELY. It is

FURTHER ORDERED, that the correct claim number to be identified in the caption of this case is "780735830 (OB)", as set forth above, and that all other references to the Claim Number in this case are hereby corrected *nunc pro tunc* to reflect the correct Claim Number of "780735830 (OB)."

A handwritten signature in blue ink, appearing to read "H. Alexander Manuel".

H. Alexander Manuel
Administrative Judge

October 24, 2011