

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

In the Matter of:

JAMES BALES,

Petitioner,

23-AM-0120-AO-032

7-21019832

August 24, 2023

RULING AND ORDER OF DISMISSAL

On August 18, 2023, the Secretary filed her *Secretary's Motion to Dismiss* in this case, seeking dismissal of Petitioner's appeal. The Secretary states that Petitioner sent an email to the Department on August 3, 2023, requesting withdrawal of his appeal in this case. The Secretary further states that she does not oppose Petitioner's request to withdraw his appeal. *Secretary's Motion to Dismiss*, ¶ 2. Upon consideration of the *Secretary's Motion to Dismiss*, and for good cause shown, the Secretary's motion is GRANTED. Therefore, it is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *without prejudice*. It is

FURTHER ORDERED that the *Stay of Referral* of this matter to the U.S. Department of the Treasury for collection, previously entered in this case, 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.*