

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

In the Matter of:

Theo J. Williams,

Petitioner.

17-AM-0022-AO-004

7-807869400B

January 26, 2017

RULING AND ORDER OF DISMISSAL

On December 23, 2016, the Secretary filed a motion to dismiss this case. *Secretary's Motion to Dismiss*, dated December 23, 2016. The Secretary states that "[t]he Secretary has determined that the debt is not legally enforceable against Petitioner at this time because the Petitioner filed a Chapter 13 Bankruptcy Petition (Case No. 16-37767) before the U.S. Bankruptcy Court, Northern District of Illinois on November 30, 2016." *Id.* However, the Secretary "retains the right" to seek collection on this debt in the future in the event the alleged debt in this case is not discharged by the United States Bankruptcy Court. UPON CONSIDERATION of the *Secretary's Motion to Dismiss*, and without objection, the *Secretary's Motion to Dismiss* is GRANTED. It is

ORDERED that this case is DISMISSED *without prejudice*, and the stay of referral of this matter to the U.S. Department of the Treasury, previously issued on December 20, 2016, is hereby VACATED.

SO ORDERED.



H. Alexander Manuel
Administrative Judge