

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

In the Matter of:

**Kathy Blackburn a.k.a Kathy King,**

Petitioner.

18-AM-0019-AO-006

7-210111350A

May 1, 2019

**RULING AND ORDER OF DISMISSAL**

On October 23, 2017, this court ordered the Petitioner to file documentary evidence by November 23, 2017, in the above-captioned case to prove that all or part of the alleged debt in this case is either unenforceable or not past due. Petitioner failed to do so. On February 22, 2018, the Court again ordered Petitioner to file documentary evidence in support of her appeal. On March 19, 2018, Petitioner filed a letter ("*Petitioner's Letter*") in response to the February 22, 2018 *Order*. However, that letter was essentially the same letter that she attached to her *Request for Hearing*, dated October 15, 2017. Moreover, *Petitioner's Letter* did not contain documentary evidence in support of her case. Instead, the letter merely stated her "belief":

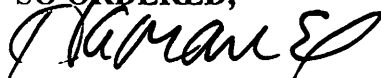
- 1) that Guild Mortgage and Chicago Title Insurance Company were responsible for payment of the alleged debt in this case,
- 2) that "subordinate liens must be recorded, and further that HUD cannot garnish/levy the taxes, wages, bank accounts, or other personal finances of [her and her son], absent judgment of a court of competent jurisdiction or pursuant to a written agreement," and
- 3) that Chicago Title Insurance Company "would be obligated to defend [their] interests in [this] action."

*Petitioner's Letter*. These statements are in the nature of argument. They do not set forth facts to create a genuine dispute of issues to be decided in this case. Petitioner also did not attach documents in support of Petitioner's arguments. The Court, therefore rules, *sua sponte* that this case is DISMISSED for lack of sufficient documentary evidence. It is

**ORDERED** that this case is DISMISSED, *without prejudice*. It is

**FURTHER ORDERED**, that the *Stay of Referral* of this Treasury Offset case to the U.S. Department of the Treasury for collection, entered on or about October 23, 2017, is hereby VACATED.

SO ORDERED,



H. ALEXANDER MANUEL  
Administrative Judge