

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

In the Matter of:

Mohammad Adam,

Petitioner.

18-AM-0194-AO-057

7-210129260B

July 16, 2019

RULING AND ORDER OF DISMISSAL

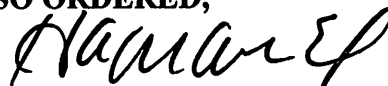
On July 12, 2019, the Secretary filed his *Motion to Dismiss* in this case, seeking dismissal of Petitioner's appeal for want of prosecution. On May 31, 2018, this court ordered Petitioner to file documentary evidence on or before July 1, 2018, in support of Petitioner's appeal. *Notice of Docketing, Order, and Stay of Referral*, dated May 31, 2018. On December 19, 2018, Petitioner was again ordered to file documentary evidence on or before January 17, 2019, to support his appeal. *Order to Show Cause Why This Case Should Not Be Dismissed ("Show Cause")*. In the *Show Cause*, Petitioner was specifically warned that

Failure to comply with this Order shall result in the immediate entry of judgment in favor of the opposing party or in the imposition of such other sanctions as the Administrative Judge deems necessary or appropriate in this case. See 24 C.F.R. §26.4(d).

(*emphasis in original*). Petitioner failed to comply with the aforementioned orders, and has failed to come forward with any evidence to support Petitioner's appeal. Upon consideration of the *Secretary's Motion to Dismiss*, and Petitioner's want of prosecution in this case, the Secretary's motion is GRANTED. Therefore, it is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *with prejudice*.

SO ORDERED,



H. ALEXANDER MANJUEL

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.*