

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

In the Matter of:

Jill Zanlungo,

Petitioner.

18-VH-0018-AO-005

7-210113920B

October 5, 2018

ORDER OF DISMISSAL

On October 17, 2017, Petitioner requested a hearing concerning an attempt to collect an alleged debt, by the Secretary of the United States Department of Housing and Urban Development, that is owed to the Government. Included with Petitioner's *Hearing Request* was a copy of a divorce decree purporting to show that Petitioner's ex-spouse agreed to repay the debt in this case.

The Court issued a *Notice of Docketing, Order, and Stay of Referral* dated October 18, 2017, requesting further documentary evidence from Petitioner. She did not respond to that *Order*. On November 27, 2017, the Court sent an *Order for Documentary Evidence* to Petitioner noting that she "has failed to file documentary evidence that *sufficiently* supports the position that *HUD released* Petitioner for the subject debt." (emphasis added). Accordingly, the *Order for Documentary Evidence* instructed Petitioner to file documentary evidence by December 27, 2017.

The Court issued two *Orders to Show Cause* on January 31, 2018, and February 5, 2018, respectively. Each *Order to Show Cause* informed Petitioner that a copy of her divorce decree is insufficient to prove that HUD has released her from the alleged debt in this case, and Petitioner was directed to submit documentary evidence to prove that she does not owe the debt. This Court advised Petitioner that "Failure to comply with this Order shall result in sanctions being imposed by the Court pursuant to 24 C.F.R. § 26.4(c), including judgment being entered on behalf of the opposing party." Petitioner did not respond to either *Order to Show Cause*.

To date, Petitioner has failed to submit documentary evidence in support of her position that she does not owe the alleged debt in this case despite being provided no less than four opportunities to do so. The Court finds that Petitioner has presented insufficient evidence in support of her claim and has failed to comply with the Court's *Orders*.

For cause, the *Order* imposing the stay of referral for this matter to the U.S. Department of the Treasury for administrative wage garnishment is **VACATED**.

It is hereby ORDERED that the Secretary be authorized to seek collection of this outstanding obligation by means of administrative offset in the amount claimed by the Secretary. The matter of HUDOHA # 18-VH-0018-AO-005 is **DISMISSED**.

SO ORDERED.



Vanessa L. Hall
Administrative Judge