

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

In the Matter of:

Randel Hoffman,

Petitioner.

18-VH-0088-AO-025

7-210121030A

June 12, 2018

ORDER OF DISMISSAL

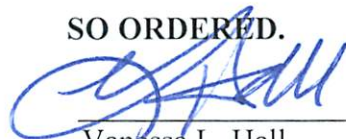
In 24 C.F.R. §§17.69 (b) and 26.4 (c) it provides, in general, that failure by the Petitioner to submit evidence within 60 calendar days from the date of the Department's Notice of Intent will result *in a dismissal of Petitioner's request for review* by the HUD Office of Hearings and Appeals. (Emphasis added).

On January 8, 2018, Petitioner alleged in his *Request for Hearing* that "I do not owe this debt. I paid off the house located at 7214 Centenary Dr., Rowlett, TX 75089 on March 31, 2017. I paid Wells Fargo completely and am enclosing Confirmation of Loan Payoff. If there is a debt to HUD for the property at 7214 Centenary Dr., Rowlett, TX 75089 then Wells Fargo owes that debt not me." No evidence was filed in support of Petitioner's claim that the subject debt owed to HUD would be paid off, or that Petitioner was released from his obligation for the alleged debt. To date, Petitioner has failed to comply with any of the Court's *Orders* to produce the necessary evidence to prove HUD issued him a written release from the subject debt. *See Notice of Docketing and Order* dated January 8, 2018; *Order for Documentary Evidence* dated February 22, 2018; *Order to Show Cause* dated April 2, 2018. The *Order to Show Cause* last issued by the Court specifically stated "**Failure to comply with this Order shall result in sanctions being imposed by the Court pursuant to 24 C.F.R. § 26.4 (c) and (d), including judgment being entered on behalf of the opposing party.**" (Emphasis in original). Petitioner again failed to comply as so ordered.

Consistent with the provisions of 24 C.F.R. §§ 17.69 (b) and 26.4 (c), Petitioner's appeal is **DISMISSED WITH PREJUDICE** *sua sponte* because of Petitioner's non-compliance with the Court's *Orders* to produce the necessary evidence for the Court's review.

The stay of proceeding issued on January 8, 2018 is hereby **VACATED**.

SO ORDERED.



Vanessa L. Hall
Administrative Judge