

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

In the Matter of:

Kathleen Campbell

Petitioner.

19-AM-0038-AO-010

7-210141120A

August 30, 2019

RULING AND ORDER OF DISMISSAL

On August 7, 2019, the Secretary filed the *Secretary's Motion to Dismiss* in this case, seeking dismissal of Petitioner's appeal on the grounds that Petitioner has failed to file documentary evidence in support of her appeal, as required by 24 C.F.R. §17.69(b)(2018). Petitioner was notified of the requirement to file documentary evidence in support of her appeal over eight months ago. *Notice of Docketing, Order, and Stay of Referral*, dated December 20, 2018. As argued by the Secretary, Petitioner failed to comply with that *Order*. *Secretary's Motion to Dismiss*, ¶ 4. Upon consideration of the *Secretary's Motion to Dismiss*, the motion is GRANTED. Therefore, it is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *without prejudice*. The Stay of Referral of this matter to the U.S. Department of the Treasury previously entered on December 20, 2018, is hereby **VACATED**.

SO ORDERED,



H. ALEXANDER MANUEL
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.*