

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

In the Matter of:

Laquisha Madden aka Laquisha Hendrix

Petitioner.

19-VH-0122-AO-043

7210142450

December 30, 2019

ORDER GRANTING DISMISSAL

NOW COMES on November 21, 2019 Secretary's *Motion to Dismiss* seeking to dismiss the instant administrative offset proceeding. According to the Secretary, "HUD holds a subordinate note and mortgage executed by Petitioner. Petitioner's indebtedness to HUD was triggered when the FHA-insured lender notified HUD that the FHA-insurance on Petitioner's primary mortgage was terminated. HUD, however, has confirmed that Select Portfolio Servicing, Inc. terminated the FHA insurance in error. The FHA insurance was recently reinstated, and the loan holder and servicer were updated to reflect that the note is now held and serviced by Carrington Mortgage Services, LLC." "Inasmuch as Petitioner's indebtedness to HUD is not currently due or owing, HUD moves to dismiss the instant Administrative Offset proceeding associated with the above-referenced claim number without prejudice."

HUD shall reserve the right to initiate Administrative Offset, or an alternative means of collection, in the future, "if Petitioner's indebtedness to HUD becomes due, but the debt is not paid in accordance with the terms of the subordinate note."

Upon due consideration, and for good cause shown, the *Motion to Dismiss* is **GRANTED**. The stay of referral in this matter to the Treasury Department shall remain full force and effect.

The matter of HUDOHA # 19-VH-0122-AO-043 is hereby **DISMISSED WITHOUT PREJUDICE**.

SO ORDERED.



Vanessa L. Hall
Administrative Judge