



Office of Appeals  
U.S. Department of Housing and Urban Development  
Washington, D.C. 20410-0001

In the Matter of:

**Ronnie A. Ralston,**

Petitioner

HUDOA No. 10-H-CH-AWG103  
Claim No. 2401070710A

Ronnie A. Ralston  
252 Carroll Drive  
Gatesville, TX 76528-2009

*Pro Se*

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For the Secretary

**RULING ON SECRETARY'S MOTION TO DISMISS**

Petitioner filed a timely request to present evidence that an alleged past-due, legally enforceable debt of Petitioner to the U.S. Department of Housing and Urban Development ("HUD") should not be collected by the Secretary by means of administrative wage garnishment. Pursuant to 31 C.F.R. § 285.11, as authorized by 24 C.F.R. § 17.170, the administrative judges of the HUD Office of Appeals are authorized to determine whether the debt that is the subject of this proceeding is past due and legally enforceable. As a result of Petitioner's hearing request, referral of the debt to the U.S. Department of the Treasury was temporarily stayed by this Office on July 12, 2010. *See* 31 C.F.R. § 285.11(f)(4).

On July 29, 2010, the Secretary filed a Motion to Dismiss this case on the grounds:

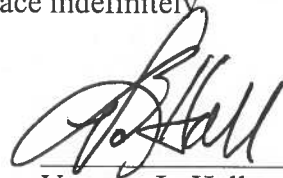
1. That, a Notice of Intent was forwarded to Petitioner in error.

2. That the Office of Appeals previously adjudicated this matter under case number 05-K-CH-AWG43 (Secretary's Exhibit A)
3. That the Office of Appeals entered an order in favor of Petitioner and directed the Secretary not to seek collection of this debt by administrative wage garnishment.
4. That, HUD's Financial Operations Center will take appropriate steps to ensure that this error is not repeated.

Upon due consideration, the Secretary's Motion to Dismiss is **GRANTED**. It is hereby

**ORDERED** that this matter is **DISMISSED** without prejudice.

The Stay of Referral of this matter to the U.S. Department of the Treasury issued by this Office on July 12, 2010 shall remain in place indefinitely.



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Vanessa L. Hall  
Administrative Judge

August 12, 2010