

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

In the Matter of:

Diann Holder ,

Petitioner,

20-AM-0048-AG-027

721014157

December 9, 2020

RULING AND ORDER OF DISMISSAL

On December 17, 2019, Petitioner was ordered to file documentary evidence in support of Petitioner's position in this case. *Notice of Docketing, Order, and Stay of Referral*. Petitioner failed to comply with the *Order* or to update the Court on any discussions with Government Counsel. The Court notes for the record that financial hardship and inability to pay are not relevant in administrative offset proceedings. However, Petitioner may wish to communicate with Lisa Pugliese of the HUD Financial Operations Center in Albany, NY (518) 862-2801, regarding repayment arrangements. Accordingly, it is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *sua sponte*, and *without prejudice*. It is

FURTHER ORDERED that the *Stay of Referral* previously entered in this case on or about December 17, 2019, 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.*