

UNITED STATES OF AMERICA
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
OFFICE OF ADMINISTRATIVE LAW JUDGES

The Secretary, United States
Department of Housing and Urban
Development, on behalf of
James Lavender,

Charging Party,

v.

HUDALJ 09-01-0380-8

Senior Nevada Benefits Group, L.P.,
Ida, Inc., and LeRoy Black,

Respondents.

ORDER CLARIFYING DAMAGE AWARD

On October 17, 2003, I issued a corrected Initial Decision and Order in this matter. It has come to my attention that a mathematical error and a typographical error have placed into question the amount of actual damages I intended to award to Complainant James Lavender. In order to remove this issue from needless consideration by the Secretary during the Petition for Review process, I am issuing this order to clarify the amount of actual damages I intended to be awarded to Mr. Lavender.

For the reasons stated in the Initial Decision and Order, I awarded Mr. Lavender \$84.00 in out-of-pocket losses, \$100.00 for lost amenities, and \$200.00 for emotional distress. These actual damages total \$384.00, and that is the amount that I award to Mr. Lavender. This is the amount that I intended Respondents to pay, jointly and severally, to Complainant. The Order issued on October 17, 2003, remains unchanged in all other respects.

So **ORDERED**: November 12, 2003

ARTHUR A. LIBERTY
Chief Administrative Law Judge

CERTIFICATE OF

SERVICE

I hereby certify that copies of this ORDER CLARIFYING DAMAGE AWARD issued by ARTHUR A. LIBERTY, Chief Administrative Law Judge, in HUDALJ 09-01-0380-8, were sent to the following parties on this 12th day of November 2003, in the manner indicated:

Chief Docket Clerk

REGULAR MAIL:

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* Although no entry of appearance was received from Mr. Ellsworth by this office, we have accepted the pleadings filed by him in behalf of Respondents as his appearance.

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LeRoy Black
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