

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

)	
In the Matter of:)	
)	
Mortgage Square, Inc.,)	HUDALJ 10-E-88-MR-53
)	
Respondent.)	
)	

ORDER OF DISMISSAL

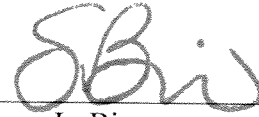
On March 24, 2010, the Mortgagee Review Board (“the Board”) of the United States Department of Housing and Urban Development (“the Government”) filed a Notice of Administrative Action initiating this matter, withdrawing Respondent’s HUD/FHA approval for a period of one year. On March 31, 2010, Respondent filed a response, requesting an appeal of the withdrawal action. A Notice of Hearing and Prehearing Order was issued by the undersigned, requiring the parties to submit Prehearing Exchanges on or before April 16, 2010 and scheduling the hearing for April 27, 2010.

On April 15, 2010, the parties submitted a Joint Motion to Stay Proceedings, requesting a 60 day stay on the basis that the parties believed a settlement was imminent. For good cause shown, the undersigned granted the Joint Motion, stayed the matter for 60 days, and ordered the parties to file and serve their Prehearing Exchanges on or before June 11, 2010.

On May 7, 2010, the Government’s Notice of Settlement with Respondent and Request for Dismissal (“Notice”) was filed, in which the Government represented that the parties had entered into a settlement agreement “resolving Respondent’s appeal of HUD’s withdrawal of its HUD/FHA approval.” Attached to the Government’s Notice is a copy of a signed Settlement Agreement between the Board and Respondent Mortgage Square, Inc. (FHA ID No. 28127-0000-1), as represented by its President, Christopher Drabik. The Settlement Agreement attests that the mortgagee “has now cured the deficiencies” cited in the Notice of Administrative Action, will pay a civil money penalty to the Government in the amount of \$7,500, and that the Government agrees to reinstate Respondent’s FHA approval as soon as practicable, *inter alia*.

Section 202 of the National Housing Act of 1934 provides that “[t]he Board may at any time enter into a settlement agreement with a mortgagee to resolve any outstanding grounds for an action.” 12 U.S.C. § 1708(c)(3)(E).

It is hereby **ORDERED** that this matter involving Respondent Mortgage Square, Inc., FHA ID No. 28127-0000-1, is **DISMISSED** due to the parties' execution of a Settlement Agreement dated May 5, 2010.



Susan L. Biro
Chief Administrative Law Judge¹

Dated: May 11, 2010
Washington, D.C.

Note: Section 202 of the National Housing Act of 1934 provides for the publication of settlement agreements: "In any case in which the notification of the Board does not result in a hearing (including any settlement by the Board and a mortgagee), any information regarding the nature of the violation and the resolution of the action shall be available to the public." 12 U.S.C. § 1708(c)(4)(C).

¹ The Administrative Law Judges of the United States Environmental Protection Agency. are authorized to hear cases pending before the United States Department of Housing and Urban Development pursuant to an Interagency Agreement in effect beginning March 4, 2010.