

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

In the Matter of:)	
)	
EMC Mortgage Corporation,)	HUDALJ 10-E-115-MR-75
)	
Respondent.)	
)	

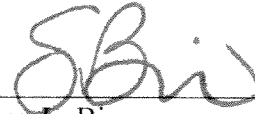
ORDER GRANTING REQUEST FOR DISMISSAL

The Mortgagee Review Board of the United States Department of Housing and Urban Development (“the Government”) filed a Notice of Administrative Action (“Notice”) dated March 24, 2010, initiating this matter and withdrawing Respondent’s HUD/FHA approval for one year. Respondent appealed such withdrawal, and the undersigned scheduled a hearing for May 19, 2010. On May 10, 2010, June 10, 2010, July 8, 2010, and July 26, 2010, the parties filed requests for extensions totaling eighty-four days, which the undersigned granted.

On August 9, 2010, the Government’s Notice of Settlement with Respondent and Request for Dismissal was filed, in which the Government represents that the parties “have entered into a settlement agreement resolving [Respondent’s] appeal of HUD’s withdrawal of its HUD/FHA approval.” The Government subsequently filed, on August 10, 2010, a copy of the fully-executed Settlement Agreement between the Government and Respondent EMC Mortgage Corporation (FHA ID/Mortgagee ID: 74649-0000-9 (Title 2)), as represented by its Assistant Vice President, Thomas E. Reardon, and dated August 10, 2010. The Settlement Agreement attests that Respondent agrees to pay a civil money penalty to HUD in the amount of \$7,500, and that the Government will process the reinstatement of Respondent’s FHA approval upon the Agreement’s execution, *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 EMC Mortgage Corporation, FHA ID/Mortgagee ID: 74649-0000-9 (Title 2), is **DISMISSED** due to the parties’ execution of a Settlement Agreement dated August 10, 2010.



Susan L. Biro
Chief Administrative Law Judge¹

Dated: August 10, 2010
Washington, D.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.