



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

In the Matter of:	:		
	:		
Luis Arellanes,	:	HUDOA No.	10-H-CH-AWG03
	:	Claim No.	7-21005442-0
Petitioner	:		

Luis Arellanes
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 San Diego, CA 92139

Pro se

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 Urban Development
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For the Secretary

RULING AND ORDER OF DISMISSAL

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 24 C.F.R. §§ 17.170, 20.4(b), and 31 C.F.R. § 285.11(f), the administrative judges of the HUD Office of Appeals are authorized to determine whether certain debts exist and are legally enforceable and whether they can be collected by means of administrative wage garnishment. As a result of Petitioner’s request, referral of the debt to the U.S. Department of the Treasury was temporarily stayed by this Office on October 8, 2009. (Notice of Docketing, Order, and Stay of Referral.)

On October 26, 2009, the Secretary filed a Motion to Approve Settlement (“Motion”) in which he states “Petitioner requested that the Secretary reduce his wage garnishment from 15% to \$25.00 per week.” (Motion, Exhibit 1.) The Secretary also states that he “subsequently accepted the Petitioner’s offer to pay \$25.00 through wage garnishment and issued a Modified Wage Garnishment Order to Petitioner’s employer on October 20, 2009,” and states further that he “respectfully requests approval of this settlement.”

Upon due consideration, the Secretary’s Motion to Approve Settlement is **GRANTED.**

The Stay of Referral of this matter to the U.S. Department of the Treasury issued by this Office on October 8, 2009 is **VACATED**. It is hereby

ORDERED that the Secretary shall seek collection of this outstanding obligation by means of administrative wage garnishment of any federal payment due Petitioner in compliance with the Modified Wage Garnishment Order issued to Petitioner's employer on October 20, 2009 in which Petitioner's wage garnishment was reduced from 15% to \$25.00 per week.



Vanessa L. Hall
Administrative Judge

October 28, 2009